

NASSAU COUNTY LEGISLATURE  
NINTH MEETING  
MINEOLA, NEW YORK  
JUNE 16, 2014 1:00 P.M

1. Meeting Minuets  
Meeting Minuets

Documents: [FULL LEGISLATIVE MEETING.PDF](#)

2. Proposed Ordinances

### Proposed Ordinances

Documents: [PROPOSED ORD. 69-14.PDF](#), [PROPOSED ORD. 70-14.PDF](#), [PROPOSED ORD. 71-14.PDF](#), [PROPOSED ORD. 72-14.PDF](#), [PROPOSED ORD. 73-14.PDF](#), [PROPOSED ORD. 74-14.PDF](#), [PROPOSED ORD. 75-14.PDF](#), [PROPOSED ORD. 76-14.PDF](#), [PROPOSED ORD. 77-14.PDF](#), [PROPOSED ORD. 78-14.PDF](#), [PROPOSED ORD. 79-14 W APPENDIX.PDF](#), [PROPOSED ORD. 79-14.PDF](#), [PROPOSED ORD. 80-14.PDF](#), [PROPOSED ORD. 81-14.PDF](#), [PROPOSED ORD. 82-14.PDF](#), [PROPOSED ORD. 83-14.PDF](#), [PROPOSED ORD. 84-14.PDF](#)

3. Legislative Calendar  
legislative Calendar

Documents: [LEGISLATIVE CALENDAR.PDF](#)

## PUBLIC NOTICE

### PLEASE TAKE NOTICE THAT

**THE NASSAU COUNTY LEGISLATURE  
WILL RECONVENE THE FULL LEGISLATIVE MEETING OF MAY 19, 2014**

**ON**

**MONDAY, JUNE 16, 2014 AT 1:00 P.M.**

**IN**

**THE PETER J. SCHMITT MEMORIAL LEGISLATIVE CHAMBER  
THEODORE ROOSEVELT EXECUTIVE AND LEGISLATIVE BUILDING  
1550 FRANKLIN AVENUE, MINEOLA, NEW YORK**

**William J. Muller III**  
Clerk of the Legislature  
Nassau County, New York

DATED: JUNE 9, 2014  
Mineola, NY

As per the Nassau County Fire Marshall's Office, the 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. 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.

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NASSAU COUNTY LEGISLATURE

FULL LEGISLATIVE COMMITTEE

NORMA GONSALVES,  
Presiding Officer

1550 Franklin Avenue  
Mineola, New York

Monday, June 16, 2014  
1:13 P.M.

1

2 A P P E A R A N C E S:3 NORMA GONSALVES,  
4 Presiding Officer5 RICHARD NICOLELLO,  
6 Deputy Presiding Officer7 HOWARD KOPEL, (1:35 P.M.)  
8 Alternate Deputy Presiding Officer

9 MICHAEL VENDITTO

10 DENISE FORD

11 LAURA CURRAN

12 FRANCIS X. BECKER

13 VINCENT MUSCARELLA

14 ELLEN BIRNBAUM

15 LAURA SCHAEFER

16 DONALD MACKENZIE

17 KEVAN ABRAHAMS,  
18 Minority Leader

19 ROSE MARIE WALKER

20 DENNIS DUNNE

21 JUDITH JACOBS

22 DAVID DENENBERG

23 DELIA DERIGGI-WHITTON

24 CARRIE SOLAGES

25 SIELA BYNOE

WILLIAM J. MULLER, III  
Clerk of the Legislature

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

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

7 CHAIRWOMAN GONSALVES: Mr. Muller,  
8 please call the roll.

9 CLERK MULLER: Deputy Presiding  
10 Officer Nicoletto?

11 LEGISLATOR NICOLELLO: Here.

12 CLERK MULLER: Alternative Deputy  
13 Presiding Officer Kopel?

14 LEGISLATOR KOPEL: Here.

15 CLERK MULLER: Legislator Bynoe?

16 LEGISLATOR BYNOE: Present.

17 CLERK MULLER: Legislator  
18 Solages?

19 LEGISLATOR SOLAGES: Here.

20 CLERK MULLER: Legislator Ford?

21 LEGISLATOR FORD: Here.

22 CLERK MULLER: Legislator Curran?

23 LEGISLATOR CURRAN: Here.

24 CLERK MULLER: Legislator Becker?

25 LEGISLATOR BECKER: Present.

1 Full Legislature/6-16-14  
2 CLERK MULLER: Legislator  
3 Muscarella?  
4 LEGISLATOR MUSCARELLA: Here.  
5 CLERK MULLER: Legislator  
6 Birnbaum?  
7 LEGISLATOR BIRNBAUM: Here.  
8 CLERK MULLER: Legislator  
9 DeRiggi-Whitton?  
10 LEGISLATOR DERIGGI-WHITTON:  
11 Here.  
12 CLERK MULLER: Legislator  
13 Venditto?  
14 LEGISLATOR VENDITTO: Here.  
15 CLERK MULLER: Legislator  
16 Schaefer?  
17 LEGISLATOR SCHAEFER: Here.  
18 CLERK MULLER: Legislator Dunne?  
19 LEGISLATOR DUNNE: Here.  
20 CLERK MULLER: Legislator Jacobs?  
21 LEGISLATOR JACOBS: Here.  
22 CLERK MULLER: Legislator Walker?  
23 LEGISLATOR WALKER: Here.  
24 CLERK MULLER: Legislator  
25 MacKenzie?

1 Full Legislature/6-16-14

2 LEGISLATOR MACKENZIE: Here.

3 CLERK MULLER: Legislator

4 Denenberg?

5 LEGISLATOR DENENBERG: Here.

6 CLERK MULLER: Minority Leader

7 Abrahams?

8 LEGISLATOR ABRAHAMS: Here.

9 CLERK MULLER: Presiding Officer

10 Gonsalves?

11 CHAIRWOMAN GONSALVES: Present.

12 CLERK MULLER: We have a quorum.

13 CHAIRWOMAN GONSALVES: At this

14 time, we have two points of personal

15 privilege. The first one is Legislator

16 Francis Becker who would like to introduce

17 the Long Island Sled Hockey Team, Rough

18 Riders.

19 LEGISLATOR BECKER: Thank you.

20 Good morning everyone and, thank you,

21 Presiding Officer, for this opportunity.

22 Before I get to tell you a little

23 bit about the Long Island Rough Riders and

24 introduce the coaches, Brian Blumquist and

25 Frank Martin, I just have a little video

1 Full Legislature/6-16-14  
2 that I would like to share with everybody  
3 that really tells you about what this team  
4 is all about and the exciting things going  
5 on there.

6 (Video played.)

7 LEGISLATOR BECKER: I'm sure you  
8 are amazed as I am by these amazing young  
9 athletes. The Rough Riders were named after  
10 Teddy Roosevelt and the Rough Riders, and  
11 they were founded by Brian and some other  
12 people in 2003 and, of course, as he  
13 mentioned in the video, they never refused  
14 anyone. The reason for the two athletes  
15 joining the team are both US Army vets who  
16 were disabled in Afghanistan and they're now  
17 playing.

18 Each athlete is outfitted with  
19 about \$2,000 worth of equipment. They  
20 travel a great deal, and each time they  
21 travel it's about 35 to \$40,000 a trip. Of  
22 course, the athletes pay zero.

23 The important thing here that I  
24 wanted to mention, which is quite amazing to  
25 me, Brian is a former Lynbrook police

1 Full Legislature/6-16-14  
2 officer. He's a great friend. I've watched  
3 the Rough Riders play. He's invited me to  
4 play but I'm afraid they will beat me, so I  
5 don't want to go on the ice with them.

6 But, in any case, Brian privately  
7 raises the money each and every year through  
8 many different people, myself and others, to  
9 help fund these young athletes. Brian, my  
10 hat is off to you and your fellow  
11 contributors for allowing these young  
12 athletes to play sled hockey.

13 The reason I invited the team  
14 down is because they had an amazing 2014  
15 year. They won 10 different medals over  
16 time, but they recently went to Florida and  
17 they are the South West Florida champions  
18 for 2014, and they're the O'Keefe Cup  
19 champions in Ottawa of 2014.

20 So I'm sure you will agree with  
21 me that this is an amazing moment to  
22 congratulate them and to honor them. For  
23 those who can stand, please stand up and  
24 let's give you a big round of applause.  
25 Okay?

1 Full Legislature/6-16-14

2 I would like to come down and  
3 just take a quick photo and present them  
4 with citations.

5 CHAIRWOMAN GONSALVES: Legislator  
6 Walker.

7 LEGISLATOR WALKER: I have had  
8 the honor and privilege to watch the Rough  
9 Riders play and also to play against them  
10 over in our Town of Oyster Bay ice facility.  
11 I can tell you that they were very gentle  
12 and kind to me because I pretty much could  
13 have been tipped over on my sled on the ice.  
14 They were kind, but they made sure they were  
15 going to win. That's for sure. They were  
16 not going to be that kind to me.

17 But they are absolutely great  
18 young men and women and I thank the coaches  
19 for the great job you do. I hope to be out  
20 there with you on the ice again.  
21 Congratulations.

22 MR. BLUMQUIST: Fran, and  
23 everybody on the legislature, thank you so  
24 much for recognizing these kids. I call  
25 them kids. We have a 64 year old sophomore,

1 Full Legislature/6-16-14  
2 right, Walt? The piece that followed us is  
3 fabulous, just a little incorrect in  
4 February, when Jessica Fegosa did it, we had  
5 36 athletes. As of this morning, we have  
6 43. Again, we turn no one away. When we  
7 started the program, almost 11 years ago, we  
8 had 16.

9 June 27, 28, 29, Town of Oyster  
10 Bay, Rink in Bethpage, come down. It will  
11 be posted on the website. We have a  
12 tournament. Our team is against the  
13 Canadian teams. After we won their cup in  
14 April, they're not too happy with us. It  
15 will be interesting to see who they bring  
16 down, if they load up.

17 But, again, I thank you so much  
18 for the recognition that these kids, that  
19 they so richly deserve. They deserve all  
20 your support, their courage, determination,  
21 and teamwork is beyond belief.

22 At the risk of being politically  
23 incorrect, God bless our athletes, God bless  
24 our troops, and God bless America. Thank  
25 you.

1 Full Legislature/6-16-14

2 CHAIRWOMAN GONSALVES: I think we  
3 learned a lesson today. There's no such  
4 thing as never or I can't. The young people  
5 who were here today to be recognized by  
6 Legislator Becker certainly taught us that  
7 lesson.

8 Now, for another point of  
9 personal privilege, we have Minority Leader  
10 Kevan Abrahams who would like to introduce  
11 Walter Palluch.

12 LEGISLATOR ABRAHAMS: Hi. Good  
13 afternoon. I want to recognize a gentleman  
14 that didn't have to do what he did, but did  
15 it because it was the right thing to do. We  
16 need more people like this in our county and  
17 in our country that take the time to  
18 acknowledge when someone else is in need and  
19 someone else needs our help. It could be  
20 the smallest thing such as calling the  
21 police and waiting to make sure the person  
22 is safe or it could be something as dramatic  
23 as rushing into a fire.

24 But I want to thank Walter  
25 Palluch, and if Walter can stand up and come

1 Full Legislature/6-16-14  
2 to the podium with Kwami Hawthorne as well.  
3 Kwami graduated from Uniondale High School.  
4 He is a great citizen. He's an Eagle Scout.  
5 He has been tremendous. He attends the Good  
6 Shepard Church. But Kwami -- and I will let  
7 them explain to greater detail, got into a  
8 car accident. I saw his mom a few weeks  
9 ago. She's a member of the Uniondale PTSA.  
10 He had got into a car accident and, if I  
11 remember correctly, became unconscious and  
12 needed assistance. By the luck of God,  
13 Walter Palluch was there. He was able to  
14 assist Kwami. He called the police and, to  
15 this day, we are happy that Kwami is here  
16 before us.

17 His mom was so thankful and I was  
18 so appreciative knowing the family for such  
19 a long period of time, I wanted to recognize  
20 Walter. These are the types of stories that  
21 don't always make their way into the press,  
22 but I definitely want to recognize it  
23 because we never know when we may be on the  
24 side of the road and we may need that  
25 assistance, and just to have people drive by

1 Full Legislature/6-16-14

2 I think is unconscionable.

3 So I want to thank Walter and  
4 join me in giving him a round of applause.

5 From what I understand, I haven't  
6 had the chance to meet Walter, but Walter is  
7 a very modest gentleman. Even up until  
8 today, he was telling members of my staff  
9 that he doesn't realize why he's here and  
10 why he's being giving this recognition.  
11 That modesty speaks volumes to the type of  
12 people that we have in this county, this  
13 great county. I want to thank him again.

14 I know Ms. Hawthorne you would  
15 like to say something, and then, obviously,  
16 maybe Kwami and Mr. Palluch as well.

17 MS. HAWTHORNE: So many times we  
18 drive past accidents and you always say, oh,  
19 well, there are people there. They're going  
20 to stop and help and you keep driving. But  
21 Walter didn't. The accident happened behind  
22 him. He saw in his rearview mirror a car  
23 turned sideways. He stopped. He said he  
24 knew that when people have these kinds of  
25 accidents that they could stagger into the

1 Full Legislature/6-16-14  
2 road. That they could stagger into the  
3 parkway in trying to escape.

4 I just thank God that he followed  
5 his instincts because so many times we, too,  
6 pass car accidents and we might have an  
7 instinct to stop, but we ignore that  
8 instinct because we're busy doing something  
9 else.

10 So I just wanted to thank him for  
11 acknowledging the impulse to stop and be  
12 helpful because he was able to help Kwami  
13 off the road, contact emergency, and contact  
14 Kwami's family. For that I just say thank  
15 you, thank you, and God bless you.

16 MR. HAWTHORNE: I also want to  
17 say thank you because, like he said, when I  
18 was laying down in the hospital bed, he said  
19 to my mom, there are good people in this  
20 world and he is honestly one of those good  
21 people in this world, and I couldn't thank  
22 him enough.

23 MR. PALLUCH: Usually I'm the guy  
24 that's running the microphones not the one  
25 in front of them. I just did what I think

1 Full Legislature/6-16-14  
2 people should do. I really have nothing  
3 else to say. I can't say enough. I  
4 appreciate the recognition from the county  
5 and certainly from Kwami. Firstly, nobody  
6 was hurt, that was the most important thing.  
7 Thank you so much.

8 MS. HAWTHORNE: Kwami did have a  
9 concussion and he was in the hospital for 24  
10 hours but is recovering and is fine. I just  
11 also want to say, you know, this also goes  
12 out to good samaritans everywhere. We can  
13 all play our role in shepherding and helping  
14 each other just by being a good samaritan.  
15 Thank you.

16 LEGISLATOR ABRAHAMS: I'm going  
17 to come down and join you for a photo.  
18 Thank you, everyone.

19 CHAIRWOMAN GONSALVES: At this  
20 time it's in order that we call for public  
21 participation. There have been a few slips  
22 handed in. Some are not calendar items, but  
23 are other items not pertaining to the  
24 calendar. Those that are pertaining to the  
25 calendar I will hold when we have the

1 Full Legislature/6-16-14  
2 hearings, and the item that is part of the  
3 calendar.

4 We, therefore, will begin with  
5 Gregg Naham; is that correct?

6 CLERK MULLER: And Legislator  
7 Kopel is here, we have a full 19  
8 legislators.

9 CHAIRWOMAN GONSALVES: Legislator  
10 Abrahams, would you like to wait? We can  
11 wait. I can call the next person. We will  
12 wait until we have a full contingency and,  
13 that being the case, I will be calling Lois  
14 Schaffer.

15 MS. SCHAFFER: Can you hear me?  
16 Before I speak --

17 CHAIRWOMAN GONSALVES: State your  
18 name and address, Lois, for the record,  
19 please.

20 MS. SCHAFFER: My name is Lois  
21 Schaffer. I live at 31 Amherst Road in  
22 Great Neck, New York.

23 Before I speak, I just want to  
24 say something that the gentleman before me  
25 was not just a good samaritan but he was a

1 Full Legislature/6-16-14  
2 human being. And this is partly what I want  
3 to speak about.

4 I want to thank you for this  
5 opportunity to speak to you. My purpose is  
6 to verbalize the effects gun violence has  
7 had on our society as well as me personally.

8 It's interesting to note my  
9 speaking to you today is most timely.  
10 Legislation is being introduced in New York  
11 State to declare June as gun violence  
12 awareness month. Besides being a moral  
13 issue, human lives have been affected in  
14 addition to its political and legislative  
15 ramifications.

16 All of you must know our family  
17 represents the human side. Our beloved  
18 daughter was murdered in December 2008 by  
19 two teenagers; one with a stolen handgun,  
20 brazenly shot her. Tragically, gun violence  
21 has escalated since her death.

22 You are all caring thinking human  
23 beings and, as legislative representatives  
24 of Nassau County, you have the power to  
25 initiate some change in our gun laws. It's

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2 the legislative side I want to emphasize to  
3 apprise you of one proposed legislative  
4 measure to prevent further horrific deaths.

5 Of top legislative priority, the  
6 gun safety organization, New Yorkers Against  
7 Gun Violence, has proposed a cap bill or  
8 child access prevention bill, otherwise as a  
9 safe storage law or as Nicholas' Bill, which  
10 was named for a child that was accidentally  
11 shot and killed by a friend with an  
12 unsecured gun.

13 While New York City and  
14 Westchester has cap laws, New York State  
15 does not. Which means, if a child accesses  
16 a gun that is not safely stored, virtually  
17 no meaningful New York State penalty is  
18 imposed upon the gun owner, even if the  
19 child accidentally injures or kills another  
20 person or him/himself with the gun.

21 This bill emphasizes the  
22 human/legislative connection and especially  
23 as it applies to children. Sadly, we have  
24 all learned about the accidental death of  
25 children like this due to the unsafe storage

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2 of guns. The cap bill requirements would  
3 include safe storage or locking device of  
4 all guns not in the immediate possession or  
5 control of the gun owner.

6 Criminal liabilities and  
7 penalties would be assessed against a gun  
8 owner who do not adhere to these  
9 regulations. My own assessment is that the  
10 gun should be kept in safe storage and a  
11 locking device.

12 As the saying goes, we start  
13 local but act global. Like a rolling  
14 snowball, perhaps as county legislators, and  
15 citizens like me, together we can focus our  
16 energies into gathering momentum globally to  
17 honor the memories like our daughter and  
18 Nicholas who died senseless deaths and to  
19 prevent future ones. Thank you.

20 CHAIRWOMAN GONSALVES: Thank you,  
21 Ms. Schaffer. The next speaker, I'm sorry  
22 but I cannot read the last name, Marianna  
23 Wohlgemuth.

24 MS. WOHLGEMUTH: Don't feel bad,  
25 nobody can. Richard does know it, he's in

1 Full Legislature/6-16-14  
2 New Hyde Park as well. I'm just going to be  
3 very brief. I'm treasurer of the Ladies  
4 Auxiliary of the VFW post 52/53 in  
5 Albertson. My husband is Junior Vice  
6 Commander there. I'm also president of the  
7 Lakeville Estates Civic Association in New  
8 Hyde Park.

9 I recently was told of an  
10 increase in fees for veterans for the county  
11 parks. Nassau County has prided itself on  
12 honoring our veterans. These veterans made  
13 a choice to support our country in a time of  
14 need. My husband served a tour in Vietnam.  
15 My son is serving currently on a ship in the  
16 Middle East. They're doing their part. I  
17 know what a sacrifice it is to them. They  
18 have no human touch with their family, their  
19 friends, their loved ones.

20 It's a small price for Nassau  
21 County to pay to keep the fees the same for  
22 the veterans. That's really what I would  
23 like to just say.

24 CHAIRWOMAN GONSALVES: Legislator  
25 Nicolello.

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2 LEGISLATOR NICOLELLO: Marianna,  
3 there are no specific fee increases here for  
4 veterans.

5 MS. WOHLGEMUTH: There are.

6 LEGISLATOR NICOLELLO: There are  
7 no specific fee increases for veterans.  
8 There are fee increases in general, but not  
9 for -- the veteran increase fees are not  
10 going up.

11 MS. WOHLGEMUTH: Well, I would  
12 like to see, perhaps, veterans, maybe  
13 volunteer fire fighters, perhaps seniors  
14 would not see an increase this year. I  
15 wouldn't benefit from it, but --

16 CHAIRWOMAN GONSALVES: Marianna,  
17 this year, very recently, we passed  
18 legislation that will give veterans active  
19 as well as non-active veterans a lifetime  
20 membership to all of the parks and  
21 recreation facilities for a one-time fee of  
22 \$25. That's it.

23 MS. WOHLGEMUTH: And I applaud  
24 the legislature for doing that. I thank  
25 you. But you give a cookie, he's going to

1 Full Legislature/6-16-14

2 look for the whole box.

3 CHAIRWOMAN GONSALVES: That  
4 one-time fee will entitle him to discounts  
5 at all of the facilities, the parks and  
6 recreation facilities here in Nassau County.

7 MS. WOHLGEMUTH: For instance,  
8 green fees. I know as our veterans and our  
9 seniors, when I go out to Northport, I see  
10 the veterans on the golf fields in Northport  
11 because it's so expensive locally for them  
12 to play a round of golf.

13 So I just would ask that you  
14 possibly, this year, not raise the fees for  
15 veterans, seniors, and that's really what  
16 I'm asking. That's all. Just consider it.  
17 That's all.

18 LEGISLATOR NICOLELLO: I'm  
19 confused. The veterans and seniors do get  
20 discounts and, as the presiding officer  
21 indicated, they get essentially a lifetime  
22 of leisure pass. There are fee increases in  
23 general. Are you saying that we should  
24 never pass a fee increase?

25 MS. WOHLGEMUTH: I didn't say

1 Full Legislature/6-16-14  
2 that. Don't misinterpret what I'm saying.

3 LEGISLATOR NICOLELLO: I'm not  
4 misinterpreting what you're saying. I'm  
5 asking a question.

6 MS. WOHLGEMUTH: No. The fee  
7 increases are across the board. Is it  
8 possible for the legislature to consider  
9 pulling, eliminating the increases for  
10 veterans and possibly even volunteer fire  
11 fighters? They serve our country.

12 I know that the fee increases are  
13 not enormous, but it would just be a token  
14 from the legislature, from the county, to  
15 encourage our veterans.

16 LEGISLATOR NICOLELLO: Again, the  
17 veterans and seniors do get discounts, and  
18 with the fee increases, the set of green  
19 fees, as you mentioned, do you know how much  
20 it will increase for a veteran?

21 MS. WOHLGEMUTH: I think -- now I  
22 need glasses. I believe ten percent at the  
23 golf courses.

24 LEGISLATOR DENENBERG: That's  
25 correct.

1 Full Legislature/6-16-14

2 MS. WOHLGEMUTH: Maybe five  
3 percent for veterans.

4 LEGISLATOR NICOLELLO: But what  
5 do the veterans pay now for green fees, do  
6 you know?

7 MS. WOHLGEMUTH: That I don't  
8 know, I'm sorry.

9 LEGISLATOR NICOLELLO: Well, with  
10 that discounted rate, you may be talking  
11 about a dollar increase for them. Probably  
12 \$3 for the average golfer for green fees.

13 MS. WOHLGEMUTH: If they play  
14 every day, that adds up. Just consider it.  
15 That's all I'm asking. Thank you.

16 LEGISLATOR DENENBERG: You know,  
17 just to -- what you said is true. There is  
18 a 100 percent fee increase and this fee has  
19 to be paid whether you ever a leisure pass  
20 or not for stickers for the beach for  
21 veterans, for volunteer fire fighters,  
22 ambulance and seniors.

23 It went from 2010, \$25, up to now  
24 what is being proposed is \$50. There was,  
25 for the golf, that's a ten percent increase.

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2 And if you play every day it is felt. Any  
3 of the discounted rates have gone up as much  
4 as 100 percent since 2010 alone. One of the  
5 discounted rates is that for veterans as  
6 well as seniors and volunteers.

7 So regardless of the fact that a  
8 lifetime leisure pass, which is a whole  
9 separate fee, that has gone up in recent  
10 years, regardless of a lifetime leisure pass  
11 being offered to veterans, they would still  
12 have to pay the usage fees for golf, for the  
13 beaches, for anything here.

14 Rifle and pistol range went up,  
15 archery went up, miniature golf went up,  
16 anywhere from 10 to 100 percent just over  
17 the last few years or on this bill alone.  
18 So, you're right.

19 MS. WOHLGEMUTH: I thank you for  
20 that. Just consider possibly making a  
21 separate fee increase perhaps of a reduced  
22 rate for veterans.

23 CHAIRWOMAN GONSALVES: Marianna,  
24 I think what we need to do is check to see  
25 what the discount amounts to. We will see

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2 what the discount amounts to for our seniors  
3 and for our veterans and that's being  
4 researched.

5 MS. WOHLGEMUTH: I appreciate  
6 that.

7 LEGISLATOR DENENBERG: But the  
8 leisure pass is not --

9 CHAIRWOMAN GONSALVES: Excuse me,  
10 Mr. Denenberg.

11 LEGISLATOR DENENBERG: I'm just  
12 saying that the leisure pass is separate.

13 CHAIRWOMAN GONSALVES: I said,  
14 Mr. Denenberg, you should go through the  
15 chair.

16 LEGISLATOR DENENBERG: You need  
17 the leisure pass to use the facility, you  
18 have to pay the usage fee as well.

19 MS. WOHLGEMUTH: I'm not 100 sure  
20 of the impact and I understand you have to  
21 do research. I'm just suggesting it.  
22 That's all.

23 CHAIRWOMAN GONSALVES: Thank you  
24 very much, Marianna.

25 MS. WOHLGEMUTH: Thank you very

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2 much.

3 CHAIRWOMAN GONSALVES: Mr. Naham,  
4 I don't believe the minority leader has  
5 returned, so it's your choice whether or not  
6 you want to speak.

7 MR. NAHAM: Thank you. It's  
8 important to the south shore and of Nassau  
9 County so I will speak and perhaps somebody  
10 will fill him in and we'll go ahead. Thank  
11 you.

12 CHAIRWOMAN GONSALVES: Yes.

13 MR. NAHAM: My name is Gregory  
14 Naham, and I live at 355 Blackheath Road,  
15 Lido Beach. I represent a couple of  
16 organizations but, everything I represent,  
17 is nonpartisan.

18 The first part of what I wrote  
19 and what I'm here to speak about is  
20 something that doesn't make a difference if  
21 you are a Democrat, Republican, Black, White  
22 purple, the mosquito.

23 We had a tremendous amount of  
24 rain and, last year from Sandy, there is an  
25 influx of different types of mosquitoes and

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2 more of them because of the rain that we  
3 had.

4 I was at the town last week  
5 trying to get something done and it really  
6 falls on the county because you guys have  
7 the airplanes, you have the spraying, and  
8 you guys have the equipment to do the slit  
9 trenches along the Meadowbrook, the Wantagh,  
10 and it goes into East Rockaway. People are  
11 complaining.

12 I'm wondering if you can expedite  
13 the matter of getting this project, instead  
14 of July or August, but now. Because it  
15 really is, you have the camps coming up for  
16 the children in Lido, and I'm wondering if  
17 you folks can do something about that,  
18 because it's Nassau County's equipment and  
19 personnel that could do it.

20 Going to my next subject is the  
21 CRZ Program. Some of you might be familiar  
22 with this on the South Shore. This is  
23 monies that are coming down from the state  
24 and federal government to rebuild and help  
25 the South Shore communities, most of them

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2     with bulk heading, first responders,  
3     different type of drainage situations, and  
4     I'm wondering has there been any coordinated  
5     group of you from the South Shore put  
6     together a plan so everyone will get the  
7     bulkheads going in at the same time. The  
8     drainage going into the bay going the same  
9     time, and first responders, fire stations  
10    and fire houses, will get the money they  
11    need.

12                   Because Long Beach, they have  
13    gotten their \$25 million and Long Beach is  
14    going ahead with a bulk heading project,  
15    which is great for them but it puts Atlantic  
16    Beach and Lido and Point Lookout at risk and  
17    Island Park and East Rockaway because once  
18    they have a higher bulkhead, the water is  
19    going to get pushed off and go left right  
20    and inside.

21                   So, is there a coordinated effort  
22    from you legislators in your areas, have you  
23    put anything together about this?

24                   CHAIRWOMAN GONSALVES:   Legislator  
25    Ford.

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2 LEGISLATOR FORD: Good afternoon,  
3 Mr. Naham. How are you?

4 MR. NAHAM: Well, thank you.  
5 Good afternoon.

6 LEGISLATOR FORD: As a matter of  
7 fact, first of all, it's the Department of  
8 Health that would help coordinate, New York  
9 State Department of Health with the  
10 mosquitoes, but we will definitely look into  
11 that because I know we have been getting  
12 phone calls about infestation of mosquitoes  
13 especially down on the South Shore.

14 MR. NAHAM: And Nassau County.

15 LEGISLATOR FORD: Right. Health  
16 Department. In regard to -- I know with the  
17 CRZs, probably about last fall I guess it  
18 was, where we had a meeting with all the  
19 CRZs, it was up in Island Park, up in the  
20 middle school up there, all of the CRZ  
21 representatives as well as the consultants  
22 met. Laura Manafro, who was in charge of  
23 that whole project, put it altogether. I  
24 had requested to have a meeting so I could  
25 get a better understanding of the projects

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2 that were being proposed.

3 Unfortunately with the CRZ, that  
4 is all state run, that is through New York  
5 State, that those monies do not flow through  
6 Nassau County.

7 That being said, I had met with  
8 some of the heads of the civic association  
9 and the people in charge of the CRZs so I  
10 would know what projects are being proposed.  
11 Because, as you know, there are some  
12 projects that I'm doing down in my district  
13 and I wanted to see whether or not we could  
14 coordinate and get a better timeline, that  
15 if a project that I was going to do can  
16 benefit from CRZ money or if it's a way of  
17 coordination, if we were going to have to  
18 tear up a street or something, that we would  
19 do it according to what the consultants  
20 recommend in regard to the CRZ projects.

21 With the bulk heading, I know  
22 that the city of Long Beach has been working  
23 on their bulk heading. We have been trying  
24 to get everybody to work together because  
25 especially on the north side of the barrier

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2 island, from Point Lookout right down to  
3 Atlantic Beach, it has to be a coordinated  
4 project.

5 But there, between the city, and  
6 even with the Town of Hempstead, it's  
7 something that's under their jurisdiction.  
8 So, they are the ones that would work with  
9 the bulk heading.

10 MR. NAHAM: Well, going back,  
11 just as you said, that bulk heading is going  
12 to be going forward and that helps the west  
13 of Long Beach, but east of Lido, and Point  
14 Look and going also into Wantagh and  
15 Merrick, those areas, you're pushing the  
16 water someplace.

17 I'm just wondering, it is the  
18 money and the group is from the state. But  
19 at the county level, to oversee the projects  
20 because, let me say, Oceanside their CRZ did  
21 a great job of what their needs are. If  
22 anybody wants to go online, I would look at  
23 Oceanside's CRZ program which was put  
24 together by Raymond Pagano, he was a chair  
25 on that. He did a wonderful job as a model

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2 from first responders to the bulk heading,  
3 and the lighting and such.  
4 But, from Massapequa to Merrick,  
5 that inner bay, that north side of the bay,  
6 is going to be inundated. I'm just  
7 wondering, if you folks could coordinate and  
8 oversee and put together perhaps a committee  
9 to see what is being done hamlet by hamlet?

10 LEGISLATOR FORD: I mean, I know  
11 a lot of the projects being proposed in my  
12 district as well as into the Five Towns.  
13 But I have always been open to meeting with  
14 anybody. As a matter of fact, I did have,  
15 just about two weeks ago, a meeting with  
16 Craig Craft, head of our OEM, with my  
17 representatives in the various fire  
18 departments in my district. I made sure  
19 that the five towns was included because  
20 it's a new area for me so we could discuss  
21 the aftermath of Sandy, what they would feel  
22 should be done, and how could the county  
23 help them in future storms and future  
24 emergencies.

25 So, it's something that I have

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2 taken the initiative in always making my  
3 office available to discuss any of these  
4 issues and try to coordinate things as best  
5 as we can.

6 Because CRZ money, any type of  
7 money, is all taxpayer funded, one way or  
8 the other. The best way to do it is to  
9 spend it judiciously to make sure we don't  
10 do two projects when it could have been just  
11 one, financed under one stream. I don't  
12 believe in necessarily wasting taxpayer  
13 monies on any project that we do.

14 MR. NAHAM: I appreciate your  
15 overview and viewing this and trying to put  
16 it together, but --

17 LEGISLATOR FORD: If you would  
18 like to call my office but maybe perhaps we  
19 could reach out to the others, we'll find  
20 out, I don't know on the county level, but I  
21 would be more than happy to try to  
22 coordinate something if you wanted to work  
23 with me on that.

24 MR. NAHAM: Sure. David  
25 Denenberg, Mr. Denenberg, have you put

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2 anything, looked at your neighboring  
3 communities in your area, and I will ask the  
4 same thing to Michael Venditto?

5 CHAIRWOMAN GONSALVES: I'm just  
6 going to interject, Mr. Naham. I want you  
7 to know that our Department of Health does  
8 have a unit called mosquito control. They  
9 are in constant communication as far as I  
10 understand with the State Department of  
11 Health and that's where we probably need to  
12 go to see at this point and see where  
13 they're at.

14 MR. NAHAM: I appreciate that.  
15 I truly do.

16 CHAIRWOMAN GONSALVES: Excuse me.  
17 Legislator Walker would like to address you,  
18 Mr. Naham.

19 LEGISLATOR WALKER: Actually,  
20 Presiding Officer, you did address what I  
21 was going to say, that we are under the  
22 direction of the state and I know we do have  
23 your phone number. I will make sure that  
24 I'm in contact with our health department to  
25 see where we are and what direction we are

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2 going in.

3 MR. NAHAM: Because the  
4 commissioner of Nassau County for the  
5 environmental area, Ron Masters, said that  
6 all he could do is very little. It's up to  
7 the county that has the spraying ability and  
8 the trenches.

9 LEGISLATOR WALKER: Yes. We have  
10 the ability to do it but we are under the  
11 direction of New York State.

12 MR. NAHAM: So it's the state  
13 that directs you to do it?

14 LEGISLATOR WALKER: Right. And I  
15 will make sure I'm in touch with our health  
16 department and we do have your phone number  
17 so we can share that information with you.

18 MR. NAHAM: I appreciate that.  
19 Thank you.

20 CHAIRWOMAN GONSALVES: Legislator  
21 Denenberg.

22 LEGISLATOR DENENBERG: First and  
23 foremost, the mosquito treatments, the  
24 trenching, if you will, in the salt marshes,  
25 is something that the Nassau County

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2 Department of Public Works, in coordination  
3 with the Board of Health, but also under the  
4 guidance, the Nassau County Department of  
5 Public Works does do the mosquito  
6 treatments. They have done it for years.

7 When West Nile came up, we used  
8 to have someone, may he rest in peace, Greg  
9 Terrillian, would come around and talk about  
10 the spraying, but he always talked about the  
11 trenching programs that are supposed to be  
12 in April or May, not July. It starts in  
13 April and May and supposed to go through the  
14 whole year.

15 So I would have to find out if it  
16 started later this year than it should.  
17 Without treatment of larvae sightings in the  
18 trenches early on in the year, you're going  
19 to have a proliferation of the mosquito  
20 population. In the late '90s, that happened  
21 one year.

22 MR. NAHAM: 1996.

23 LEGISLATOR DENENBERG: And it was  
24 a disaster, so you know what I'm talking  
25 about and I agree. But Nassau County has

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2 to, for any treatment, follow with the DEC.

3 Any of the legislators, whether  
4 it was Ford or any of my colleagues who have  
5 South Shore districts, the CRZs, sometimes  
6 they are also called CRPs, community  
7 reconstruction programs, each defined area  
8 had their own leaders, like in Merrick  
9 Bellmore, it was some of the civics working  
10 with the Department of Health officials, and  
11 then you had some of the villages, Freeport,  
12 Massapequa Park, several of the villages all  
13 had their own CRZs to recommend where money  
14 could be spent to make us more resilient in  
15 the future.

16 To the state's credit, last  
17 month, and I was there, there was a  
18 coordinated meeting all along the South  
19 Shore at least from Freeport to the east  
20 even into Suffolk. Town of Babylon has been  
21 having their CRZs in some of their  
22 unincorporated areas. So I would imagine  
23 all the towns are doing that.

24 Your recommendation that each of  
25 it has to be coordinated is a no-brainer, as

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2 to whether county legislators can coordinate  
3 a program that's -- that is state funding  
4 mostly to the most local municipality, an  
5 incorporated village in the villages, a city  
6 if it's Long Beach, or the Town of Hempstead  
7 or the other towns if it's an unincorporated  
8 area.

9 I don't know if that makes sense  
10 or not. The state is supposed to be doing  
11 that. There was some coordination from all  
12 the different programs. Right now I think a  
13 lot of us are concerned whether the money  
14 ever gets to the towns or the incorporated  
15 villages and they actually put in whatever  
16 it is, whether it's a wall, whether it's  
17 better gate valves and raising some streets.

18 MR. NAHAM: Sort of oversight is  
19 what I'm looking for from the county if they  
20 had or could put something together as a  
21 sort of oversight, a committee.

22 LEGISLATOR DENENBERG: It's  
23 something that we can talk about, but the  
24 oversight at any of those meetings that's  
25 talked about is coming from New York rising

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2 and the state, supposedly it's the state  
3 itself, who, at the end of the day, is  
4 distributing the money, which is federal  
5 money. It's not even state money.

6 MR. NAHAM: And, as Legislator  
7 Ford knows, I believe that they got the nod  
8 to get their \$25 million, which is a  
9 starting -- if it's \$6 million, \$25 million,  
10 it's a starting figure, and then from there,  
11 there is other monies coming down the pike  
12 for these other programs. First responders,  
13 it's very important that everyone, who else  
14 is out there, the first responders first,  
15 and they really do need to get some funding  
16 that they put into these programs. They  
17 asked and hopefully they will be able to get  
18 it.

19 LEGISLATOR DENENBERG: It's a  
20 great opportunity that we can't miss.

21 MR. NAHAM: I thank you for your  
22 time. Perhaps I will be back. I was off on  
23 a Sandy sabbatical, because of Sandy,  
24 between my home and my wife being injured,  
25 but I'm back and I'm here, and I guess you

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2 might be seeing more of me. So hopefully it  
3 will be on good terms like this. Thank you  
4 very much. Hopefully you will get back to  
5 me.

6 CHAIRWOMAN GONSALVES: Thank you,  
7 Mr. Naham. At this time I have a number of  
8 speakers who wish to address fee increases.  
9 I don't know if there are specific fee  
10 increases or fee increases in general, but  
11 we have two hearings before us.

12 The first one has to do with the  
13 immobilization and removal of illegally  
14 parked vehicles and scofflaws; and the  
15 second has to do the administrative code in  
16 relation to the verification of section,  
17 block and lot information. Now, I don't  
18 know if the speakers are going to wish to  
19 speak on those two items, or if it's any  
20 other item regarding fees.

21 I'm going to begin and ask  
22 Mr. Youngstrom what the hearing is all  
23 about. Is it pertaining to the hearing,  
24 Mr. Youngstrom?

25 MR. YOUNGSTROM: Excuse me?

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2 CHAIRWOMAN GONSALVES: Is it  
3 pertaining to the first hearing?

4 MR. YOUNGSTROM: Well, basically.  
5 I was glad that Marianna, I believe her name  
6 was, was up here before because she kind of  
7 opened the door.

8 CHAIRWOMAN GONSALVES: Good.  
9 All right. Go ahead.

10 MR. YOUNGSTROM: I was very proud  
11 to stand up here a couple of months ago in  
12 front of this legislature on behalf of the  
13 veterans in this county and take that  
14 wonderful leisure pass off that was giving  
15 us a one-time payment for veterans.

16 My question to you is, that one  
17 time payment for a leisure pass gets me into  
18 the facility and now the fees are doubled  
19 and sometimes tripled. So what is the sense  
20 of me having that leisure pass? Why am I  
21 not going to play golf out at Northport?  
22 The leisure pass gets me in the door. It  
23 doesn't lower what I'm going to be paying.  
24 We have almost just under 100,000 veterans  
25 in this county right now with many many more

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2 coming home after the war in Afghanistan is  
3 over. We have the most veterans per square  
4 mile in the United States of America here in  
5 Nassau County. You just gave us a wonderful  
6 deal on the leisure pass, and, for that, I  
7 thank everybody up there, but if you are  
8 going to triple the fees, and I'm going to  
9 have to bring that leisure pass into -- what  
10 is the sense of me owning the leisure pass?

11 CHAIRWOMAN GONSALVES: As I said  
12 to Marianna, we are going to explore the  
13 discount that our veterans, active and  
14 inactive, are entitled to because of that  
15 leisure pass.

16 So we don't have that information  
17 at our fingertips right now, but I believe  
18 there are discounts associated for park  
19 services within Nassau County because of  
20 that leisure pass.

21 MR. YOUNGSTROM: Norma, I know  
22 you a long time and you are going to be  
23 doing your homework on this. But if you  
24 could get the word out to the United  
25 Veterans Organization, we can disseminate it

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2 all over the county. It's very important  
3 because, like I said, if this looks like a  
4 back door tax, when we turn around and get  
5 the one time payment, which is a wonderful  
6 thing, and a wonderful deal, okay, and have  
7 no real reason to use that same pass that we  
8 just got this wonderful deal on, when all  
9 the fees are up. All right?

10 Right now there is only .5  
11 percent of the people in the service right  
12 now, only .5 percent of the people between  
13 18 and 26 years old because of the volunteer  
14 service, in the service. Back when me and  
15 all of these gentleman were in the service,  
16 it was only 65 percent of our generation  
17 that was in due to the draft and enlisting  
18 at the same time.

19 Now that we are retired and ready  
20 to use some of the things that we couldn't  
21 use when we were all working, it just seems  
22 like it's disingenuous to turn around and  
23 give us a leisure pass that's not going to  
24 enable us to get any benefits from the time  
25 we spent in the service defending this

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2 country.

3 CHAIRWOMAN GONSALVES: Mr.  
4 Youngstrom, you know that if I said to you  
5 that we will explore to see what the rate of  
6 discount is pertaining to our veterans as a  
7 result of that leisure pass, and if you know  
8 that I, together with a few of my colleagues  
9 did attend your council, and there were  
10 several items that were addressed at that  
11 time, and I made a commitment then, and I'm  
12 making the commitment now you know me  
13 better, Mr. Youngstrom.

14 MR. YOUNGSTROM: Yes, I do.

15 CHAIRWOMAN GONSALVES: That  
16 whatever came to me at that meeting is now  
17 being addressed and hopefully to the  
18 satisfaction of the veteran's council, and,  
19 as I said, I'm going to ask what that  
20 leisure pass entitles our veterans and  
21 active service people to.

22 MR. YOUNGSTROM: So if we could  
23 get that out, that would ease a lot of  
24 tension in the veteran's community.

25 CHAIRWOMAN GONSALVES: Give us an

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2 opportunity to see what those fees entitle.  
3 I heard you. Just one moment. When I'm  
4 finished, you can speak.

5 Okay, Mr. Youngstrom? That we  
6 are going to see what the leisure pass  
7 entitles and I shall do that.

8 MR. YOUNGSTROM: I would  
9 appreciate that getting out to us. I will  
10 get the word out. I have the leaders of  
11 about five organizations.

12 CHAIRWOMAN GONSALVES: I know who  
13 is out there. I have met them time and time  
14 again. It is always a pleasure to meet  
15 them. If there is anything we can do on  
16 behalf of the veterans, both active and  
17 inactive, we will do our very best.

18 Now, Legislator Denenberg.

19 LEGISLATOR DENENBERG:  
20 Mr. Youngstrom, first of all, thank you and  
21 your colleagues for being here and I think  
22 you are 100 percent right that it is a back  
23 door tax increase.

24 A leisure pass, whether it's a  
25 discounted rate for seniors or for

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2 volunteers, a leisure pass entitles you to  
3 get the rate that's other than the  
4 nonresident rate. Even if you are a senior,  
5 if you don't have a leisure pass, you are  
6 going to be paying whatever the nonresident  
7 rate is which could be very, very high.

8 But the leisure pass doesn't  
9 allow you, once you get into the park, to  
10 use a facility that has a charge free.

11 So, for example, and I'm saying  
12 from 2010 until today, the parking pass, if  
13 this is passed for seniors, went up by 100  
14 percent. It went from \$25, a few years ago,  
15 up to \$50 now with these passes.

16 You are still going to have to  
17 show the leisure pass just to get that rate.  
18 If you look at the same thing for golf, the  
19 leisure pass, a veteran's leisure pass which  
20 was a good deal put in a few weeks ago  
21 allows you to then get in the park and use  
22 the golf course, if you will, at a  
23 nonresident rate. You can get it at a  
24 senior or veteran rate, but that rate itself  
25 is going up. Whether it's a dollar, \$2, \$3,

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2 it's a 20 percent increase, a 10 percent  
3 increase, up to a 100 percent depending on  
4 what we're talking about; beaches, golf  
5 course, archery, picnic areas, you name it.  
6 Everything is going up and, so the deal you  
7 got, where you could get a late leisure pass  
8 at a one time rate, doesn't mean that you  
9 are not losing some of the bargain that you  
10 had for actually --

11 MR. YOUNGSTROM: That gets us in  
12 door.

13 LEGISLATOR DENENBERG: Right. So  
14 I couldn't agree with you more. It's a back  
15 door tax increase.

16 CHAIRWOMAN GONSALVES: Legislator  
17 DeRiggi-Whitton.

18 LEGISLATOR DERIGGI-WHITTON: I  
19 really think we should take a look at how  
20 much we are making with this, and, if it's  
21 at all possible, I would really encourage us  
22 to waive the fees on the handicap, seniors,  
23 and veterans.

24 How can we increase anything on  
25 this population? I would really much rather

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2 find the money anywhere else. Thank you.

3 CHAIRWOMAN GONSALVES: Thank  
4 you, Pat.

5 MR. YOUNGSTROM: Thank you.

6 CHAIRWOMAN GONSALVES: And your  
7 fellow veterans. Thank you. Always thank  
8 you for your service.

9 I believe 30 minutes of public  
10 participation is over, so we can begin with  
11 the first item on the calendar which is a  
12 hearing on a proposed local law to amend the  
13 administrative code in Nassau County with  
14 respect to the immobilization and removal of  
15 illegally parked vehicles and scofflaws.

16 Motion to open the hearing,  
17 please.

18 LEGISLATOR DUNNE: So moved.

19 LEGISLATOR KOPEL: Second.

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

24 (Aye.)

25 Any opposed?

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2 (No verbal response.)

3 The hearing is now opened. Is  
4 there anyone here who will speak on this  
5 item?

6 MR. MAY: We have Sergeant  
7 Gregory Stephanoff and Mr. David Rich from  
8 the Traffic and Parking Violations Agency to  
9 answer any questions during the hearing.

10 SERGEANT STEPHANOFF: Good  
11 afternoon. Sergeant Greg Stephanoff from  
12 the police. This proposed local law seeks  
13 to allow for the booting of vehicles for  
14 multiple tickets to reduce the operative  
15 number of delinquent tickets from three to  
16 two and this will also include tickets to be  
17 included in that number.

18 CHAIRWOMAN GONSALVES: Any  
19 questions of the sergeant regarding this  
20 item? Legislator Solages.

21 LEGISLATOR SOLAGES: Good  
22 afternoon. Thank you. Thank you, Madam  
23 Chair. Let me get this straight. Is it  
24 three tickets to two tickets?

25 SERGEANT STEPHANOFF: It's going

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2 to go from three to two.

3 LEGISLATOR SOLAGES: I was under  
4 the impression it was at three.

5 LEGISLATOR DERIGGI-WHITTON: They  
6 are changing it to two.

7 LEGISLATOR SOLAGES: Thank you.

8 LEGISLATOR DERIGGI-WHITTON: Can  
9 I ask a question?

10 CHAIRWOMAN GONSALVES: Legislator  
11 DeRiggi-Whitton.

12 LEGISLATOR DERIGGI-WHITTON: So  
13 if someone gets two tickets, is there any,  
14 like, what amount of time passes before the  
15 boot is issued?

16 SERGEANT STEPHANOFF: Well, with  
17 the issuance of the ticket, Traffic  
18 Violations Agency attempts to close the  
19 ticket by getting the person in either to  
20 pay it or I guess to go to court. Then, if  
21 that fails, it goes to a collection agency  
22 and they attempt to settle the ticket. And,  
23 then, after a collection agency, then it  
24 will go to scofflaw status. So it's only  
25 after all those attempts are made that it

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2 will go to a scofflaw status.

3 LEGISLATOR DERIGGI-WHITTON: Is  
4 there like any written statement as to  
5 exactly how many attempts are going to be  
6 made, exactly how long we're going to wait?

7 CHAIRWOMAN GONSALVES: Just one  
8 minute, Legislator DeRiggi-Whitton. In  
9 other words, is there a time period before  
10 that ticket becomes in violation?

11 LEGISLATOR DERIGGI-WHITTON:  
12 Right. Is there anything specific for all  
13 tickets, in other words, like a schedule  
14 that we can really see and know of before  
15 the boot issue is sent out, the order?

16 MR. RICH: In general, for  
17 parking violations, it's two unresolved open  
18 violations. For parking violations they get  
19 the 42 day return date, and then there is  
20 about two additional collection letters that  
21 TPVA itself sends out. So, roughly, before  
22 it's boot eligible, it's about 90 days.

23 LEGISLATOR DERIGGI-WHITTON: Do  
24 you have any way of keeping track of letters  
25 that come back to you with the incorrect

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2 address or anything like that?

3 MR. RICH: We do get them back,  
4 yes.

5 LEGISLATOR DERIGGI-WHITTON: What  
6 do you do in that case?

7 MR. RICH: Depending on the  
8 severity, we may update it because we are  
9 resource constrained, so, like, for trials  
10 we will actually update the letters, but for  
11 the folks again that -- again, with the  
12 parking ticket, the actual violation was  
13 left on the windshield. So it's not that  
14 they missed that first notification. So  
15 when we attempt collection, sending two  
16 additional, but also our collection agent  
17 also tries to obtain an updated address as  
18 well.

19 LEGISLATOR DERIGGI-WHITTON: See,  
20 what I'm concerned more than the traffic, is  
21 the red light camera violations. Because  
22 sometimes people don't even know who was  
23 driving, if it was one of their kids or  
24 whatever.

25 So, the question is, if you are

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2 unable to get in touch with them, with the  
3 person that gets the red light camera, based  
4 on your mailings, are you going to include  
5 them on the boot list if their letters come  
6 back?

7 MR. RICH: With the red light  
8 camera, it's kind of a different process.  
9 But when they come back, our vendor there,  
10 which is American Traffic Solutions, looks  
11 for an updated address and they'll resend  
12 the notification immediately once they find  
13 it.

14 LEGISLATOR DERIGGI-WHITTON: So  
15 you have to take a lot of steps before the  
16 boot is issued, the order is issued,  
17 correct?

18 MR. RICH: Correct.

19 LEGISLATOR DERIGGI-WHITTON: I  
20 would really think it would be a good idea  
21 to have that in writing as to what, you  
22 know, after 30 days, the first letter goes  
23 out, after another 30 days, the second  
24 letter goes out. There could be error as  
25 far as booting a car and, if you have, like,

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2 a mom with kids, and you come out and your  
3 car is booted, it's going to be a very tough  
4 situation for the person whose car we are  
5 booting. I just want to make sure we take  
6 every precaution possible.

7 MR. RICH: Like with the red  
8 light, it is being answered to the  
9 registrant. If it's a bad address, the  
10 registrant is not even going to renew  
11 because they won't even be able to get it.  
12 They would be in a suspended status without  
13 updating their address. If your address is  
14 inaccurate, you'll never be able to renew.  
15 You won't even know -- you will never get  
16 that from motor vehicles.

17 LEGISLATOR DERIGGI-WHITTON: But  
18 it takes two years to register your car.  
19 So, I'm just saying, if you're talking about  
20 a 30, 60 day time period --

21 MR. RICH: That's only after the  
22 second ticket, not the first.

23 LEGISLATOR DERIGGI-WHITTON: I  
24 know. I thought three was safe. I think  
25 three kind of shows more of a habitual

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2 situation. Two, I mean, we have so many  
3 cameras out there and all that and I  
4 understand and I hope it does bring in  
5 safety, increases safety.

6 But, on the other hand, to have  
7 your car booted, I guess because I have  
8 young kids, I just could imagine if some  
9 mishap happened, and somehow my car was  
10 booted incorrectly, if you're out at night  
11 with your kids or something, it could really  
12 cause a situation.

13 I know that sometimes those  
14 companies that you call are available and  
15 sometimes they're not. And it could take a  
16 long time before you have this car available  
17 for the owner.

18 CHAIRWOMAN GONSALVES: Legislator  
19 Ford.

20 CHAIRWOMAN FORD: Thank you. To  
21 a certain degree, I do share the concerns of  
22 Legislator DeRiggi-Whitton. Even when you  
23 say that a person can renew, when they go to  
24 renew their license, or the registration of  
25 the car, it's done on an annual basis, but

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2 it seems according to your testimony, that  
3 within nine months, an individual, or say 11  
4 months, somebody can actually not pay two  
5 tickets and then be subjected to having  
6 their car booted.

7 So, I guess it would be better  
8 for people to know, and then even for us,  
9 that proper notification has been sent out.  
10 When we think about different scenarios, I  
11 mean, you can have somebody who has a car,  
12 and it may be their father, it's registered  
13 under their father, and they may have not  
14 realized that there were two tickets that  
15 were not paid or whatever, and then they go  
16 out to use the car and they find out that  
17 it's booted.

18 So, what is the process? If I go  
19 out to my car and it's booted, what is the  
20 step that I have to take then to have it  
21 removed?

22 MR. RICH: Basically there's two  
23 stickers on the vehicle, one is put on the  
24 driver's side and one is put on the  
25 windshield. There is an 800 number on

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2 there. What you do is, you call the 800  
3 number and they'll tell you what the  
4 outstanding obligations are, and then you  
5 have a choice, either you can remove the  
6 boot yourself and return it to one of four  
7 locations in Nassau County, or you can wait  
8 for an assisted release and the vendor will  
9 come out or one of their representatives  
10 will come and take the boot off. The boot  
11 is only something like 15 pounds. So you  
12 have the self release option or you can have  
13 the vendor come out and take the boot off  
14 the vehicle.

15 LEGISLATOR FORD: Then, how long  
16 does a person have to return the boot  
17 itself?

18 MR. RICH: 24 hours.

19 LEGISLATOR FORD: But what if  
20 they're going out of town or something?

21 MR. RICH: What they can do is,  
22 if there are extenuating circumstances,  
23 usually the vendor will reach out to us, and  
24 if we know there are certain circumstances,  
25 we can allow the extension for a return of

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2 the boot.

3 LEGISLATOR FORD: What happens if  
4 the boot was put on in error?

5 MR. RICH: It's immediately taken  
6 off, there's no fee. Still original fees,  
7 if there are original fines that are due,  
8 but the boot fee is waived and the boot is  
9 removed immediately.

10 LEGISLATOR FORD: Thank you.

11 CHAIRWOMAN GONSALVES: Legislator  
12 Nicolello.

13 LEGISLATOR NICOLELLO: I just  
14 want to go through the process again.

15 You get a ticket. How do they  
16 determine who to issue the ticket to? Is it  
17 based on the registration of a vehicle for  
18 an illegally parked car?

19 MR. RICH: Well, parking tickets  
20 are issued -- if the person is with the car,  
21 then it will go, we can put the person's  
22 name on the ticket, but, generally, it's  
23 issued to the plate.

24 LEGISLATOR NICOLELLO: So then  
25 there is an address that corresponds to that

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2 plate?

3 MR. RICH: Yes.

4 LEGISLATOR NICOLELLO: So the  
5 ticket itself has a response date and return  
6 date. You can either plead guilty or not  
7 guilty, and if you plead guilty, you pay the  
8 fine, and if you're not guilty, you come  
9 into court and you have it adjudicated,  
10 correct?

11 MR. RICH: Yes.

12 LEGISLATOR NICOLELLO: If someone  
13 fails to show up, before it goes to any  
14 collection agency, are any efforts made by  
15 TPVA to contact the person who received the  
16 ticket?

17 MR. RICH: Yes. We send two  
18 additional letters asking for compliance.

19 LEGISLATOR NICOLELLO: So, they  
20 have the physical ticket. How many letters  
21 do they get in total?

22 MR. RICH: Two additional.

23 LEGISLATOR NICOLELLO: So, you  
24 have the court date, assuming you have the  
25 physical ticket, and if you don't have the

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2 physical ticket, for whatever reason,  
3 somebody grabs it off your window, et  
4 cetera, then you get two letters, are they  
5 sent by registered mail or anything like  
6 that?

7 MR. RICH: Just first class.

8 LEGISLATOR NICOLELLO: First  
9 class mail. If they don't come back, it's a  
10 fair assumption that they have been received  
11 by the person at that address?

12 MR. RICH: Yes.

13 LEGISLATOR NICOLELLO: So, after  
14 two letters, they don't show up, they failed  
15 to appear for the court date, it then goes  
16 the collection agency?

17 MR. RICH: Yes, it's assigned to  
18 our collection vendor.

19 LEGISLATOR NICOLELLO: Does the  
20 collection vendor go out and start putting  
21 boots on cars immediately, or does the  
22 collection vendor attempt to make efforts to  
23 reach that person?

24 MR. RICH: No. Our vendor  
25 attempts either mail or by phone prior to

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2 going to the boot vendor.

3 LEGISLATOR NICOLELLO: So there  
4 is a third effort made to contact the  
5 individual?

6 MR. RICH: Yes.

7 LEGISLATOR NICOLELLO: And all of  
8 this, by the way, costs money?

9 MR. RICH: Yes.

10 LEGISLATOR NICOLELLO: So the  
11 county is spending money to try and collect  
12 on these tickets, and people are just,  
13 basically, ignoring them, right?

14 MR. RICH: Yes.

15 LEGISLATOR NICOLELLO: And that  
16 is for ticket number one. And when ticket  
17 number two hits, you go through the exact  
18 same process?

19 MR. RICH: Correct.

20 LEGISLATOR NICOLELLO: By the  
21 time you are done with two tickets, you've  
22 gotten at least six letters, four letters,  
23 and phone calls, et cetera, and you have  
24 ignored all of them?

25 MR. RICH: Yes.

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2 LEGISLATOR NICOLELLO: So, in the  
3 unlikely chance that a mistake has been made  
4 and proven, that could be explained and a  
5 boot will be taken off, you will be given  
6 the code and take it off, correct?

7 MR. RICH: Yes.

8 LEGISLATOR NICOLELLO: But  
9 everybody else, if they have ignored all  
10 those notifications, and they get a boot,  
11 then there is a relatively easy way to have  
12 that boot taken off the car?

13 MR. RICH: Yes. Just one other  
14 statement, for the more current tickets it's  
15 easier because we can collect on. There is  
16 a tool called default judgment which is  
17 basically filing a civil lien, but the  
18 majority of our tickets are beyond two years  
19 old, so the only real enforcement tool other  
20 than collection is doing the boot and tow  
21 and that's why we are looking to increase  
22 the amount of compliance.

23 LEGISLATOR NICOLELLO: Do you  
24 know how much money is outstanding?

25 MR. RICH: I would have to look

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2 that up for you.

3 LEGISLATOR NICOLELLO: Is it in  
4 the thousands, tens of thousands?

5 MR. RICH: It's in the millions.

6 LEGISLATOR NICOLELLO: Millions  
7 of dollars. Thank you.

8 CHAIRWOMAN GONSALVES: Any  
9 public comment regarding this item?

10 MR. NAHAM: I didn't know I would  
11 be speaking, but perhaps the last letter  
12 would be a signed receipt certified letter,  
13 then that person, either they answer, they  
14 sign for it, then you know they deserve what  
15 they get.

16 CHAIRWOMAN GONSALVES: See what  
17 happens? I'm sorry, Mr. Boitel, it's  
18 Mr. Denenberg who has the floor, and you  
19 have put in a slip and I have not called for  
20 public comment. And, Mr. Naham, I will call  
21 for public comment. Otherwise, you're going  
22 to stir the pot and everybody in this place  
23 can get up whenever he or she wants. I'm  
24 sorry, it's not your turn.

25 Legislator Denenberg.

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2 LEGISLATOR DENENBERG: Thank you,  
3 presiding officer. Right now we do the  
4 booting after three tickets are not paid, is  
5 that true?

6 MR. RICH: Yes.

7 LEGISLATOR DENENBERG: And what  
8 is the fine? So the change here is, instead  
9 of waiting three tickets, we're going to do  
10 it on two, correct?

11 MR. RICH: Yes.

12 LEGISLATOR DENENBERG: Now, if  
13 someone is between their two year cycle of  
14 registration, let's say they moved or  
15 something's wrong clerically with the  
16 address, and they're not getting these  
17 notices, they typically will find out if  
18 they can't reregister, even if they have one  
19 unpaid ticket, correct?

20 MR. RICH: No. Not correct.

21 LEGISLATOR DENENBERG: With New  
22 York State. Does New York State allow  
23 someone to register if they're a scoffler?

24 MR. RICH: Not if they're a  
25 scoffler. New York State has a definition

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2 of a scoffler. Three or more open  
3 violations in 18 months, which is different  
4 from the county definition.

5 LEGISLATOR DENENBERG: So right  
6 now, our definition of a scofflaw is three,  
7 isn't it?

8 MR. RICH: Yes, but it doesn't  
9 have the 18 month requirement.

10 LEGISLATOR DENENBERG: So right  
11 now we wait for three tickets. If someone  
12 finds out something is wrong with their  
13 registration, obviously their registration  
14 sticker wouldn't come to their address and  
15 at some point in that two year cycle they  
16 would have to fix their address, correct, if  
17 they want to reregister their car?

18 SERGEANT STEPHANOFF: Yes. There  
19 are -- DMV requires you to update your  
20 address. They give you a time frame after  
21 you move.

22 LEGISLATOR DENENBERG: Do we do  
23 anything then to track people that might  
24 have outstanding violations, whether they  
25 are one, two, three or more, if their

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2 registration changes after we have already  
3 sent out notices?

4 MR. RICH: I'm not sure I  
5 understand the question.

6 LEGISLATOR DENENBERG: Do we  
7 follow whether addresses change, and when we  
8 get notice of a new address for a  
9 registrant, do we try to send unpaid tickets  
10 and notices to the latest registration?

11 Let's say I registered in  
12 February. Some time during this year,  
13 whether it was me or one of my children  
14 driving gets two or three tickets, and my  
15 address changed, but I don't put in the  
16 address change until my registration comes  
17 up two years from now. So that would be  
18 February 16.

19 February 16th I have two or three  
20 unpaid tickets, whether they're parking  
21 tickets or some other type of -- maybe a red  
22 light ticket. At that point we have already  
23 sent notices to an address that I didn't get  
24 because I moved.

25 Do we try to track that when the

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2 new registration comes in, if we have a  
3 scofflaw or someone that just has unpaid  
4 tickets?

5 MR. RICH: I'm not sure what the  
6 definition of track is, but, in general, our  
7 collection agent, if you put a forwarding  
8 order in, they'll track you down. If you  
9 don't update your DMV address, there's  
10 nothing that we can do about it. You're  
11 required to update your DMV address when you  
12 move.

13 LEGISLATOR DENENBERG: So let's  
14 say it was updated late. Let's say it was  
15 updated when the registration came due,  
16 which I don't have a scientific study, but I  
17 would assume some people don't realize it  
18 until they realize their registration is  
19 about to expire and they didn't get notice  
20 because they moved.

21 MR. RICH: They will be the  
22 collection agent's responsibility. So if  
23 they find an updated address or identifiable  
24 asset, they will send an updated letter on  
25 that.

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2 LEGISLATOR DENENBERG: What's the  
3 fee for booting?

4 MR. RICH: \$166.

5 LEGISLATOR DENENBERG: So, let's  
6 say right now you have three unpaid tickets.  
7 What would be the process where somebody  
8 would get booted, a police officer out in  
9 the field, checking the registration and  
10 seeing that's a scofflaw and then booting  
11 them, or issuing another ticket, checking and  
12 realizing that they are a scoffler?

13 MR. RICH: The scofflaw is a  
14 vendor that goes out in a van with what they  
15 call license plate recognition cameras so  
16 they come across and we provide them a list  
17 every day of the folks that still have  
18 outstanding violations and meet that  
19 definition of scofflaw.

20 So they go out. They find that  
21 vehicle. They notice the vehicle, like I  
22 said, they put a notice on the driver's  
23 side, they put one on the windshield and  
24 then they put the boot on.

25 LEGISLATOR DENENBERG: So we have

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2 a contractor that does this for us and they  
3 get paid a percentage of what they collect?

4 MR. RICH: They get the \$166 fee.  
5 All the other fines and penalties come back  
6 to the county.

7 LEGISLATOR DENENBERG: What's the  
8 other fines and penalties? Today, you just  
9 booted someone, this company booted someone  
10 because they got the list. So now they'll  
11 get \$166 before whoever it is can get their  
12 car back, correct?

13 MR. RICH: Yes.

14 LEGISLATOR DENENBERG: So the  
15 person who's booted now has to pay \$166 to  
16 the company, plus, what goes to the county?  
17 What's the benefit to the county?

18 MR. RICH: Let's go back to the  
19 three tickets.

20 LEGISLATOR DENENBERG: No. I  
21 just want to hear the answer to my question.

22 MR. RICH: I'm not sure what the  
23 question is. Can you restate it?

24 LEGISLATOR DENENBERG: Okay. So,  
25 you got booted today. I'm trying to find

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2 out what you have to pay. You have to pay  
3 \$166 to the company that does the booting  
4 which they get to keep. What else does the  
5 scofflaw have to pay to get their car out?

6 MR. RICH: The original fines,  
7 penalties and fees due to the county.

8 LEGISLATOR DENENBERG: Which  
9 could be, right now it could be only three  
10 or more tickets, correct?

11 MR. RICH: Depends on the type of  
12 tickets. A red light camera violation is  
13 \$80. A parking ticket could be \$120. If  
14 it's a handicapped parking violation, it's  
15 \$250. Depends on the type of violation.

16 LEGISLATOR DENENBERG: My  
17 question, right now, it would have to be  
18 three or more tickets, correct?

19 MR. RICH: Yes.

20 LEGISLATOR DENENBERG: So what we  
21 want to do is allow this company to do it  
22 now on two tickets so that if you only do  
23 two tickets, the company still gets the 166  
24 and now we are going to collect the  
25 difference between someone having only two

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2 tickets rather than someone having three.

3 Is that a lot more money to the county?

4 MR. RICH: No. Well -- I'm not  
5 sure how you would interpret this, but the  
6 difference is we have hit the threshold  
7 where we've done a good job finding the  
8 people with three, but we are not hitting  
9 the people the have two and still have  
10 outstanding. Because, right now, they're  
11 basically squeaking through.

12 LEGISLATOR DENENBERG: So we  
13 don't want to let anyone squeak through with  
14 two. Originally you proposed that no one  
15 should squeak through even with one,  
16 correct?

17 MR. RICH: No, I did not.

18 LEGISLATOR DENENBERG: I thought  
19 we changed. Wasn't there an amendment that  
20 went from booting at one to booting at two  
21 now?

22 MR. RICH: That was the police  
23 department ordinance.

24 LEGISLATOR DENENBERG: So wasn't  
25 this changed from, this particular bill

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2 amended from one scofflaw allowing a booting  
3 to two?

4 MR. RICH: We did not submit the  
5 amendment. I believe the police department  
6 did.

7 LEGISLATOR DENENBERG: Is that a  
8 yes or a no?

9 MR. RICH: I didn't submit it.

10 LEGISLATOR DENENBERG: I'm asking  
11 the police officer.

12 SERGEANT STEPHANOFF: I believe  
13 it was amended before it went before the  
14 last legislative session.

15 LEGISLATOR DENENBERG: So how  
16 much more money are we hoping to collect?  
17 How many people sit there at two and don't  
18 get to three that we're trying to go for --

19 MR. RICH: Well, this is meant  
20 just to bring people in compliance with  
21 tickets. Bring people in compliance with  
22 not getting the tickets, not parking where  
23 they would create a danger, not going  
24 through red lights, not speeding past  
25 schools. That's what it's meant to do.

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2 LEGISLATOR DENENBERG: Well, if  
3 someone has a backlog of red light tickets,  
4 their license at some point won't be  
5 renewed. If someone has a backlog of  
6 parking tickets at some point, if it's three  
7 or more right now, your registration  
8 wouldn't be renewed.

9 So I think what we are trying to  
10 do is get in more money to the county at a  
11 quicker rate so we are reducing from the  
12 three which is the current same amount that  
13 the state considers a scofflaw, albeit the  
14 state has 18 months and we're going to -- at  
15 first we were trying to go to one, and now  
16 we're trying to go to two, and I'm just  
17 concerned about what Ms. DeRiggi-Whitton was  
18 talking about in terms of someone two  
19 behind, a change in address, or they just  
20 missed it. Now you're booted.

21 Is the company available 24-7  
22 that boots? Would you have to wait  
23 overnight if you got booted at 10 o'clock?

24 JUDGE MARKS: No, sir. John  
25 Marks, Executive Director of TPVA. First

1 Full Legislature/6-16-14  
2 you had one little error. Red light camera  
3 tickets, the motorist is notified. The fee  
4 stands at a particular rate. It's a  
5 different rate for parking tickets. It's a  
6 different situation.

7 Red light camera tickets,  
8 attempts are made to collect, three  
9 attempts, then it goes to a collection  
10 agency. Then it goes to boot.

11 The collection agency seeks  
12 current addresses, they send it out to skip  
13 tracing. If we get notified it's an  
14 incorrect address, or if a red light camera  
15 ticket goes out to an incorrect address, it  
16 comes back to us as being undeliverable.  
17 And the ATS makes the correction, which  
18 updates the records in TPVA.

19 Traffic tickets are somewhat  
20 different because the only address we have  
21 until it gets to collection is DMV. Red  
22 light camera tickets, the Department of  
23 Motor Vehicle is not notified at all. Can't  
24 be notified by statute.

25 So if you have two, three, ten

1 Full Legislature/6-16-14  
2 red light camera tickets, you can still  
3 reregister your vehicle.

4 LEGISLATOR DENENBERG: But my  
5 question was twofold, I think you answered  
6 what you wanted to say, but my question is,  
7 if someone is now getting booted at two,  
8 regardless of whether they got the notices,  
9 got the mail, didn't get the mail, changed  
10 their address, didn't get the mail, and it's  
11 only two tickets which can happen in a  
12 relatively quick amount of time.

13 I understand that we mail,  
14 albeit, I would suggest that we at least  
15 mail registered if we are going to start  
16 booting people so much quicker, but we mail  
17 non-registered, then we give a notice, then  
18 a collection agency tries to collect.

19 You get booted. You're going to  
20 have to pay this company. But you get  
21 booted, 10 or 11 o'clock at night, is the  
22 company available 24 hours?

23 JUDGE MARKS: 24/7 for boot  
24 release, yes.

25 LEGISLATOR DENENBERG: Does the

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2 company collect the money for the county?

3 JUDGE MARKS: Yes.

4 LEGISLATOR DENENBERG: Take me  
5 through this. I get booted 11 o'clock at  
6 night.

7 JUDGE MARKS: Yes.

8 LEGISLATOR DENENBERG: I can't  
9 drive my car home, I might be in a bad  
10 neighborhood, I might have no way of going  
11 home. God forbid I don't have my cell phone  
12 but I would assume I can borrow off of  
13 someone, there must be a notice that I call  
14 someone.

15 JUDGE MARKS: That's right.

16 LEGISLATOR DENENBERG: They have  
17 to be available 24/7?

18 JUDGE MARKS: That's correct.

19 LEGISLATOR DENENBERG: And as  
20 long as I have my wallet, or I assume a  
21 credit card or a sufficient amount of cash,  
22 because I can't get to a money machine now  
23 because I don't have my car --

24 JUDGE MARKS: Credit card.

25 LEGISLATOR DENENBERG: They're

1 Full Legislature/6-16-14  
2 going to send someone to where I am to take  
3 the credit card?

4 JUDGE MARKS: No. You will call  
5 in the credit card. When that's done, you  
6 have two ways to get the boot released.  
7 Either they will give you the code to  
8 release the boot yourself and you can return  
9 it within a reasonable period of time, or  
10 they will send a vendor, one of their  
11 contract vendors to release the boot, pick  
12 up the boot, and return it to TPVA.

13 LEGISLATOR DENENBERG: And you  
14 have to pay in full? Let's say you never  
15 got these notices because of an address  
16 change, and you think you might be not  
17 guilty, once you're booted, what happens,  
18 you have to pay it?

19 JUDGE MARKS: In what scenario?  
20 In the scenario when it happened at  
21 midnight?

22 LEGISLATOR DENENBERG: Yes. You  
23 still want to be not guilty?

24 JUDGE MARKS: Yes.

25 LEGISLATOR DENENBERG: So the

1 Full Legislature/6-16-14  
2 only way to be not guilty at that point  
3 would be allow your car to stay booted until  
4 you can try to plead not guilty the next  
5 day?

6 JUDGE MARKS: Until the next  
7 morning, yes, when TPVA opens. The only one  
8 that can make that determination is TPVA.

9 LEGISLATOR DENENBERG: Do we know  
10 the difference between two and three?  
11 Because we're reducing this from three to  
12 two. How much more money do we expect to  
13 get by reducing it from scofflaw at three,  
14 which sounds like this company makes a lot  
15 of money, does a lot of work for us, and at  
16 least gets us the collection of what could  
17 be millions of dollars.

18 Now we are going down from three  
19 to two, I would think before we vote on it  
20 we should know how much people actually just  
21 sit right at the two and we never collect.

22 JUDGE MARKS: I think the only  
23 way I can answer that is if you can tell me  
24 how many people are going to get two tickets  
25 in every spot. We can't answer that

1 Full Legislature/6-16-14

2 question at this time.

3 LEGISLATOR DENENBERG: I just  
4 think that before I'm voting to increase and  
5 say that we got to go down to two, I would  
6 like to know how many people actually sit as  
7 a scofflaw for only two tickets, not go to  
8 three because there are perennial scofflaws,  
9 or not clean it up because it was an  
10 accidental mistake such as the Delia  
11 DeRiggi-Whitton scenario where it was not a  
12 moving violation, but the person who owns  
13 the car might have had children, or lent the  
14 car, got red light camera tickets, so they  
15 don't know about it because of who drove it,  
16 or a parking ticket, where, by the way, I've  
17 seen personally, you see parking tickets on  
18 cars, and then it rains, or people grab  
19 them, or they lose them, or they don't see  
20 them.

21 Parking tickets on a car could  
22 foreseeably not be seen or not picked up by  
23 the person who got it. In which case, if  
24 there is some type of change in address, I  
25 can see a scenario where a scofflaw, or

1 Full Legislature/6-16-14  
2 someone who doesn't pay one or two tickets,  
3 when it comes time to register, or at some  
4 point they'll clear it up, or go up to three  
5 in which case we would get them.

6 So I don't know how much money we  
7 are expecting to get aside from a boom for  
8 this outside company.

9 JUDGE MARKS: You are asking a  
10 lot of questions and to take them in  
11 categories, I guess, if they get the ticket  
12 and the ticket blows off the windshield,  
13 they first get a notice. It's a second  
14 notice from TPVA, which is a first notice  
15 from TPVA. You still have an outstanding  
16 ticket. You are given approximately 30 days  
17 to respond to it.

18 LEGISLATOR DENENBERG: I've seen  
19 those.

20 JUDGE MARKS: If you don't  
21 respond, then you get a second notification  
22 post ticket from TPVA reminding you again  
23 that you haven't responded.

24 Now, if you get, as we indicated  
25 before, there are six notifications, if you

1 Full Legislature/6-16-14  
2 didn't get six notifications, maybe you  
3 should be booted.

4 What we are trying to do is have  
5 people that violate the law, come in and  
6 take care of what they have to take care of.  
7 All you have to do is show up. You don't  
8 have to plead guilty. Show up. Come to  
9 court and plead your case and be heard. The  
10 disregarding is what, this reducing is what  
11 it's meant to do, to cut down on the number  
12 of people that are perennial. I don't know  
13 where the magic number is, two or three.

14 LEGISLATOR DENENBERG: Judge, I  
15 don't disagree with what you're saying or  
16 what the magic number is. But the state and  
17 us have always said the magic number where  
18 you really become a scofflaw is three. Here  
19 we were presented with a bill reducing it to  
20 one. Now it's a bill reducing it to two.

21 Before I want to support what  
22 could be viewed, or what I think could be  
23 just a tax increase, or could be onerous for  
24 someone who really isn't a scofflaw, I would  
25 love to know how much more we are going to

1 Full Legislature/6-16-14  
2 collect by reducing what we call a scofflaw  
3 from three to two.

4 CHAIRWOMAN GONSALVES: I have a  
5 question, Judge Marks.

6 MR. RICH: I can just answer  
7 Legislator Denenberg's question now.

8 LEGISLATOR DENENBERG: Thank you.

9 MR. RICH: Currently, for folks  
10 that have three or more open violations for  
11 red light camera violations, it's 12,000  
12 plates. If we knock it to two or more it  
13 will be 33,000 plates.

14 For parking violations, the  
15 number of plates that have three or more are  
16 20,000 plates. The number of violations  
17 that have -- the number of plates that have  
18 two or more violations is 44,000 plates.

19 CHAIRWOMAN GONSALVES: I have a  
20 question. Is there any other municipality  
21 that has, let's say, a one level that  
22 requires a scofflaw law?

23 MR. RICH: New York City is one  
24 violation.

25 JUDGE MARKS: New York City.

1 Full Legislature/6-16-14

2 CHAIRWOMAN GONSALVES: New York  
3 City has one?

4 JUDGE MARKS: They will tow on an  
5 initial violation, put on a ticket, put on  
6 the hook.

7 CHAIRWOMAN GONSALVES: And they  
8 tow the car away?

9 JUDGE MARKS: Yes.

10 CHAIRWOMAN GONSALVES: And then  
11 you have to go to the impound to pick up  
12 your car?

13 JUDGE MARKS: Yes.

14 CHAIRWOMAN GONSALVES: And guess  
15 what that costs?

16 JUDGE MARKS: I don't --

17 CHAIRWOMAN GONSALVES: Been  
18 there, done that. I hate to admit to admit  
19 it, but it's not very cheap. It's easier to  
20 pay the ticket.

21 Thank you, Judge.

22 Any public comment regarding this  
23 item? That's the item on the scofflaw. No  
24 other fees but the scofflaw. Mr. Boitel.

25 MR. BOITEL: I don't have a copy

1 Full Legislature/6-16-14  
2 of the legislation in front of me, but my  
3 recollection from looking at it on line is  
4 that, I think this is the same legislation  
5 that involves a fee if you want to set aside  
6 a default, is that correct?

7 One of these items of legislation  
8 you are considering today with regard to  
9 traffic violations has to do with moving to  
10 set aside a violation. It's a charge of \$50  
11 if you make an oral application; \$150, is  
12 that --

13 CHAIRWOMAN GONSALVES: I don't  
14 believe it's this one; am I right, Judge,  
15 when I say that, it's not this piece of  
16 legislation?

17 JUDGE MARKS: That's right. It's  
18 not this piece.

19 MR. BOITEL: You will be  
20 considering that later then, I guess?

21 CHAIRWOMAN GONSALVES: Probably  
22 will. Thank you very much, Mr. Boitel.

23 Any other public comment on this  
24 item?

25 (No verbal response.)

1 Full Legislature/6-16-14  
2 Motion to close the hearing.  
3 LEGISLATOR DUNNE: So moved.  
4 LEGISLATOR NICOLELLO: Second.  
5 CHAIRWOMAN GONSALVES: Moved by  
6 Legislator Dunne, seconded by Legislator  
7 Nicolello. All those in favor of closing  
8 the hearing, signify by saying aye.  
9 (Aye.)  
10 Any opposed?  
11 (No verbal response.)  
12 The hearing is now closed.  
13 The next item is a hearing on a  
14 local law to amend the Nassau County  
15 Administrative Code in relation to the  
16 verification of section, block, and lot  
17 information and instruments presented for  
18 recording.  
19 A motion to open the hearing,  
20 please.  
21 LEGISLATOR DUNNE: So moved.  
22 LEGISLATOR KOPEL: Second.  
23 CHAIRWOMAN GONSALVES: Moved by  
24 Legislator Dunne, seconded by Legislator  
25 Kopel. All those in favor of opening the

1 Full Legislature/6-16-14  
2 hearing on the proposed law, signify by  
3 saying aye.

4 (Aye.)

5 Any opposed?

6 (No verbal response.)

7 The hearing is now open. Go  
8 ahead, Mr. Valentino, it's yours.

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

12 This legislation would increase  
13 the fees for verification of tax maps from  
14 50 to \$75. It's aligning ourselves with  
15 Suffolk County who also has a similar  
16 provision in place that I believe they  
17 currently charge a \$60 fee.

18 CHAIRWOMAN GONSALVES: Any  
19 questions or comments?

20 LEGISLATOR DENENBERG: Norma, I  
21 have a question.

22 CHAIRWOMAN GONSALVES: Legislator  
23 Denenberg.

24 LEGISLATOR DENENBERG: You said  
25 this aligns us with Suffolk which has a \$60

1 Full Legislature/6-16-14

2 fee?

3 MR. VALENTINO: That's correct.

4 LEGISLATOR DENENBERG: So this  
5 fee is being increased from 50 to 60, or --

6 MR. VALENTINO: 50 to 75.

7 LEGISLATOR DENENBERG: So how  
8 does that align us with Suffolk by going 15  
9 higher?

10 MR. VALENTINO: Well, Suffolk has  
11 a similar provision in place and we were at  
12 50.

13 LEGISLATOR DENENBERG: I'm sorry.  
14 I didn't really unravel that.

15 MR. VALENTINO: So Suffolk County  
16 has a similar provision in place for the  
17 verification of tax maps. We were charging  
18 50, now it's 75. Suffolk is at 60.

19 LEGISLATOR DENENBERG: So how  
20 does that align us with Suffolk? It's 15  
21 higher as opposed to 10 lower?

22 MR. VALENTINO: There is a  
23 similar provision in place in Suffolk  
24 County.

25 LEGISLATOR DENENBERG: To go up

1 Full Legislature/6-16-14

2 to 75?

3 MR. VALENTINO: No. For a tax  
4 map verification, legislator.

5 LEGISLATOR DENENBERG: So, we had  
6 a line item and we were charging 50 and we  
7 are raising it to 75, correct?

8 MR. VALENTINO: That's correct.

9 LEGISLATOR DENENBERG: So what  
10 Suffolk does is charge 60. So we would go  
11 from ten below Suffolk to 15 above?

12 MR. VALENTINO: Correct.

13 LEGISLATOR DENENBERG: I don't  
14 see how that aligns us with Suffolk, but  
15 thank you.

16 MR. VALENTINO: Aligns.

17 LEGISLATOR DENENBERG: I'm sorry.  
18 I don't how it aligns us with Suffolk. It  
19 makes us higher.

20 CHAIRWOMAN GONSALVES: Any other  
21 comment?

22 (No verbal response.)

23 Is there any public comment? Mr.  
24 Naham, are you speaking on this item?

25 MR. NAHAM: Yes. With

1 Full Legislature/6-16-14  
2 Representative Denenberg, it is amazing that  
3 if you're going to align yourself, it would  
4 be 60, you're going above by 15. So, good  
5 question, when you say align yourself, it  
6 means alongside.

7 MR. VALENTINO: It means there's  
8 a similar provision in place.

9 CHAIRWOMAN GONSALVES: Please put  
10 that on the record and let Mr. Naham.

11 MR. VALENTINO: There's a similar  
12 provision that's in place in Suffolk County  
13 that's required for all tax map  
14 verification.

15 Suffolk has had this in place for  
16 at least 15 years and Nassau County didn't  
17 enact this provision until I believe 2012.  
18 So Suffolk has had it much longer than we  
19 have. In 2012, they increased the fee to  
20 \$60. We are currently at 50 and it's going  
21 to \$75.

22 CHAIRWOMAN GONSALVES: Thank you  
23 very much, Mr. Valentino.

24 A motion to close the hearing.

25 LEGISLATOR DUNNE: So moved.

1 Full Legislature/6-16-14

2 LEGISLATOR NICOLELLO: Second.

3 CHAIRWOMAN GONSALVES: Moved by

4 Legislator Dunne, seconded by Legislator

5 Nicolello. All those in favor of closing

6 the hearing signify by saying aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 The hearing is now closed.

11 We move to Item 3 on the

12 calendar, a local law is amend the

13 administrative code of Nassau County with

14 respect to the immobilization and removal of

15 illegally parked vehicles scofflaws.

16 A motion, please.

17 LEGISLATOR DUNNE: So moved.

18 LEGISLATOR NICOLELLO: Second.

19 CHAIRWOMAN GONSALVES: Moved by

20 Legislator Dunne, seconded by Legislator

21 Nicolello. Any further comment regarding

22 this item since it was vetted in the

23 hearing?

24 (No verbal response.)

25 Is there any public comment

1 Full Legislature/6-16-14

2 regarding this item?

3 (No verbal response.)

4 There being none, all those in  
5 favor of Item 3, the local law --

6 LEGISLATOR DERIGGI-WHITTON: He  
7 didn't say what it is.

8 CHAIRWOMAN GONSALVES: I just  
9 said it. I read it. A local law to amend  
10 the administrative code of Nassau County  
11 with respect to the immobilization and  
12 removal of the illegally parked vehicles and  
13 scofflaws. I read that. And you have a  
14 calendar in front of you. The hearing has  
15 been closed. It's the local law.

16 A motion was made by Legislator  
17 Dunne and seconded by Legislator Nicoletto.  
18 I just said that this item was vetted at the  
19 hearing. Is there additional comment  
20 regarding the item?

21 (No verbal response.)

22 Is there any public comment?

23 (No verbal response.)

24 There being none, all those in  
25 favor of Item Number 3, which is the local

1 Full Legislature/6-16-14  
2 law pertaining to the scofflaws, all those  
3 in favor signify by saying aye.

4 (Aye.)

5 Any opposed?

6 (Nay.)

7 I can't count here. The contract  
8 passes unanimously. 12 to seven? The vote  
9 is 10 to 7 -- I'm sorry, the item passes 12  
10 to 7. Next item.

11 Those who voted in favor, I  
12 believe we have ten in the majority, and  
13 three in the minority, correct? That's it.  
14 So 10 and 3 is 13. And 13 from 19, the vote  
15 is 13 to 6. Is that clear? I wanted to  
16 make sure it's clear, Mr. Becker.

17 CLERK MULLER: Just so we are  
18 clear on the record, we have a full  
19 legislature. There are 19 people here and  
20 the six people that voted against it are  
21 Legislator Venditto, Legislator Denenberg,  
22 Legislator DeRiggi-Whitton, Legislator  
23 Solages, and Legislator Curran, and  
24 Legislator Bynoe. I just wanted to make  
25 sure we're clear.

1 Full Legislature/6-16-14

2 CHAIRWOMAN GONSALVES: So 13 to  
3 6. Is that correct?

4 CLERK MULLER: Yes.

5 CHAIRWOMAN GONSALVES: Thank you  
6 very much. So the item passes 13 to 6.

7 The next item is Item 4, a local  
8 law to amend the Nassau County  
9 Administrative Code in relation to the  
10 verification of section, lot, and block  
11 information and instruments presented for  
12 recording. And I just believe we had that  
13 hearing on this item.

14 Motion, please.

15 LEGISLATOR WALKER: So moved.

16 LEGISLATOR FORD: Second.

17 CHAIRWOMAN GONSALVES: Moved by  
18 Legislator Walker, seconded by Legislator  
19 Ford. Are there any additional comments  
20 regarding this item which was vetted in the  
21 hearing?

22 (No verbal response.)

23 Is there any public comment?

24 (No verbal response.)

25 There being none, all those in

1 Full Legislature/6-16-14  
2 favor of Item 4, a local law to amend the  
3 Nassau County Administrative Code in  
4 relation to verification of section, block  
5 and lot information instruments presented  
6 for recording, all those in favor signify by  
7 saying aye.

8 (Aye.)

9 Any opposed?

10 (Nay.)

11 It passes 10 to 9. Is that a yes  
12 vote? Thank you. So we have 11 to 8. The  
13 item passes.

14 I just need a few seconds because  
15 we are probably going to go forward with the  
16 consent calendar. With the permission of  
17 the minority, we have several items that are  
18 part of the consent calendar. I'm just  
19 going to call the item and hopefully you all  
20 have a calendar so you can follow.

21 The first item is Item 5, second  
22 Item 6, Item 7, 8, 9 and 10, 16 and 17, 19,  
23 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30,  
24 31, 32, 33, 34, 35, 36, 38, 39, 40, 41, and  
25 42.

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2 A motion, please.

3 LEGISLATOR DUNNE: So moved.

4 LEGISLATOR SCHAEFER: Second.

5 CHAIRWOMAN GONSALVES: Moved by  
6 Legislator Dunne, seconded by Legislator  
7 Schaefer. Any additional comments regarding  
8 this, and, for the public out there, this is  
9 what we call the consent calendar meaning  
10 that both sides of the aisle have agreed on  
11 these items.

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

14 (Aye.)

15 Any opposed?

16 (No verbal response.)

17 The items pass unanimously.

18 Now we can go back to the rest of  
19 the calendar. We are going to begin with --  
20 we begin with Item 11. An ordinance  
21 establishing fees for registration in the  
22 county's park and procurement system and  
23 making determinations pursuant to the State  
24 Environmental Quality Review Act.

25 LEGISLATOR WALKER: So moved.

1 Full Legislature/6-16-14

2 LEGISLATOR KOPEL: Second.

3 CHAIRWOMAN GONSALVES: Moved by  
4 Legislator Walker, seconded by Legislator  
5 Kopel.

6 Mr. May, is there someone here to  
7 speak on this item?

8 MR. INTAGLIATA: Good afternoon.  
9 Frank Intagliata. This is the procurement  
10 fees, correct?

11 CHAIRWOMAN GONSALVES: Yes.

12 MR. INTAGLIATA: It came before  
13 you in the committees to institute a fee for  
14 the suppliers to pay a registration fee of  
15 \$125. In addition, we're going to pay or  
16 request a \$275 fee for the registration of  
17 their contracts online. That's all blanket  
18 contracts.

19 CHAIRWOMAN GONSALVES: We're  
20 talking about the vendors, correct?

21 MR. INTAGLIATA: Correct.

22 CHAIRWOMAN GONSALVES: Any  
23 questions of Mr. Intagliata. Legislator  
24 Denenberg.

25 LEGISLATOR DENENBERG: I had

1 Full Legislature/6-16-14  
2 asked you last time about these fees. So it  
3 was unclear whether, once you pay the fee,  
4 you're a contractor. In order to bid on an  
5 RFP or RFQ, to make a bid, you are going to  
6 have to pay a fee, correct?

7 MR. INTAGLIATA: Correct.

8 LEGISLATOR DENENBERG: Is that on  
9 an annual basis or per request basis?

10 MR. INTAGLIATA: It's an annual  
11 basis.

12 LEGISLATOR DENENBERG: What is  
13 the second fee?

14 MR. INTAGLIATA: That's when your  
15 contract is established through sealed  
16 bidding and you are issued a blanket  
17 contract for the county which could be for  
18 three to five years, you would pay a  
19 one-time fee of \$275.

20 LEGISLATOR DENENBERG: But if you  
21 don't bid, you don't pay it?

22 MR. INTAGLIATA: If you didn't  
23 bid, you couldn't be awarded a blanket  
24 contract.

25 LEGISLATOR DENENBERG: So last

1 Full Legislature/6-16-14  
2 week I think I showed you there were several  
3 contracts where all we had was one bid or  
4 two bids. I don't see how charging to bid  
5 is going to get us more participation in  
6 these bids.

7 MR. INTAGLIATA: Well, we have  
8 the electronic bid board, and that bid board  
9 posts the item that you can bid on. Then  
10 you can view it and you can see if your  
11 scope of services fits that criteria, and  
12 then pay 125 as a registered vendor and then  
13 bid it.

14 So you can see in many of our  
15 items, electronically, any number of bidders  
16 see it, and then it must be apparent to them  
17 that they can't offer a solution to the  
18 county and then they don't bid.

19 LEGISLATOR DENENBERG: I just  
20 see, from what we had just given out last  
21 week when this first came up, or June 2nd  
22 when this first came up, I should say, we  
23 were getting so little participation where  
24 there was only one or two bids. So I don't  
25 see how this is going to help us get better

1 Full Legislature/6-16-14

2 prices. Thank you.

3 CHAIRWOMAN GONSALVES:

4 Legislator DeRiggi-Whitton.

5 LEGISLATOR DERIGGI-WHITTON: And  
6 this is the item where we're the only county  
7 in New York State that issues this fee?

8 MR. INTAGLIATA: As far as I  
9 know, we would be leading this in New York  
10 State, yes.

11 LEGISLATOR DERIGGI-WHITTON: I  
12 would love to find some other way for us to  
13 lead, but thank you.

14 CHAIRWOMAN GONSALVES: Any other  
15 comments?

16 (No verbal response.)

17 Is there any public comment  
18 regarding this item?

19 (No verbal response.)

20 There being none, all those in  
21 favor of Item 11, signify by saying aye.

22 (Aye.)

23 Any opposed?

24 (No verbal response.)

25 Since there is no public comment

1 Full Legislature/6-16-14  
2 on this item, all those in favor of Item 11  
3 signify by saying aye.

4 (Aye.)

5 Any opposed?

6 (Nay.)

7 So we have the item, 10 to 9.

8 The next item is Item 12, an  
9 ordinance repealing an ordinance 199-2011 as  
10 amended by 191-2012, and further amended by  
11 ordinance 242-2012, and further amended by  
12 Ordinance 30-2014 establishing fees to be  
13 charged by the Department of Parks,  
14 Recreation and Museums, in relation to  
15 increasing the fees for the use of certain  
16 parks, museums, playgrounds, athletic  
17 fields, and recreational facilities, and  
18 authorizing the commissioner of parks,  
19 recreation and museums to make and enforce  
20 park rules.

21 A motion, please.

22 LEGISLATOR WALKER: So moved.

23 LEGISLATOR MACKENZIE: Second.

24 CHAIRWOMAN GONSALVES: Moved by  
25 Legislator Dunne, seconded by Legislator

1 Full Legislature/6-16-14  
2 MacKenzie. Who do we have to speak on this,  
3 Mr. May?

4 MR. MAY: We have Judge Carnell  
5 Foskey.

6 JUDGE FOSKEY: Good afternoon.  
7 My name is Carnell Foskey. I'm the Nassau  
8 County attorney.

9 These fees are fees to increase  
10 certain uses at various facilities in Nassau  
11 County with respect to athletic fields,  
12 recreation facilities, and also various  
13 other facilities within the parks  
14 department.

15 CHAIRWOMAN GONSALVES: Any  
16 questions or comments for Judge Foskey?  
17 Legislator Denenberg.

18 LEGISLATOR DENENBERG: Good  
19 afternoon, judge. Based on these fees, if  
20 this is voted for, then you heard some  
21 complaints from seniors earlier -- I'm  
22 sorry, veterans earlier, as well as some of  
23 those veterans were seniors as well.

24 But based on these fee increases,  
25 then veterans, seniors, Nassau County

1 Full Legislature/6-16-14  
2 residents, would be paying more for all of  
3 the park items listed in this bill, correct?  
4 JUDGE FOSKEY: In some categories  
5 but not to the extent of the testimony.  
6 There are no triple fees. In some  
7 situations, as you stated earlier, there may  
8 be a dollar, maybe \$2.  
9 LEGISLATOR DENENBERG: In some  
10 situations, there may be an increase, but --  
11 JUDGE FOSKEY: If you look over  
12 the life of the ordinance, over all of the  
13 fee increases over the last 10 years, maybe,  
14 but not in this particular.  
15 LEGISLATOR DENENBERG: Well, just  
16 from 10 to 14, a senior would be paying from  
17 \$25 up to \$50.  
18 JUDGE FOSKEY: Which fee?  
19 LEGISLATOR DENENBERG: I believe  
20 that was the beach pass fee.  
21 JUDGE FOSKEY: The beach I  
22 believe goes from \$40 --  
23 LEGISLATOR DENENBERG: Yes.  
24 That's exactly the fee.  
25 JUDGE FOSKEY: I think it goes up

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2 \$10, yes. From 40 to \$50.

3 LEGISLATOR DENENBERG: It was \$25  
4 in 2010, and it will be \$50 in 2014. That  
5 doubles. That's a 100 percent increase.

6 JUDGE FOSKEY: But this is not as  
7 a result of this resolution. If you look  
8 at, collectively, all of the resolutions  
9 that had been passed --

10 LEGISLATOR DENENBERG: You said  
11 past 10 years, so I'm just showing you that  
12 that was since 2010 to 2014, that's only  
13 three plus years. That's not ten years.

14 JUDGE FOSKEY: Do you have  
15 another question?

16 LEGISLATOR DENENBERG: I guess  
17 acquiesce means you agree. Tackapausha, if  
18 it goes from \$1 in 2010, to \$3 in 2014 for a  
19 resident, that's a 300 percent increase.

20 JUDGE FOSKEY: In 2010?

21 LEGISLATOR DENENBERG: To '14.

22 JUDGE FOSKEY: You can do the  
23 math then. If that's what it is, that's  
24 what it is.

25 LEGISLATOR DENENBERG: I don't

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2 see any really being below ten percent. I  
3 see some up to 200 percent. But residents  
4 will be paying more, correct, yes or no?

5 JUDGE FOSKEY: Yes, which allows  
6 us to continue to operate these facilities.  
7 If you look at, for example, the living  
8 wage, in the parks department, people 17  
9 years old, we have to pay them I believe  
10 \$13.35 an hour. The other municipalities,  
11 such as Oyster Bay, Town of Hempstead, they  
12 are still paying the \$7.50, \$7.75.

13 So if you look at our costs of  
14 operating some of these facilities, they've  
15 gone up.

16 LEGISLATOR DENENBERG: My  
17 question was just whether residents,  
18 seniors, veterans, would be paying more?

19 JUDGE FOSKEY: Yes. In most  
20 instances, correct.

21 LEGISLATOR DENENBERG: Now,  
22 special educational programs at all the  
23 museums, including special ed programs, will  
24 be going up anywhere from, looks like, ten  
25 to 20 percent?

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2 JUDGE FOSKEY: Not really true.  
3 You are looking at it from the ordinance  
4 standpoint. Usually, if there is a special  
5 program, the parks department usually will  
6 fit the program to meet the needs of the  
7 people. In many of these things, they apply  
8 for a fee waiver. Are they bringing  
9 extraordinary circumstances in? These fees  
10 are up to that, it's a maximum.

11 The commissioner of parks does  
12 not have to charge these fees, and, while I  
13 was commissioner, if you wrote a letter, and  
14 explained the situation, we don't always  
15 charge you the ordinance fee, but we will  
16 work with the community to come up with a  
17 community based type fee.

18 LEGISLATOR DENENBERG: I'm  
19 looking at what the ordinance is.

20 JUDGE FOSKEY: Which says the  
21 maximum. It says the maximum. That's what  
22 you are allowed to charge. A lot of these  
23 fees we don't charge the maximum for.

24 LEGISLATOR DENENBERG: Whose  
25 discretion is that?

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2 JUDGE FOSKEY: It's usually up to  
3 the department to come up with a fee that  
4 has a rational basis. But, as you know, in  
5 the beginning of the ordinance, it talks  
6 about the maximum of fee that we charge.

7 LEGISLATOR DENENBERG: Well, for  
8 special education programs, I'm seeing \$5  
9 per person to \$6. That's a 20 percent  
10 increase. \$10 to 11. That's 10. 14 to 16.

11 JUDGE FOSKEY: If you look at  
12 Article 3, it says "the following maximum  
13 fees are established."

14 LEGISLATOR DENENBERG: So you are  
15 increasing the maximum fees but you don't  
16 intend to charge them? So, let's just not  
17 increase them.

18 JUDGE FOSKEY: In some  
19 situations, even as the ordinance exists  
20 now, there are certain situations where the  
21 maximum fees are not being charged.

22 LEGISLATOR DENENBERG: I would  
23 just say, if you are not going to charge it,  
24 why are we increasing it? I think we are  
25 increasing --

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2 JUDGE FOSKEY: Additionally, if  
3 you look at Article 5, it says, "fee waivers  
4 the commissioner of parks, recreation, and  
5 museum is authorized to waive or reduce fees  
6 when he deems it to be in the best interests  
7 of the public," which we did.

8 LEGISLATOR DENENBERG: That's  
9 always been there.

10 JUDGE FOSKEY: It's not just  
11 words, Mr. Denenberg. It's something that  
12 we use on a regular basis in parks.

13 LEGISLATOR DENENBERG: But if you  
14 don't intend to charge, why are we  
15 increasing them, judge?

16 CHAIRWOMAN GONSALVES: Let him  
17 finish.

18 JUDGE FOSKEY: In some  
19 situations, it's necessary to charge a fee.  
20 For example, where there are certain things  
21 where all of a sudden the park's fees go up  
22 drastically to render services, if we had to  
23 come back each time to raise the fees, it  
24 would be too late. By the time you came  
25 back to the leg to get something on the

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2 calendar takes almost four to six months.

3 So this allows a certain amount  
4 of flexibility and is actually government at  
5 its best, not government at its worst.

6 LEGISLATOR DENENBERG: So a golf  
7 starter has flexibility on what they're  
8 going to charge?

9 JUDGE FOSKEY: The maximum, only  
10 up to the maximum. They can't exceed the  
11 maximum.

12 LEGISLATOR DENENBERG: So you're  
13 telling me when you go to see a golf  
14 starter, a golf starter can say, you go  
15 free, you don't go free?

16 JUDGE FOSKEY: That's not what  
17 I'm saying. You know that's not what I'm  
18 saying. There's a scheduled list of fees,  
19 when parks looks at the fees, there's a  
20 published fees, published in all of our  
21 brochures, and, usually, once we publish it  
22 in the beginning of the year, we don't  
23 republish those fees, we don't revise them.

24 LEGISLATOR DENENBERG: So the  
25 fees here, for example, for golfing, or for

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2 other park usage, the beach fees, those  
3 aren't going up?

4 JUDGE FOSKEY: I didn't say that.  
5 More than likely, the beach fees will not go  
6 up because the -- we have already issued the  
7 permits for the year. We already issued the  
8 parking stickers.

9 LEGISLATOR DENENBERG: So it will  
10 go up next year?

11 JUDGE FOSKEY: That's a  
12 possibility.

13 LEGISLATOR DENENBERG: You and I  
14 discussed that in committees.

15 JUDGE FOSKEY: Yes, we did. So  
16 my answer remains the same from last time.

17 LEGISLATOR DENENBERG: I just  
18 find this is, across the board, anywhere  
19 from 10 to 100 percent increases, and, in  
20 some cases, I just showed you 200 percent  
21 since 2010. Not over 10 years, over three  
22 plus. Thank you.

23 JUDGE FOSKEY: Thank you. Any  
24 further questions?

25 CHAIRWOMAN GONSALVES: Legislator

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2 Jacobs.

3 LEGISLATOR JACOBS: Mr. Foskey, I  
4 just wanted to clarify something for myself.  
5 What you are saying is, when we figure this  
6 particular item to be the maximum, may not  
7 be the maximum?

8 JUDGE FOSKEY: Correct.

9 LEGISLATOR JACOBS: I've never  
10 voted on anything like that.

11 JUDGE FOSKEY: Yes, each time you  
12 did. Article 3 has been there on each one.  
13 If you go back and look, there's a reason  
14 for it. It's been there each time. Because  
15 there's been times when -- when you look at  
16 the market and there's a reason for that.  
17 It's the maximum allowed. There are  
18 probably some fees in there whereby it just  
19 doesn't merit the maximum at this time. It  
20 doesn't mean that six months from now or a  
21 year from now that that might not become an  
22 appropriate fee. But it's been in every  
23 resolution.

24 LEGISLATOR JACOBS: Do you come  
25 before the legislature as somebody from the

1 Full Legislature/6-16-14  
2 department, every single year to tell us  
3 what your fees are going to be?

4 JUDGE FOSKEY: Only if we are  
5 going to exceed the maximum, we do. We  
6 actually come to you beforehand.

7 LEGISLATOR JACOBS: So a range  
8 like this, where it could be zero --

9 JUDGE FOSKEY: Probably not zero.

10 LEGISLATOR JACOBS: Well, if it's  
11 on here, I think we can actually say we have  
12 no idea what it's going to be. It can go  
13 from zero to 100 percent.

14 JUDGE FOSKEY: You do know from  
15 the published now, it's not going to be less  
16 than what it is now. Each one of these has  
17 a published fee.

18 LEGISLATOR JACOBS: I understand  
19 that but I'm talking about beyond that  
20 published fee, if there's going to be an  
21 increase, it can range anywhere from one  
22 percent to 10 or 20 or 30 or 100 percent?

23 JUDGE FOSKEY: As long as it does  
24 not exceed the ordinance that you passed.

25 LEGISLATOR JACOBS: It's a little

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2 too much of a question mark.

3 JUDGE FOSKEY: It's a range.

4 LEGISLATOR JACOBS: It's a big  
5 range though. It's really a big range.

6 So what you're saying, I think  
7 I'm getting it, that we have to vote on what  
8 we're seeing as the maximum, even that may  
9 not be the fee charged?

10 JUDGE FOSKEY: Correct. He may  
11 not charge it this year, he may charge it  
12 next year.

13 LEGISLATOR JACOBS: Thank you.

14 LEGISLATOR DERIGGI-WHITTON:  
15 There seems to be -- I think -- and I'm  
16 going through it quick, but there seems to  
17 be a category nine which includes seniors  
18 and veterans and ambulance corp members.

19 JUDGE FOSKEY: Which section are  
20 you reading from?

21 LEGISLATOR DERIGGI-WHITTON: From  
22 all the different descriptions of the fee  
23 increases, as it breaks down each increase,  
24 it goes through resident, nonresident, all  
25 that.

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2 But this one category of category  
3 nine seems pretty consistent from what I've  
4 been able to go through so far. Basically  
5 there's one category that says, "senior  
6 citizens, volunteer fire fighters, volunteer  
7 ambulance corp, members of the police,  
8 auxiliary veterans and people with  
9 disabilities. It's in every single increase  
10 including one here.

11 JUDGE FOSKEY: You mean Roman  
12 numeral X, I see it now.

13 LEGISLATOR DERIGGI-WHITTON:  
14 That's nine. So I see in one other area  
15 it's cited as an E.

16 JUDGE FOSKEY: Yes. I see E.

17 LEGISLATOR DERIGGI-WHITTON: I  
18 would love to see like a bipartisan effort  
19 to get rid of this one category. How can  
20 the wealthiest country in the nation  
21 increase the fees on veterans and disabled  
22 children and our police and our fire  
23 fighters and our EMS workers?

24 I don't know how much we are  
25 bringing in, probably a very minuscule

1 Full Legislature/6-16-14  
2 amount, and this goes against I think  
3 everything that when they come up and we  
4 congratulate them for their service, like  
5 the veterans said before, we honor them with  
6 a pass, yet, how can we have this category?

7 JUDGE FOSKEY: Because if you  
8 follow the park literature during the year,  
9 there are times, for example, on Veteran's  
10 Day that we give either a huge reduction or  
11 allow them to play for free. Same thing  
12 with the rifle range. There are a number of  
13 other additional programs that we offer that  
14 benefits the veterans.

15 LEGISLATOR DERIGGI-WHITTON: As  
16 we should. Look, if you have to raise fees,  
17 then, God bless, go ahead. But, how can any  
18 of us up here in a clear conscious raise it  
19 on this one category? That's all I'm  
20 saying. It's probably less than 10 percent  
21 of this full budget.

22 JUDGE FOSKEY: The fees are also  
23 competitive with other municipalities too.

24 LEGISLATOR DERIGGI-WHITTON: I'm  
25 sorry, but they're very high. Fees like 16

1 Full Legislature/6-16-14  
2 percent is one here. To raise special  
3 education programs? You know how a lot of  
4 those fundings, those have been cut.

5 JUDGE FOSKEY: As I said to you  
6 earlier, those programs, they can write the  
7 commissioner a letter, and they do it quite  
8 frequently, school districts, and these are  
9 the maximum --

10 LEGISLATOR DERIGGI-WHITTON: Do  
11 you have that written anywhere?

12 JUDGE FOSKEY: I just read it to  
13 you. In Article 3, it says these are the  
14 maximum fees. In addition, we look at the  
15 other article at the end, it talks about the  
16 commissioner having the right to waive  
17 certain fees.

18 LEGISLATOR DERIGGI-WHITTON: But  
19 is this condition which Legislator Judy  
20 Jacobs wasn't even 100 percent sure of up  
21 until now, is this any way posted like near  
22 where people buy tickets, or buy permits?

23 JUDGE FOSKEY: The ordinance is  
24 posted, yes. The ordinance is posted. The  
25 fees contain an ordinance, so they're posted

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2 at all if not most of our sites.

3 LEGISLATOR DERIGGI-WHITTON:

4 Including this discretionary fee?

5 JUDGE FOSKEY: The whole

6 ordinance is posted, yes.

7 LEGISLATOR DERIGGI-WHITTON: I

8 have never seen that in my entire life.

9 JUDGE FOSKEY: I will make sure

10 Commissioner Nugent posts them so you'll see

11 them in the future, but they're posted as a

12 public document.

13 LEGISLATOR DERIGGI-WHITTON: What

14 is the discretion, who decides, the people

15 that are charging the ticket?

16 JUDGE FOSKEY: It's the same as

17 it's been, all the ordinances.

18 LEGISLATOR DERIGGI-WHITTON: I

19 just don't know. Who decides, like the

20 special education class?

21 JUDGE FOSKEY: As I indicated to

22 you before, as I read this earlier, the part

23 who has --

24 LEGISLATOR DERIGGI-WHITTON: But

25 who has that discretion?

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2 JUDGE FOSKEY: I just read it.

3 LEGISLATOR DERIGGI-WHITTON:

4 Meaning you?

5 JUDGE FOSKEY: Not me. Article  
6 5, fee waivers. Commissioner of parks,  
7 recreation, and museums is authorized to  
8 waive and reduce fees when he deems it to be  
9 in the best interest of the public.

10 LEGISLATOR DERIGGI-WHITTON: So  
11 the person in charge of parks, is that what  
12 you're saying?

13 JUDGE FOSKEY: Correct.

14 LEGISLATOR DERIGGI-WHITTON: So  
15 Eileen Kreebs?

16 JUDGE FOSKEY: If you think  
17 Eileen is in charge of parks, you now have a  
18 big issue here.

19 LEGISLATOR DERIGGI-WHITTON: I  
20 understand. But, for instance, would that  
21 qualify as someone who --

22 JUDGE FOSKEY: I can tell you,  
23 from my experience, what would usually  
24 happen, the group would write a letter to  
25 the commissioner saying, "dear

1 Full Legislature/6-16-14  
2 commissioner," and in that letter they would  
3 set forth, "we are from a minority district,  
4 or we have certain financial challenges,  
5 would you consider waiving the fee or  
6 reducing the fee?" And, what would happen,  
7 I would write them back once I read the  
8 letter and answer, yes, based on what you  
9 told me, I feel this would be an appropriate  
10 situation to reduce the fee or waive the  
11 fee.

12 LEGISLATOR DERIGGI-WHITTON: I'm  
13 just saying though, you're now -- you're the  
14 county attorney?

15 JUDGE FOSKEY: Yes, I would agree  
16 with you on that one too.

17 LEGISLATOR DERIGGI-WHITTON: Just  
18 explain to me who these letters are going to  
19 now, you as well?

20 JUDGE FOSKEY: They go to Acting  
21 Commissioner Nugent.

22 LEGISLATOR DERIGGI-WHITTON: So  
23 you would no longer have --

24 JUDGE FOSKEY: No.

25 LEGISLATOR DERIGGI-WHITTON: So

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2 what you just told me is you would say yes  
3 was totally misspoken because you're the  
4 county attorney, correct?

5 JUDGE FOSKEY: Do you have any  
6 further questions, legislator?

7 CHAIRWOMAN GONSALVES: I'm going  
8 to ask a question now.

9 LEGISLATOR DERIGGI-WHITTON: I'm  
10 not finished yet. No, I'm not.

11 So just clarify one more second.

12 JUDGE FOSKEY: I explained to  
13 what was the protocol --

14 LEGISLATOR DERIGGI-WHITTON: No.  
15 Listen.

16 JUDGE FOSKEY: No. Excuse me. I  
17 explained to you what the protocol was. I  
18 read the law. There's nothing else I could  
19 do to make you understand this.

20 LEGISLATOR DERIGGI-WHITTON: You  
21 just answered the question by saying I waive  
22 the --

23 JUDGE FOSKEY: I explained to you  
24 what I did when I was there. I read the  
25 law. Three times I read the law. I don't

1 Full Legislature/6-16-14  
2 know of any other way I could possibly make  
3 this simpler or make you understand this.  
4 Madam presiding officer, are there any  
5 additional questions?

6 LEGISLATOR DERIGGI-WHITTON: Yes.  
7 I'm still speaking.

8 CHAIRWOMAN GONSALVES: Yes. I  
9 just want clarification.

10 LEGISLATOR DERIGGI-WHITTON: I'm  
11 almost done.

12 CHAIRWOMAN GONSALVES: Hold on.  
13 Legislator DeRiggi-Whitton, it's my turn.

14 LEGISLATOR DERIGGI-WHITTON: I  
15 haven't finished yet.

16 CHAIRWOMAN GONSALVES: I need to  
17 get something clarified that you are talking  
18 about.

19 LEGISLATOR DERIGGI-WHITTON: Go  
20 ahead.

21 CHAIRWOMAN GONSALVES: There are  
22 a number of park fees where an adult 13 and  
23 older pays one fee, and the seniors, and the  
24 veterans, and the fire fighters, and you  
25 name it, pay another fee. Could you

1 Full Legislature/6-16-14  
2 elaborate on that, can you give me some of  
3 those fees that we do discount for the  
4 firefighters, the veterans and so on?

5 JUDGE FOSKEY: That's correct.  
6 Almost all the fess in each category,  
7 whether it's golf, tennis, or swimming, has  
8 a discounted fee for the firefighters and  
9 the same fee is not necessarily discounted  
10 for the adult or various other people in  
11 each of the categories.

12 CHAIRWOMAN GONSALVES: I needed  
13 to clarify that. We do take into  
14 consideration that discounts are in order  
15 for our veterans, our seniors, our  
16 firefighters and so on. Now you can go  
17 ahead.

18 LEGISLATOR DERIGGI-WHITTON: Well,  
19 there's going to be much less of a discount  
20 after this passes because many of them are  
21 hitting double digit increases.

22 JUDGE FOSKEY: There's still a  
23 discount though.

24 LEGISLATOR DERIGGI-WHITTON: Let  
25 me ask you one more thing, judge, if that's

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2 okay.

3 JUDGE FOSKEY: Yes, you may.

4 LEGISLATOR DERIGGI-WHITTON: I  
5 understand we went through this whole thing  
6 which is basically saying the commissioner  
7 has the right to waive the fees should  
8 whoever that is at the time deem it  
9 appropriate.

10 Where is that written in the  
11 Charter?

12 JUDGE FOSKEY: I'm not familiar  
13 where in the Charter it's written.

14 LEGISLATOR DERIGGI-WHITTON: Well,  
15 put on your county attorney hat.

16 JUDGE FOSKEY: I will get back to  
17 you.

18 LEGISLATOR DERIGGI-WHITTON: How  
19 can we say that?

20 JUDGE FOSKEY: I can tell you,  
21 each one of you, there have been times when  
22 people ask, from both sides of the aisle,  
23 whether show mobile or for the use of the  
24 park, that they have called the commission  
25 up and asked the commissioner, and even more

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2 than likely for you also, down in Glen Cove  
3 where we get a show mobile where we agreed  
4 to waive the fee. This gives us the ability  
5 to waive that fee. Without the section,  
6 when certain members of this body ask, we  
7 would not be able to waive the fee.

8 LEGISLATOR DERIGGI-WHITTON: So  
9 not according to the Charter that we know of  
10 right now.

11 JUDGE FOSKEY: I'll do some  
12 research on that and gladly submit that  
13 information.

14 LEGISLATOR DERIGGI-WHITTON: So  
15 if you want to do the research and tell us  
16 what the discretion -- when that's  
17 applicable, however, most people walking up  
18 to a museum or special ed class is going to  
19 assume that if there is a fee posted there,  
20 that that is what they are paying.

21 JUDGE FOSKEY: The fee posted is  
22 what they're paying.

23 LEGISLATOR DERIGGI-WHITTON:  
24 Typically that's what they're paying and it  
25 could possibly be waived if there was some

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2 condition that the county commissioner --

3 JUDGE FOSKEY: Are you telling me  
4 that you no longer want the commissioner to  
5 waive these fees?

6 LEGISLATOR DERIGGI-WHITTON: No.  
7 That I have no problem with.

8 JUDGE FOSKEY: Are you telling me  
9 that?

10 LEGISLATOR DERIGGI-WHITTON: I  
11 have no problem. I would just like to see  
12 it in the law as far as how it's -- it's  
13 just for whoever wants to decide what. I  
14 really do think we have to have some type of  
15 -- something written which would show what  
16 happens, and, if it is that the commissioner  
17 can consider certain things and not others,  
18 that's very discretionary.

19 JUDGE FOSKEY: I will relay your  
20 comments back to Commissioner Nugent.

21 LEGISLATOR DERIGGI-WHITTON: To  
22 get back to what my real comment is, I would  
23 love for this county to take the integrity,  
24 like Norma Gonsalves just mentioned, we  
25 respect our veterans, we respect our

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2 volunteers, why we are increasing their  
3 rates, whether they are slightly lower than  
4 others to start out with, after this,  
5 there's not going to be that much of a  
6 difference. I cannot understand how we have  
7 to find money that way.

8 JUDGE FOSKEY: Still  
9 significantly different than the  
10 non-seniors, and --

11 LEGISLATOR DERIGGI-WHITTON: But  
12 why would we ever increase fees on our  
13 veterans, our disabled, on the people that  
14 we are protect the most, and for such a  
15 miniscule amount of money in this \$2.8  
16 billion budget is beyond me. Thank you.

17 CHAIRWOMAN GONSALVES: Legislator  
18 Nicolello.

19 LEGISLATOR NICOLELLO: Judge  
20 Foskey, I was listening to Legislator  
21 Denenberg's questions of you. I noticed  
22 that you had done some calculations dating  
23 back to 2010.

24 Do you have any idea why you went  
25 back only to 2010, that's such an arbitrary

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2 date to pick?

3 LEGISLATOR DENENBERG: That's  
4 when he was parks commissioner.

5 JUDGE FOSKEY: I guess that's  
6 when Mr. Mangano because the county  
7 executive.

8 LEGISLATOR NICOLELLO: One would  
9 suspect that. And, by the way, you can  
10 expect Legislator Denenberg to interrupt as  
11 often as he can, but we went back before  
12 that because I think it's important to get a  
13 little bit of background, especially when  
14 certain legislators insist repeatedly that  
15 these are back door tax increases.

16 So we looked back farther than  
17 2010 and, low and behold, dating way back to  
18 2002, and going forward, and I will give you  
19 the details, these back door tax increases,  
20 as one legislator here considers, were a  
21 pretty frequent thing.

22 That legislator who has been  
23 calling them back door tax increases,  
24 Legislator Denenberg, voted for them each  
25 and every time.

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2 So let's go through the history.  
3 2002, they raised park fees, county clerk  
4 fees, civil service commission fees, board  
5 of election fees, planning commission fees,  
6 public work fees, fees related to home  
7 alarms, home improvement license fees,  
8 Department of Probation fees, fees for GIS  
9 usage.

10 2003, they raised county clerk  
11 fees, civil service commission fees, Board  
12 of Election fees, planning commission fees,  
13 public works fees, fire marshal fees, fees  
14 for registration of vehicles for hire.

15 2004, park fees again, for the  
16 second time.

17 2005, fees for registration of  
18 automatic tellers, fees for fire marshal.

19 2006, planning commission again.  
20 2006 county attorney's fees, DPW fees,  
21 treasurer's office, office of purchasing  
22 fees increased by the then Democratic  
23 majority, Legislator Denenberg voting in the  
24 affirmative each time.

25 2007, raised the Department of

1 Full Legislature/6-16-14  
2 Assessment fees, signed hangar licensing  
3 fees, fire marshal fees, locksmith license  
4 fees, automatic alarm system fees, storm  
5 water sewage collection fees.

6 2008, they raised park fees for  
7 the third time, traffic and parking fees,  
8 county clerk fees for the third time,  
9 consumer affair fees, probation fees.

10 2009, DPW fees, planning  
11 commission fees, police department impounded  
12 vehicle fees. That's what we would able to  
13 come up with at this point.

14 Now, Legislator Denenberg, can we  
15 quote you on the fact that each and every  
16 one of those was a back door tax increase?

17 LEGISLATOR DENENBERG: Are you  
18 asking him or me?

19 LEGISLATOR NICOLELLO: I don't  
20 think his name is Legislator Denenberg. Can  
21 we quote you on the fact that each one of  
22 those was a back door tax increase?

23 LEGISLATOR DENENBERG: What you  
24 are doing today is a back door tax increase  
25 and it's our veterans, and it's on our

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2 seniors, and it's on our volunteers.

3 And, by the way, the quote of a  
4 back door tax increase on fees came from  
5 Legislator Nicoletto and Legislator Schmitt  
6 in 2008 and 2009 saying, "fee increases are  
7 nothing but a back door tax increase,"  
8 Mr. Nicoletto and Mr. Schmitt.

9 I'm not answering your question.  
10 What you are doing today is a back door tax  
11 increase. And I love how you're going to  
12 turn around and, on the record, try to  
13 attack me.

14 I believe, first and foremost, a  
15 lot of those fee increases -- you know what,  
16 the fee increases today, which are literally  
17 hundreds upon hundreds of fee increases, is  
18 what we are debating. Talking about 10, 15  
19 years ago doesn't change what we are  
20 debating now. Period.

21 LEGISLATOR NICOLELLO: Well,  
22 whether you want to or not -- you want to be  
23 partisan, you want to scream out, Legislator  
24 Becker?

25 CHAIRWOMAN GONSALVES: Excuse me,

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2 no cross conversation, please.

3 LEGISLATOR NICOLELLO: Whether  
4 you want us to or not, we're going to quote  
5 you on it and remind, and we'll also remind  
6 you of the fact that these back door tax  
7 increases, as you call them, it went through  
8 the front door, with a 43 percent real  
9 property tax increase, and through the side  
10 door with a home energy tax increase.

11 LEGISLATOR DENENBERG: You know  
12 what, Mr. Nicolello --

13 CHAIRWOMAN GONSALVES: Those are  
14 tax increases. Excuse me --

15 LEGISLATOR NICOLELLO: As I said,  
16 we understand, and --

17 LEGISLATOR DENENBERG: What you  
18 are doing today --

19 CHAIRWOMAN GONSALVES: No cross  
20 conversations, please.

21 LEGISLATOR DENENBERG: What  
22 you're doing today is wrong --

23 CHAIRWOMAN GONSALVES: Legislator  
24 Denenberg, you're out of order.

25 LEGISLATOR DENENBERG: -- and

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2 your debate is wrong.

3 CHAIRWOMAN GONSALVES: Legislator  
4 Denenberg, you're out of order. Legislator  
5 Nicolello has the floor.

6 LEGISLATOR NICOLELLO: We  
7 understand that members of the minority will  
8 vote against fees, but to repeatedly use the  
9 term back door tax increases, and tax  
10 increases, and tax increases --

11 LEGISLATOR DENENBERG: Your own  
12 term?

13 LEGISLATOR NICOLELLO: This is  
14 your term. We are going to quote you on it,  
15 Dave, believe us.

16 LEGISLATOR DENENBERG: I'm sure.

17 CHAIRWOMAN GONSALVES: You don't  
18 have the floor.

19 LEGISLATOR DENENBERG: I'm  
20 responding. In 2012 --

21 CHAIRWOMAN GONSALVES: You did  
22 not go through the chair.

23 LEGISLATOR DENENBERG: In  
24 December 2012, when you had a 10-9 majority,  
25 you passed 15 separate items that were over

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2 one thousand fee increases less than two  
3 years. That was only a year and a half.  
4 Now you are back and doing it again. So why  
5 don't you live with your own words. I'm  
6 only talking about the last 18 months.

7 CHAIRWOMAN GONSALVES: There are  
8 other people that wish to speak besides you.  
9 You don't speak for the whole world.

10 Any public comment? Mr. Young,  
11 you may speak on this if you wish.

12 MR. YOUNG: I would like to speak  
13 on this. Madam Presiding Officer and the  
14 legislature, good afternoon. Thank you for  
15 having me. My name is Bob Young. I live at  
16 29 Central Parkway in Merrick. I am no  
17 longer in Dave's district, so I don't think  
18 there's anything going on here.

19 I have come to you today  
20 because this is not, for me, and Norma can  
21 tell you how much I really care about the  
22 parks and the preserves.

23 CHAIRWOMAN GONSALVES: What did  
24 you just say?

25 MR. YOUNG: Excuse me?

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2 CHAIRWOMAN GONSALVES: What did  
3 you just say, you don't care about the parks  
4 and preserves?

5 MR. YOUNG: No. You can say how  
6 much I do. I'm sorry, I'm a little tired  
7 from waiting here all afternoon to talk, but  
8 I would like to get through.

9 As far as I'm concerned, the role  
10 of government is to provide services. And  
11 one of the services it does provide to me  
12 which I use a lot is our parks and preserves  
13 and numerous people up here can attest to  
14 that.

15 My question is, I pay full taxes.  
16 I don't get any discount, maybe STAR or  
17 whatever, but I pay full taxes. I also have  
18 to pay fees, increased fees.

19 So as far as I'm concerned, I'm a  
20 taxpayer, I own the facilities. Not the guy  
21 who comes here from New York City to play a  
22 couple of rounds of golf. I own the  
23 facilities. So, in order for me to use my  
24 facilities, I have to pay more. I don't  
25 like it. I understand it may be necessary

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2 to raise fees and I take a look at the fees  
3 that are being raised.

4 To me, I got a problem with this.  
5 I didn't go down the list all that far, but  
6 proportionately, and I own the fees, to the  
7 people that don't own the fees, my  
8 percentage has gone up and, almost  
9 invariably, throughout this whole document,  
10 that's the case.

11 You can start with page one,  
12 archery ordinance, 199-2011. A Nassau  
13 County resident goes up from \$2, 33 percent.  
14 Nonresident, goes from five to six, 18  
15 percent, and senior citizens and cops and  
16 everybody are 15 percent.

17 So the ones that own it, the ones  
18 that live here, they got to pay more  
19 proportionately than the people that come  
20 from outside. I have a big problem with  
21 that. If you were to say it's ten percent  
22 across the board, or whatever, my criticism  
23 would not be valid.

24 I can go to another one here. I  
25 can do through this whole thing. I will

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throw out a couple more. Miniature golf. I like to play miniature golf. My friends come in from out of town. We do our yearly challenge here at Eisenhower Park. It goes up from \$7 to \$8, that's 14 percent roughly. People that live, that are not from here, from \$10 to \$11, a nine percent increase. Again, the people that live here pay more. I can go through the whole thing. Batting cage ordinance, a resident goes from \$3 to \$4, 25 percent increase. Nonresident goes from \$5 to \$6, 18 percent increase. Beaches, vehicle access, nonresident goes from \$35 to \$37, maybe an eight percent increase, daily resident goes from \$8 to \$10, a 20 percent increase. It goes on and on.

I can't understand why the people that own the equipment, people that own the facilities have to pay more proportionately than the people who don't. Now, if you are looking for the dollars, I think you should find a better place to do it.

I got more questions. I'm not

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2 done. I don't think that you should tax the  
3 residents for using the facilities. Because  
4 I like to use the facilities. I like to  
5 play hockey. I like to go and play mini  
6 golf and I do it. I'm out there.

7 Why should I pay more? If you  
8 price me out, I can go anywhere, it's all  
9 the same. And I point to some of the hockey  
10 fees which basically equate -- it doesn't  
11 matter. If you live here, you don't live  
12 here. It all works out the same. I'm not  
13 going to address them specifically.

14 CLERK MULLER: Mr. Young, your  
15 three minutes have expired.

16 MR. YOUNG: Okay. Other people  
17 spoke, can I --

18 CHAIRWOMAN GONSALVES: Can you  
19 wrap it up?

20 MR. YOUNG: I'm going to wrap it  
21 up. A question I have, okay, there's two  
22 more things. One more thing, on the  
23 Tackapausha and Garvey Point Museum, where  
24 the general admission has gone up 33 percent  
25 for children, 25 percent for general, and

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2 nothing if you don't live here, so if you  
3 come here from where ever, you are paying  
4 the same amount. There is a thing here, it  
5 says, seasonal dinghy rack under this  
6 category. So I called up Tackapausha  
7 because I go there all the time and I said,  
8 hey, where is your dinghy rack? I have a  
9 dinghy. I used to be a sailor. Where is it  
10 at? This document isn't even prepared  
11 properly because it lists the dinghy rack as  
12 part of both. It does not exist. I called  
13 today. The latest to confirm.

14 CHAIRWOMAN GONSALVES: Are you  
15 almost there in wrapping it up?

16 MR. YOUNG: Maybe.

17 CHAIRWOMAN GONSALVES: Not maybe.

18 MR. YOUNG: One more thing and  
19 I'm almost done.

20 CHAIRWOMAN GONSALVES: One more  
21 thing and that's it.

22 MR. YOUNG: Okay. So I belong to  
23 the Long Island Curling Club. I know the  
24 county is looking for money. This is what  
25 it's all about.

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2 We went to the people that are  
3 developing the hockey rinks and we said we  
4 have over 200 members in our Long Island  
5 Curling Club. We would like to play at  
6 Eisenhower Park. Can we work out some kind  
7 of partnership? We were told no, we can't.  
8 Now, I see two massive hockey rinks there.  
9 We want to pay. We want to play. Nobody is  
10 even interested. So I suspect that the work  
11 is being done improperly. That's it for me.

12 CHAIRWOMAN GONSALVES: So you're  
13 wrapping it up?

14 MR. YOUNG: I'm wrapping it up.

15 CHAIRWOMAN GONSALVES: Thank you  
16 very much.

17 MR. YOUNG: So I'm saying I don't  
18 like to pay the fees. So I'm done with what  
19 I have to say. A friend of mine asked me to  
20 read this statement in. I would like to.

21 CHAIRWOMAN GONSALVES: What  
22 happened to wrapping it up, Mr. Young?

23 MR. YOUNG: I'm done with me.

24 CHAIRWOMAN GONSALVES: No.  
25 Submit it. You can submit the statement to

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2 the clerk.

3 MR. YOUNG: I'm not wrapping it  
4 up. My question is --

5 CHAIRWOMAN GONSALVES: Bob, now  
6 before I said Mr. Young because I wanted to  
7 be professional.

8 MR. YOUNG: I'm being  
9 professional. My only comment is, you're  
10 going to do what you want to do. I will sit  
11 down. Thank you.

12 CHAIRWOMAN GONSALVES: Submit  
13 that to the clerk. Any other public  
14 comment? Mr. Boitel.

15 MR. BOITEL: Good afternoon. I'm  
16 Henry Boitel. I'm a resident of Rockville  
17 Centre for more than 40 years. I speak as  
18 an individual and not representing any party  
19 or group.

20 I want to speak about this 35 or  
21 40 page list of fees that are being raised.  
22 I think there are some legislation that  
23 you're considering that also raises fees and  
24 permit fees and fines and the like.

25 There was a time that the average

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2 family could go to a baseball game or a  
3 movie or Broadway show without any great  
4 problem. Maybe I portray my age when I say  
5 that.

6 Now the cost of those activities  
7 has skyrocketed. Practically everything we  
8 do is click click click on the meter,  
9 ranging from young kids with cell phones and  
10 other kinds of activities to senior  
11 citizens.

12 This is at a time when the income  
13 of the average person has not been  
14 increasing. So we're increasing fees and  
15 costs, but most of us are stuck in an income  
16 which has not increased and, for many, has  
17 actually gone down.

18 It's within that context that you  
19 ought to be viewing this question of fees.  
20 The park lands, beaches, nature walks,  
21 public meeting rooms, athletic facilities  
22 owned by the people of Nassau have a value,  
23 I don't know, maybe billions of dollars.  
24 They belong to all of us. As the gentleman  
25 who spoke before me just said, they do, they

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2 belong to all of us, regardless of social or  
3 economic standings.

4 When fees are imposed for their  
5 use, they are a minor expenditure for some  
6 people, but, for others, they compete with  
7 the necessities of life. Every time you  
8 raise a usage fee or license or a permit,  
9 you give the wealthy more breathing room and  
10 you discourage the use of those facilities  
11 by the poor and the middle class. The  
12 imposition of fees across the board is the  
13 worst example of regressive taxation.

14 We heard a little while ago that  
15 the commissioner appears to have some broad  
16 kind of discretion to waive fees. I was  
17 somewhat taken aback at that because I  
18 didn't hear that there is some record kept  
19 of that. I didn't hear there is some  
20 indication that I can find out who the other  
21 people are that are getting their fees  
22 waived.

23 It seems like kind of a special  
24 consideration that can be given to some and  
25 not to others who don't know about it, who

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2 don't have standing, or don't have a  
3 contact. I don't think that's a very wise  
4 thing.

5 CLERK MULLER: Mr. Boitel, your  
6 three minutes have expired.

7 MR. BOITEL: One of the worst  
8 aspects of government in Nassau County is  
9 the large number of independent taxing  
10 authorities and fee setting authorities.  
11 Each authority looks at the reasonableness  
12 of its own levies utilizing its self-created  
13 measurements.

14 No official in the county is  
15 looking at the overall burden of taxation  
16 and fees upon the individual.

17 Do you have before you a public  
18 impact statement with regard to the  
19 imposition of these fees that you are being  
20 asked to raise today? If you do, I haven't  
21 heard about it. Is there such a thing. Has  
22 there been an impact study done? Today's  
23 exercise is one more example of county  
24 government --

25 CHAIRWOMAN GONSALVES: First of

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2 all, I need to tell you you need to wrap it  
3 up. But to answer your questions, we are  
4 required to have a fiscal impact study done  
5 on it.

6 MR. BOITEL: Is that published?

7 CHAIRWOMAN GONSALVES: Where they  
8 are required, we do, sir. Where they're  
9 not, we don't.

10 My question to you is, are you  
11 ready to wrap it up?

12 MR. BOITEL: Almost.

13 CHAIRWOMAN GONSALVES: He called  
14 you over a minute ago. It's now.

15 MR. BOITEL: Today's exercise is  
16 one more example of county government  
17 focusing only on how to plug a hole that  
18 NIFA is forcing you to address.

19 I'm going to skip over some  
20 affirmative suggestions I had for you, an  
21 instead of --

22 CHAIRWOMAN GONSALVES: Mr.  
23 Boitel, you can submit a statement if you  
24 like and put it in the record.

25 MR. BOITEL: I will. I'll wrap

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2 it up by saying this.

3 I suggest that instead of blindly  
4 adopting these substantial fee increases,  
5 you go back to the drawing boards, not to  
6 plug a hole but to create a foundation for  
7 the future of Nassau County.

8 I'm going to hand in a copy of my  
9 statement, if I may, and I would ask that it  
10 be annexed to the minutes.

11 CHAIRWOMAN GONSALVES: Thank you  
12 very much. It goes into the minutes.  
13 Claudia Borecky.

14 MS. BORECKY: My question is  
15 directed to Legislator Mike Venditto.

16 You could have stopped these fee  
17 increases in committee, yet when your vote  
18 would have mattered, you had someone sitting  
19 on this committee so the fee increases would  
20 move forward and you wouldn't have to cast a  
21 vote.

22 CHAIRWOMAN GONSALVES: Claudia,  
23 once again, you're overstepping your bounds.

24 MS. BORECKY: Can you tell me why  
25 you walked out of a committee on such an

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2 important vote?

3 CHAIRWOMAN GONSALVES: Claudia,  
4 you are overstepping your bounds. You are  
5 bordering on politics. Knock it off.

6 MS. BORECKY: I'm sorry. I heard  
7 a lot of politics going on by Legislator  
8 Nicolello a little while ago.

9 CHAIRWOMAN GONSALVES: I am  
10 sorry, you --

11 MR. BOITEL: The public needs to  
12 hear why he --

13 CHAIRWOMAN GONSALVES: Claudia, I  
14 am speaking. I will tell you, for ten years  
15 I didn't hear you come up here and complain  
16 about fees that Mr. Denenberg voted for.

17 MS. BORECKY: Legislator  
18 Denenberg -- fees -- whether it was Suozzi  
19 who imposed them or Mangano who imposed  
20 them.

21 CHAIRWOMAN GONSALVES: I'm  
22 telling you now, if you have any other  
23 comments, please make them.

24 MS. BORECKY: I would like to  
25 know, at the time the finance committee was

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2 meeting, that you were at Wantagh High  
3 School, outside your district, district  
4 speaking to a teacher retirement campaigning  
5 on county time. Can you answer that? He is  
6 supposed to be in committee casting a vote  
7 about these fees. At the same time he was  
8 standing in Wantagh.

9 CHAIRWOMAN GONSALVES: This is  
10 not appropriate, Claudia, and you do it time  
11 and time again. It's got to stop. That's  
12 not a question.

13 MS. BORECKY: It is a question.  
14 I'm asking where he was.

15 CHAIRWOMAN GONSALVES: There's a  
16 motive behind it and I see through it.

17 MS. BORECKY: Well, we haven't  
18 heard enough motives tonight.

19 CHAIRWOMAN GONSALVES: He does  
20 not have to justify his time to you.

21 MS. BORECKY: He should justify  
22 it to his constituents in the least. Thank  
23 you.

24 LEGISLATOR ABRAHAMS: Norma, I'm  
25 not defending Claudia, but if someone asked

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2 me a question on where I was on county time  
3 during a crucial vote, I think that that  
4 does warrant an answer. I'm being fair. I  
5 have the deepest respect for Michael as well  
6 as for David, I wish them both better, but,  
7 with that --

8 CHAIRWOMAN GONSALVES: It's  
9 always the manner in which it's addressed.  
10 Okay?

11 LEGISLATOR ABRAHAMS: With that  
12 being said --

13 CHAIRWOMAN GONSALVES: Minority  
14 Leader Abrahams, I'm sorry.

15 LEGISLATOR ABRAHAMS: It is a  
16 fair question to ask a body where somebody  
17 was during a vote.

18 CHAIRWOMAN GONSALVES: I don't  
19 have to protect anybody, he can protect  
20 himself. Just like you can protect  
21 yourself.

22 LEGISLATOR ABRAHAMS: I'm just  
23 saying this though. Let's just be all big  
24 in the room. Some of us are running for  
25 higher office. If I missed a vote while not

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2 being here it is totally fair game. Someone  
3 can ask a question where I was when I missed  
4 that vote, that, to me, is fair game.

5 CHAIRWOMAN GONSALVES: Legislator  
6 Becker, quiet. You don't know the  
7 circumstances, please. At this point there  
8 is no other public comment -- excuse me --

9 LEGISLATOR ABRAHAMS: It would be  
10 fair game if they asked me.

11 CHAIRWOMAN GONSALVES: No.

12 LEGISLATOR ABRAHAMS: It really  
13 is.

14 CHAIRWOMAN GONSALVES: I'm going  
15 to take a vote on Item 12.

16 Legislator Becker, we are moving  
17 on. If there is no other public comment --

18 (No verbal response.)

19 All those in favor of Item 12  
20 signify by saying aye.

21 (Aye.)

22 Any opposed?

23 (Nay.)

24 The item passes 10 to 9.

25 The next item is Item 13, an

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2 ordinance to fix certain fees to be charged  
3 by the Department of Public Works.

4 A motion, please.

5 LEGISLATOR MUSCARELLA: So moved.

6 LEGISLATOR DUNNE: Second.

7 CHAIRWOMAN GONSALVES: Moved by  
8 Legislator Muscarella, seconded by  
9 Legislator Dunne. Who do we have here,  
10 Mr. May?

11 MR. MAY: We have Mr. Ken Arnold  
12 from DPW to answer any questions on this  
13 item.

14 MR. ARNOLD: Ken Arnold, Public  
15 Works. This ordinance raises fees  
16 associated with planning reviews,  
17 subdivision reviews, 239s, and other aspects  
18 of work that goes on on county roads.

19 CHAIRWOMAN GONSALVES: Any  
20 questions or comments for Mr. Arnold  
21 regarding this item, Item 13? We're on Item  
22 13, which is certain fees to be charged by  
23 the Department of Public Works.

24 Legislator Jacobs, on the item.

25 LEGISLATOR JACOBS: Thank you.

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2 I'm on the item. Mr. Arnold, I have a  
3 question to ask you for my own edification.

4 These are increases I guess that  
5 are going to be passed on to developers,  
6 correct, or people that bid on contracts, et  
7 cetera?

8 MR. ARNOLD: If they are  
9 associated with developers, they will be  
10 passed on to developers. Some of these fees  
11 are with the homeowner, like the sewage  
12 connection fee, the contractor would charge  
13 that fee to --

14 LEGISLATOR JACOBS: He passes it  
15 on to the homeowner?

16 MR. ARNOLD: Yes.

17 LEGISLATOR JACOBS: Let me ask  
18 you this, what does Suffolk County do, do  
19 they have these fees also?

20 MR. ARNOLD: Yes, they do.

21 LEGISLATOR JACOBS: They seem a  
22 little bit high to me and I'm wondering if  
23 we are discouraging people from wanting to  
24 give us bids, rather than encouraging people  
25 to give us bids.

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2 And, once they're doing it, I  
3 don't know what choice we have as far as  
4 raising them up. All right. Thank you.

5 CHAIRWOMAN GONSALVES: Legislator  
6 Denenberg.

7 LEGISLATOR DENENBERG: Who will  
8 pay these fees?

9 MR. ARNOLD: If it's associated  
10 with the development of a property, the  
11 developer will pay these fees. Some of  
12 these fees are associated with -- if the  
13 homeowner is looking to put a dumpster on a  
14 county road, either the contractor or the  
15 homeowner will pay the dumpster fee.  
16 Depends what the fee is representing. A lot  
17 of these are development planning fees, so  
18 it would be the developer.

19 LEGISLATOR DENENBERG: So it  
20 could be a contractor that's doing work on  
21 someone's house?

22 MR. ARNOLD: Yes.

23 LEGISLATOR DENENBERG: And when  
24 you say a developer, that could be a  
25 contractor or a building developer that's

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2 trying to remodel something or build a new  
3 construction?

4 MR. ARNOLD: Right. If you're  
5 talking about building a Walgreen's, the  
6 developer is paying that fee; if you're  
7 talking about someone putting an extension  
8 on their house or a county road, it would be  
9 the homeowner paying the fee.

10 LEGISLATOR DENENBERG: But if  
11 it's a connection to the sanitary sewers  
12 that are going up, eventually, I would  
13 assume whoever the developer is will eat the  
14 cost, correct?

15 MR. ARNOLD: Yes.

16 LEGISLATOR DENENBERG: And if  
17 it's a fee for a dumpster and it's for  
18 having work done on your house, then it's  
19 going to be the person who lives there  
20 that's going to have to pay it? If the  
21 contractor pays it, it's going to be a fee  
22 that's charged through, correct?

23 MR. ARNOLD: Only if the dumpster  
24 is on the county road. If it's in their  
25 driveway, there is no fee.

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2 LEGISLATOR DENENBERG: Do we have  
3 a cost analysis of any of these fees and  
4 what they are comparably to other  
5 jurisdictions?

6 MR. ARNOLD: Back at my office we  
7 have some work that we did on that, yes.

8 LEGISLATOR DENENBERG: For the  
9 hearing, we don't have that? This is the  
10 hearing on these?

11 MR. ARNOLD: We did not supply  
12 that as part of the hearing, no.

13 LEGISLATOR DENENBERG: So, in  
14 some cases, again, it's anywhere from 20 to,  
15 I guess, actually at least 20 percent on  
16 most of these. I guess some could go up to  
17 as much as 50 percent.

18 You don't think that that would  
19 have a negative effect on small businesses  
20 or the residents that have to pay those?

21 MR. ARNOLD: It's the fee that's  
22 required to cover the department's cost on  
23 doing this work.

24 LEGISLATOR DENENBERG: Thank you.

25 CHAIRWOMAN GONSALVES: Any public

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2 comment on this item?

3 (No verbal response.)

4 There being none, all those in  
5 favor of Item 13 signify by saying aye.

6 (Aye.)

7 Any opposed?

8 (Nay.)

9 The item passes 10 to 9.

10 Item 14, an ordinance amending  
11 Ordinance Number 16-2011 as amended by  
12 Ordinance Number 90-2012 in relation to  
13 imposing fees to defray administrative costs  
14 related to various processing activities at  
15 TPVA.

16 A motion, please.

17 LEGISLATOR DUNNE: So moved.

18 LEGISLATOR WALKER: Second.

19 CHAIRWOMAN GONSALVES: Moved by  
20 Legislator Dunne, seconded by Legislator  
21 Walker. Who do we have?

22 MR. RICH: Dave Rich, Deputy  
23 Director, TPVA.

24 CHAIRWOMAN GONSALVES: Tell us  
25 about it.

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2 MR. RICH: Basically it's to  
3 authorize their position to various  
4 administrative fees to defray the costs  
5 incurred by TPVA in the processing of  
6 various actions. It's basically to cover  
7 our costs of doing these different actions.  
8 These are new fees. These are not  
9 increasing current fees.

10 CHAIRWOMAN GONSALVES: I have a  
11 question, Mr. Rich. How much have the costs  
12 increased since, let's say, a year or two  
13 ago?

14 MR. RICH: Well, these are new.  
15 So these wouldn't be increases in any  
16 existing fee.

17 CHAIRWOMAN GONSALVES: So what  
18 are the costs associated with these fees?

19 MR. RICH: Well, for example, the  
20 default judgement, I believe it costs about  
21 6 or \$7 to send a certified mail. Then we  
22 have to have our resources manually address  
23 the envelope or whatever, so that's why we  
24 came up with that fee.

25 So, looking at these different

1 Full Legislature/6-16-14  
2 activities, these are the fees that we  
3 identified that would cover our cost of  
4 doing them.

5 CHAIRWOMAN GONSALVES: Thank you.  
6 Any questions of Mr. Rich?

7 (No verbal response.)

8 Is there any public comment? I  
9 believe Mr. Budnick has a comment.

10 MR. BUDNICK: I just want to  
11 know, are they trying to create fees to file  
12 an application to vacate a default judgment?  
13 I don't think the county can do that. I  
14 believe that would only be able to done  
15 through the state legislature.

16 If the county legislature wants  
17 to file a Home Rule Message, et cetera, et  
18 cetera, I believe only the state legislature  
19 would have the jurisdiction and the ability  
20 to create such a fee because there isn't any  
21 authorization for the county to do so in the  
22 law that created this agency.

23 I understand that it's annoying  
24 for them, believe me. Especially certain  
25 people, including perhaps me.

1 Full Legislature/6-16-14

2 But, the question must be looked  
3 at with regard to whether the enabling  
4 legislation authorizes this legislature to  
5 create these fees that have never existed  
6 before because my recollection, and it's  
7 just on straight recollection, that there is  
8 no authorization in the statute that was  
9 passed originally.

10 But under the legislature upon  
11 the Home Rule Message of this body to  
12 authorize anything except the collection of  
13 fines for violations and perhaps surcharges,  
14 but I don't believe that fees for filing  
15 motions is going to be able to be justified  
16 under the regional authorizing statute.  
17 Especially since this court acts under  
18 either the Criminal Procedure Law, the Civil  
19 Practice Law and Rules, neither of which  
20 give authority for such fees for filing  
21 applications to vacate defaults.

22 CHAIRWOMAN GONSALVES: Thank you,  
23 Mr. Budnick.

24 Any other public comment?

25 (No verbal response.)

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2 There being none, all those in  
3 favor of Item 14 signify by saying aye.

4 (Aye.)

5 Any opposed?

6 (Nay.)

7 The item passes 10 to 9.

8 Next is Item 15, an ordinance  
9 amending Ordinance 358-1995 establishing  
10 certain fees to be charged by the Department  
11 of Assessment.

12 A motion, please.

13 LEGISLATOR WALKER: So moved.

14 LEGISLATOR FORD: Second.

15 CHAIRWOMAN GONSALVES: Moved by  
16 Legislator Walker, seconded by Legislator  
17 Ford.

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

21 This is a new service that we're  
22 providing. Any time there is a variance,  
23 you generally need to notify property owners  
24 within a certain -- an application where we  
25 produce these radius maps. Our fees are

1 Full Legislature/6-16-14  
2 actually about \$100 on average cheaper than  
3 the private sector.

4 CHAIRWOMAN GONSALVES: Any  
5 questions of Mr. Valentino?

6 (No verbal response.)

7 Is there any public comment  
8 regarding this item?

9 (No verbal response.)

10 There being none, all those in  
11 favor of Item 15 signify by saying aye.

12 (Aye.)

13 Any opposed?

14 (Nay.)

15 The item passes 10 to 9.

16 Everybody here that's supposed to  
17 be here? We have one item which is Item 18  
18 that needs to be amended, correct?

19 The next item is Item 18, a bond  
20 ordinance providing for a capital  
21 expenditure to finance the capital project  
22 specified herein within the County of Nassau  
23 authorizing \$14,400,000 of bonds in the  
24 County of Nassau to finance said expenditure  
25 and make certain determinations pursuant to

1 Full Legislature/6-16-14  
2 the State Environmental Quality Review Act  
3 pursuant to the Local Finance Law of New  
4 York and the County Government Law of Nassau  
5 County.

6 A motion, please.

7 LEGISLATOR DUNNE: So moved.

8 LEGISLATOR MUSCARELLA: Second.

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

12 Now, there's an amendment on this  
13 item. So we need to ask for an amendment in  
14 the nature of a substitution and I believe  
15 it has to do with changing the Appendix A  
16 and removing -- the amendment is changing  
17 Appendix B to Appendix A.

18 Motion to amend that item.

19 LEGISLATOR DUNNE: So moved.

20 LEGISLATOR WALKER: Second.

21 CHAIRWOMAN GONSALVES: Moved by  
22 Legislator Dunne, seconded by Legislator  
23 Walker. All those in favor of the amendment  
24 signify by saying aye.

25 (Aye.)

1 Full Legislature/6-16-14

2 Any opposed?

3 (No verbal response.)

4 The amendment passes unanimously.

5 Now, for the item.

6 LEGISLATOR ABRAHAMS: Excuse me,

7 Madam Presiding Officer?

8 CHAIRWOMAN GONSALVES: Yes, sir.

9 LEGISLATOR ABRAHAMS: I believe  
10 it was stated -- first let me say that we  
11 are in favor, with you as well as with Laura  
12 Curran, and the mayor of East Rockaway  
13 regarding that matter. We are for it.

14 However, the Deputy County  
15 Executive Walker had mentioned that he would  
16 be supportive and also mentioned on the  
17 record, obviously there was an impact from  
18 Sandy from all parts of the county, and  
19 there is a measure that we have been trying  
20 to also secure funding for, that Deputy  
21 County Executive Walker had mentioned he  
22 would be supportive of, and we were hoping  
23 that he would be here on the record to  
24 discuss it for the Glen Cove sewers, it's a  
25 \$2 million project. Total \$2 million.

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2 But he had mentioned it would not  
3 be a problem to be supportive of that. We  
4 just ask for it to be on the record. We  
5 just wanted to see if he was available to  
6 come down today.

7 CHAIRWOMAN GONSALVES: Mr. May,  
8 could we get an indication from Mr. Walker  
9 regarding the pledge that he made regarding  
10 Glen Cove and the \$2 million?

11 LEGISLATOR ABRAHAMS: For a  
12 feasibility study for sewer connections.

13 MR. MAY: Chief Deputy County  
14 Executive Walker is on his way down from his  
15 office to address this item.

16 CHAIRWOMAN GONSALVES: Is he  
17 going to be here expeditiously?

18 MR. MAY: Expeditiously, yes.

19 CHAIRWOMAN GONSALVES: Because we  
20 have a lot of business to take care of.

21 CHIEF DEPUTY WALKER: Yes.

22 CHAIRWOMAN GONSALVES: We can  
23 wait for this item, if you like.

24 LEGISLATOR ABRAHAMS: I don't  
25 mind waiting.

1 Full Legislature/6-16-14

2 CHAIRWOMAN GONSALVES: You know  
3 what, you do want to recess for five  
4 minutes, don't you?

5 LEGISLATOR ABRAHAMS: We need to  
6 discuss emergencies, as probably you do as  
7 well.

8 CHAIRWOMAN GONSALVES: Absolutely.  
9 We are not going to push, we just  
10 want on the record your commitment to the  
11 fact that there will be the monies to assist  
12 with the Glen Cove --

13 CHIEF DEPUTY WALKER: Yes. \$2  
14 million.

15 CHAIRWOMAN GONSALVES: State it  
16 for the record and what it's for.

17 CHIEF DEPUTY WALKER: \$2 million  
18 for the Glen Cove, I think Crescent Beach,  
19 if I have it right. Crescent Beach in Glen  
20 Cove, and the Sea Cliff sewer study, which  
21 will actually commence, we hope, very, very  
22 quickly, and we have had conversations  
23 obviously with the legislators, with the  
24 mayors, and we are going to be moving  
25 forward.

1 Full Legislature/6-16-14

2 LEGISLATOR DERIGGI-WHITTON: I  
3 appreciate it. Thank you very much.

4 CHAIRWOMAN GONSALVES: Thank you,  
5 Mr. Walker.

6 LEGISLATOR ABRAHAMS: I just want  
7 to say on the record, thank you very much.

8 CHAIRWOMAN GONSALVES: Item 18,  
9 as amended, all those in favor of Item 18 as  
10 amended, signify by saying aye.

11 (Aye.)

12 Any opposed?

13 (No verbal response.)

14 Guess what, it passes  
15 unanimously. Now we are going to have to  
16 take a brief recess because we have a few  
17 emergency items and we have to do it very  
18 quickly. Can we do it by 4:15 you think?

19 LEGISLATOR ABRAHAMS: Yes.

20 CHAIRWOMAN GONSALVES: On the  
21 record, 4:15. Mr. Muller.

22 CLERK MULLER: If the legislators  
23 can take their seats. We have several  
24 emergencies that come by recommendation from  
25 the county executive.

1 Full Legislature/6-16-14

2 The first one is Emergency  
3 Resolution 7 of 2014, a request by the  
4 county executive for an emergency resolution  
5 declaring an emergency for immediate action  
6 upon a resolution requesting the legislature  
7 of the State of New York to enact and the  
8 governor to approve an act to authorize  
9 Darwyn Byer to apply for accidental  
10 disability retirement benefits from the New  
11 York State and local police and fire  
12 retirement system.

13 Please entertain a motion to  
14 accept this emergency and hear the  
15 underlying item.

16 CHAIRWOMAN GONSALVES: Motion,  
17 please.

18 LEGISLATOR DUNNE: So moved.

19 LEGISLATOR KOPEL: Second.

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

23 CLERK MULLER: Emergency  
24 Resolution 7-14, Resolution 117-A, a  
25 resolution requesting the legislature of the

1 Full Legislature/6-16-14  
2 State of New York -- did we have a vote to  
3 establish the emergency?

4 CHAIRWOMAN GONSALVES: All those  
5 in favor of establishing the emergency for  
6 249, signify by saying aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 The emergency has been  
11 established. Now, the item.

12 CLERK MULLER: I apologize.

13 Resolution 117-A, a resolution  
14 requesting the legislature of the State of  
15 New York to enact and the governor to  
16 approve an act to authorize Darwyn Byer to  
17 apply for accidental disability retirement  
18 benefits from the New York State and local  
19 police and fire retirement system.

20 CHAIRWOMAN GONSALVES: Motion,  
21 please.

22 LEGISLATOR DUNNE: So moved.

23 LEGISLATOR NICOLELLO: Second.

24 CHAIRWOMAN GONSALVES: Moved by  
25 Legislator Dunne, seconded by Legislator

1 Full Legislature/6-16-14

2 Nicoletto. Mr. Walker.

3 CHIEF DEPUTY WALKER: Sure. This  
4 Home Rule -- I know we passed this  
5 previously. This is the assembly version of  
6 the bill and unfortunately during the time  
7 of this employee's -- police officer's  
8 duties, he was injured, and the  
9 corresponding legislation or the acceptance  
10 from the Nassau County Police Department to  
11 the state was not done in a timely fashion  
12 and this will allow that retroactive status  
13 for this employee.

14 CHAIRWOMAN GONSALVES: Legislator  
15 Becker.

16 LEGISLATOR BECKER: It says --  
17 what is the "additionally there will be a  
18 \$432,000 one-time payout." What is that?

19 CHIEF DEPUTY WALKER: Yes, that's  
20 correct. In order, again, he should have  
21 been in -- this happened back in early 2000  
22 when he should have been accepted under this  
23 disability, and, because of that, the county  
24 is obligated to pay a one time cost to  
25 retroactively move him at that time of his

1 Full Legislature/6-16-14

2 injuries. Unfortunately the department was  
3 not filed in a timely fashion and therefore  
4 he was not able to receive that benefit.

5 LEGISLATOR BECKER: Does that get  
6 paid to the state?

7 CHIEF DEPUTY WALKER: Yes. Paid  
8 to the -- it's actually to the retirement.

9 LEGISLATOR BECKER: Thank you.

10 CHIEF DEPUTY WALKER: Any other  
11 questions regarding this item?

12 (No verbal response.)

13 Is there any public comment?

14 (No verbal response.)

15 There being none, all those in  
16 favor of Item 249-13 signify by saying aye.

17 (Aye.)

18 Any opposed?

19 (No verbal response.)

20 The item passes unanimously.

21 And the next item?

22 CLERK MULLER: The next item is  
23 Clerk Item 252-14, Emergency Resolution 8 of  
24 2014, an emergency resolution from the  
25 county executive declaring an emergency for

1 Full Legislature/6-16-14  
2 immediate action upon a local law to amend  
3 Title 72B of the miscellaneous laws of  
4 Nassau County which established a  
5 demonstration program imposing monetary  
6 liability on the owner of a vehicle for  
7 failure of an operator thereof to comply  
8 with the posted maximum speed limits in a  
9 school speed zone.

10 Please entertain a motion and  
11 then vote to establish this emergency.

12 CHAIRWOMAN GONSALVES: This is to  
13 establish the emergency. Motion, please.

14 LEGISLATOR WALKER: So moved.

15 LEGISLATOR FORD: Second.

16 CHAIRWOMAN GONSALVES: Moved by  
17 Legislator Walker, seconded by Legislator  
18 Ford. All those in favor of establishing  
19 the emergency say aye.

20 (Aye.)

21 Any opposed?

22 (No verbal response.)

23 The emergency passes unanimously.

24 Now for the item.

25 CLERK MULLER: Resolution 117-C,

1 Full Legislature/6-16-14  
2 a local law to amend Title 72B of the  
3 miscellaneous laws of Nassau County which  
4 established a demonstration program imposing  
5 monetary liability on the owner of a vehicle  
6 for failure of an operator thereof to comply  
7 with the posted maximum speed limits in a  
8 school speed zone.

9 CHAIRWOMAN GONSALVES: Motion,  
10 please.

11 LEGISLATOR KOPEL: So moved.

12 LEGISLATOR DUNNE: Second.

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

16 CHIEF DEPUTY WALKER: Yes, this  
17 legislation would require the Department of  
18 Public Works to install advance warning  
19 signs to all motorists knowing that before  
20 they enter the zone that they will be fined  
21 if they go above the speed limit, then a  
22 camera will be in place, and this will be  
23 required to be up and running prior to any  
24 of the speed cameras to be operational.

25 CHAIRWOMAN GONSALVES: Any

1 Full Legislature/6-16-14  
2 questions or comments? Legislator  
3 Denenberg.

4 LEGISLATOR DENENBERG: First of  
5 all, thank you for this amendment and, the  
6 notice, the way its been written, because we  
7 had debate and discussion about whether the  
8 notice should go at all school zones, that  
9 it could be monitored by video, this will go  
10 where ever the mobile speed detectors are?

11 CHIEF DEPUTY WALKER: Correct.  
12 Before any speed camera, fixed or mobile can  
13 be operational, that sign must be in place.

14 LEGISLATOR DENENBERG: So I thank  
15 you for that change and it does show that we  
16 are pushing on the public safety aspects.  
17 Thank you.

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

20 (No verbal response.)

21 Is there any public comment?

22 (No verbal response.)

23 There being none, all those in  
24 favor of Item 252-14 signify by saying aye.

25 (Aye.)

1 Full Legislature/6-16-14

2 Any opposed?

3 (No verbal response.)

4 The item passes unanimously.

5 Another emergency?

6 CLERK MULLER: Yes. Clerk Item  
7 254-14, Emergency Resolution request by the  
8 county executive for an emergency resolution  
9 declaring an emergency for immediate action  
10 upon a resolution requesting the Legislature  
11 of the State of New York to enact and the  
12 governor to approve a bill to amend the  
13 General Municipal Law in relation to  
14 payments in lieu of taxes for projects  
15 approved by the Town of Hempstead Industrial  
16 Development Agency and the Nassau County  
17 Industrial Development Agency.

18 CHAIRWOMAN GONSALVES: Motion,  
19 please.

20 LEGISLATOR DUNNE: So moved.

21 LEGISLATOR WALKER: Second.

22 CHAIRWOMAN GONSALVES: Moved by  
23 Legislator Dunne, seconded by Legislator  
24 Walker. All those in favor of establishing  
25 the emergency signify by saying aye.

1 Full Legislature/6-16-14

2 (Aye.)

3 Any opposed?

4 (No verbal response.)

5 The emergency has been  
6 established. Now, for the item, 254, a  
7 resolution requesting the Legislature of the  
8 State of New York to enact and the governor  
9 to approve an act to amend the General  
10 Municipal Law in relation to the payments in  
11 lieu of taxes for projects approved by the  
12 Town of Hempstead IDA and the Nassau County  
13 IDA.

14 Motion, please.

15 LEGISLATOR WALKER: So moved.

16 LEGISLATOR FORD: Second.

17 CHAIRWOMAN GONSALVES: Moved by  
18 Legislator Walker, seconded by Legislator  
19 Ford.

20 CHIEF DEPUTY WALKER: Yes. This  
21 legislation was passed last year by the Home  
22 Rule by this legislative body. It was not  
23 acted upon by the state. It is something  
24 that the county executive and, again, the  
25 legislature, I think unanimously, last year

1 Full Legislature/6-16-14

2 approved.

3 Unfortunately we have seen and,  
4 specifically, in the Village of Hempstead a  
5 third of the properties are now under some  
6 type of pilot which has caused an increase  
7 of taxes to the residents of the village.

8 This will require, as we  
9 currently require for the Nassau County IDA,  
10 but will require any other IDAs that are  
11 going forth with a pilot in the village to  
12 have the approval of the mayor prior to them  
13 entering into the pilot.

14 CHAIRWOMAN GONSALVES: Any  
15 questions or comments?

16 (No verbal response.)

17 Is there any public comment?

18 (No verbal response.)

19 There being none, all those in  
20 favor of Item 254 signify by saying aye.

21 (Aye.)

22 Any opposed?

23 (No verbal response.)

24 The item passes unanimously.

25 Now, Mr. Muller.

1 Full Legislature/6-16-14

2 CLERK MULLER: I believe by  
3 consent of both the majority and the  
4 minority, we are going to bulk the next four  
5 emergencies. Clerk Item Number 255-14, an  
6 emergency resolution request by the county  
7 executive; 256-14, 257-14, 258-14, those are  
8 four emergency resolutions. Should I go  
9 each one in order, or I'll bulk them to say  
10 that they are emergency resolutions for a  
11 resolution requesting the legislature of the  
12 State of New York to enact and the governor  
13 to approve an act to amend the Nassau County  
14 Administrative Code in relation to the levy  
15 and extension of real property taxes on  
16 Class Four real properties;  
17 256, a resolution requesting the  
18 legislature of the State of New York to  
19 enact and the governor to approve an act to  
20 amend the Real Property Tax Law in relation  
21 to review of assessments and special  
22 assessing units which are not cities, and to  
23 amend the Nassau County Administrative Code  
24 in relation to the levy and extension of  
25 real property taxes on Class Four real

1 Full Legislature/6-16-14

2 properties;

3 Clerk Item 257-14 will be a  
4 resolution requesting the legislature of the  
5 State of New York to enact and the governor  
6 to approve an act to amend the Real Property  
7 Tax Law in relation to review of assessments  
8 and special assessing units which are not  
9 cities, and to amend the Nassau County  
10 Administrative Code in relation to the levy  
11 and extension of real property taxes on  
12 Class Four real properties;

13 And 258-14, a resolution  
14 requesting the legislature of the State of  
15 New York to enact and the governor to  
16 approve an act to amend the Nassau County  
17 Administrative Code in relation to the levy  
18 and extension of real property taxes on  
19 Class Four real properties.

20 I think the county executive  
21 would like someone to make a motion and vote  
22 to establish the emergency for these four  
23 items.

24 LEGISLATOR SCHAEFER: So moved.

25 LEGISLATOR KOPEL: Second.

1 Full Legislature/6-16-14

2 CHAIRWOMAN GONSALVES: Moved by  
3 Legislator Schaefer, seconded by Legislator  
4 Kopel. All those in favor of establishing  
5 the emergencies, signify by saying aye.

6 (Aye.)

7 Any opposed?

8 (No verbal response.)

9 The emergencies are established.

10 Now, for each of those items  
11 again, just read the item numbers.

12 CLERK MULLER: Sure. Emergency  
13 Resolution 10 of '14, a resolution  
14 requesting the legislature of the State of  
15 New York to enact and the governor to  
16 approve an act to amend the Nassau County  
17 Administrative Code in relation to the levy  
18 and extension of real property taxes on  
19 Class Four real properties;

20 Emergency Resolution 11-14, a  
21 resolution requesting the legislature of the  
22 State of New York to enact and the governor  
23 to approve an act to amend the Real Property  
24 Tax Law in relation to review of assessments  
25 and special assessing units which are not

1 Full Legislature/6-16-14  
2 cities, and to amend the Nassau County  
3 Administrative Code in relation to the levy  
4 and extension of real property taxes on  
5 Class Four real properties;

6 Emergency Resolution 12 of 2014,  
7 a resolution requesting the legislature of  
8 the State of New York to enact and the  
9 governor to approve an act to amend the Real  
10 Property Tax Law in relation to review of  
11 assessments and special assessing units  
12 which are not cities, and to amend the  
13 Nassau County Administrative Code in  
14 relation to the levy and extension of real  
15 property taxes on Class Four real  
16 properties;

17 And the last one, Emergency  
18 Resolution 13 of 2014, a resolution  
19 requesting the legislature of the State of  
20 New York to enact and the governor to  
21 approve an act to amend the Nassau County  
22 Administrative Code in relation to the levy  
23 and extension of real property taxes on  
24 Class Four real properties.

25 So I should have -- I did it

1 Full Legislature/6-16-14  
2 wrong. It's 255-14 will become Emergency  
3 Resolution 117-D, 256-14 will become  
4 Emergency Resolution 117-E, 257 of '14,  
5 because the emergency is established, is  
6 Resolution 117-F, 258 of '14 is Resolution  
7 now 117-G.

8 CHAIRWOMAN GONSALVES: Motion,  
9 please.

10 LEGISLATOR KOPEL: So moved.

11 LEGISLATOR WALKER: Second.

12 CHAIRWOMAN GONSALVES: Moved by  
13 Legislator Kopel, seconded by Legislator  
14 Walker. Now, there are four different  
15 versions. Could you explain why?

16 CHIEF DEPUTY WALKER: Sure. Let  
17 me just thank, on behalf of the county  
18 executive, the presiding officer, the  
19 minority leader, Legislator Kopel,  
20 Legislator Solages, for really working, and  
21 their staff for working diligently with the  
22 county executive with the County Attorney's  
23 Office, the Assessor's Office, and  
24 respective staffs on moving something  
25 forward.

1 Full Legislature/6-16-14

2 We all know the assessment system  
3 in Nassau County is something that is all in  
4 need of assistance and change. We all  
5 believe collectively, the press conference  
6 last week, and judging by everyone's  
7 comments, believe this is a step in the  
8 right direction, and we will continue to  
9 work together to assure the residents of  
10 Nassau County that we will fix something  
11 that has cost Nassau County over a billion  
12 dollars over the last two decades.

13 I thank all of you. The reason  
14 why you have four bills in front of you, as  
15 probably everyone knows, the legislature is  
16 in session for the next four or five days as  
17 at they complete their actions for this  
18 session. The senate and the assembly are  
19 still working on many of the pieces of  
20 legislation to actually agree of what will  
21 actually be the final bill that they will  
22 pass.

23 The four bills that you see is,  
24 one, is basically allowing the assessor,  
25 Nassau County assessor to create -- to

1                   Full Legislature/6-16-14  
2           basically lower the value, the assessed  
3           value by nine percent.

4                   One bill is ten percent, and, at  
5           the same time create an assessment fund by  
6           which commercial property tax owners will  
7           set aside, in an escrow account, dollars to,  
8           in fact, either receive back if they are  
9           correct in what their assessment believes,  
10          the disputed assessment fund, I should say,  
11          the nine percent and the ten percent, again,  
12          will be set up as an escrow account for  
13          allowing them to receive their money back,  
14          and/or if the county is accurate, will have  
15          the ability to -- the county will share in  
16          our benefit with the local municipalities,  
17          school districts.

18                   So, this legislature will  
19          actually be setting up for the first time,  
20          for our schools, when they set their budgets  
21          for the following year, mind you, this will  
22          not take affect until January of 2017. It  
23          will affect the first roll next January.  
24          The tentative roll of '15, January 15th when  
25          that is actually set.

1 Full Legislature/6-16-14

2 You will be setting up an  
3 opportunity for schools to actually receive  
4 tax dollars when they are setting up their  
5 budgets for the following year. That will  
6 decrease any potential tax increase that  
7 these municipalities might see on the  
8 horizon. You will actually be affording  
9 them additional revenue that they never had  
10 accounted for before saving all the  
11 residents of that school district from  
12 having to pay increased dollars of their  
13 taxes.

14 Those are those two bills which  
15 we can get more into it, and, again, a lot  
16 of the staff that worked on it is here as  
17 well, and the other two, also, it's a nine  
18 and ten percent, but it has the addition of  
19 the master petition, which allows two or  
20 more people to actually set in their  
21 petition. Instead of having individual  
22 petitions set for cases, you will actually  
23 be allowed two more people on the same  
24 petition.

25 But, again, as I said, Albany is

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2 still working right now as we speak, and  
3 this will allow a caveat for the county to  
4 achieve our goals and the assembly and the  
5 senate to continue to work over the next  
6 four days on what bill they will actually go  
7 forward with.

8 CHAIRWOMAN GONSALVES: Any  
9 questions or comments from the legislators?  
10 Legislator Curran, it's nice to hear from  
11 you.

12 LEGISLATOR CURRAN: Hi. Thank  
13 you for being here.

14 This sounds like a very good  
15 plan. I just have some questions because I  
16 want to make sure it's executed in the right  
17 way.

18 My first question is, will school  
19 districts and other taxing entities be made  
20 whole prior to the funding of the disputed  
21 assessment fund?

22 CHIEF DEPUTY WALKER: Yes. If  
23 they have a budget that's established for a  
24 million dollars, they will get a million  
25 dollars. If they have a budget that's

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2 established for \$750,000, I think we would  
3 all love that to be those numbers, obviously  
4 we know they're much higher, but they will  
5 receive every dollar, every taxing district,  
6 special district will receive the exact  
7 dollar by which they're entitled to as they  
8 set -- and remind everyone that they set  
9 that dollar amount. So, whatever it is,  
10 they're getting made whole right at the very  
11 beginning.

12 LEGISLATOR CURRAN: So, in other  
13 words, it would be correct to say that the  
14 school district bill that people receive  
15 will be based on the new rate or the old  
16 rate?

17 CHIEF DEPUTY WALKER: That's one  
18 of the misconceptions. There is never an  
19 old rate. The assessed value -- the  
20 tentative assessed value for -- remember,  
21 our system operates in about -- basically  
22 about an 18 month window, or 24 month window  
23 depending on what tax bill you actually  
24 receive.

25 LEGISLATOR CURRAN: Right.

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2 CHIEF DEPUTY WALKER: The  
3 tentative roll will come out. Now we have  
4 about 15 months by which to hopefully work,  
5 like we work with the residential cert bar,  
6 there has been no refunds over the last  
7 three years.

8 We have actually been able to,  
9 through our settlement program, have every  
10 resident that that files a petition have  
11 their settlement happen prior to the role  
12 going final. So there is no refund, plus  
13 the rate is established with a much truer  
14 assessed value.

15 So, with that tentative assessed  
16 value set, the following year we have 15  
17 months by which to settle, of which today,  
18 we settle about 36 percent of commercial  
19 cases already. That's actually set prior to  
20 the final roll being set.

21 The assessor will have a much  
22 better assessed value for the final AV to  
23 send to the districts, have certainty as to  
24 the rate that they will be actually be  
25 establishing based upon the formula, but,

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2 again, some people, you will see some rates  
3 increase, potentially some decrease.

4 But, again, they are held  
5 harmless and, again, there is never a rate  
6 established from the tentative AV, it's  
7 always established with the final AV.

8 LEGISLATOR CURRAN: I have one  
9 more question. The thing that I think is  
10 very good about this is that it keeps the  
11 Class 4 with the Class 4. But I am  
12 concerned that if the Class 4, as a group,  
13 is devalued, that the levy is the levy.  
14 Someone is going to have to pay. Will that  
15 be picked up or will that sort of creep into  
16 the other classes?

17 CHIEF DEPUTY WALKER: No, it  
18 won't. Just because the adjusted base  
19 proportion, you're only allowed to have a  
20 one percent movement in the adjusted based  
21 proportion.

22 LEGISLATOR CURRAN: I'm thinking  
23 down the road.

24 CHIEF DEPUTY WALKER: I'm  
25 thinking the main part, too, you're going to

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2 have a true up, remains within the class,  
3 plus you get a better roll every year as  
4 this goes forth. You're not going to have  
5 people putting forth --

6 LEGISLATOR CURRAN: Why would you  
7 get a better roll?

8 CHIEF DEPUTY WALKER: Because  
9 you're actually going to have people now  
10 filing where they filed for 70 or 80 percent  
11 reductions because you are only allowed to  
12 actually file your petition and you can no  
13 longer amend your petition. People are  
14 going to realize that, again, depending on  
15 how much money is being put into this  
16 disputed fund, why have to put money into it  
17 when I'm bringing a frivolous suit to the  
18 county.

19 So, you are going to get a better  
20 roll and I think you're going to increase  
21 the ability to actually settle. People are  
22 going to come forth and if they do not want  
23 to put one single dollar into that disputed  
24 fund, they do not have to. They can  
25 actually work with the assessor on settling,

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2 similar to the way we do the residents prior  
3 to that roll going final.

4 And, again, 90 percent of all  
5 commercial property value actually does file  
6 challenges. Thank you.

7 LEGISLATOR CURRAN: Right. Okay.  
8 Thank you very much.

9 CHAIRWOMAN GONSALVES: Legislator  
10 Kopel.

11 LEGISLATOR KOPEL: I just want to  
12 add to that explanation for Legislator  
13 Curran. This would actually protect the  
14 other classes because, what's going on right  
15 now, is that we borrow money to pay these  
16 refunds.

17 That money is not allocated only  
18 to commercial property, so what you've got  
19 is, in essence, poorer districts and poorer  
20 areas required to share equally in paying  
21 back refunds for golf courses and shopping  
22 centers and so forth.

23 This allocates money where it's  
24 supposed to be. It allocates expenses where  
25 it's supposed to be. It all works out a lot

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2 better that way I think, and there's no  
3 impact on school districts.

4 LEGISLATOR CURRAN: No impact on  
5 the tax cap, the school's tax cap?

6 CHIEF DEPUTY WALKER: No. They  
7 set that. Again, they set what the dollar  
8 amount is. They have a million dollar  
9 budget. They have to stay within that two  
10 percent increase. So, if they wanted to  
11 expend past the tax cap, that's up to them.  
12 There's no implication on the tax cap  
13 whatsoever.

14 CHAIRWOMAN GONSALVES: Legislator  
15 Denenberg.

16 LEGISLATOR DENENBERG: Good  
17 afternoon, and congratulations on really  
18 putting forward a bill that tries to get us  
19 ahead of what ends up being an 80 to \$100  
20 million liability each year.

21 I think what you are saying,  
22 correct me if I'm wrong, when we borrow to  
23 pay back the Class 4 refunds, then every one  
24 is paying a share of that refund, regardless  
25 of where they live, and regardless of

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2 whether they live in a district where a lot  
3 of though refunds went to.

4 CHIEF DEPUTY WALKER: 100 percent  
5 correct.

6 LEGISLATOR DENENBERG: So South  
7 Shore districts, particularly that I  
8 represent, that are commercial tax poor, if  
9 you will, or have less commercial tax, the  
10 residents are paying for refunds that are  
11 often, predominantly, in a different area.

12 CHIEF DEPUTY WALKER: You are 100  
13 percent accurate. The residents are  
14 offsetting the commercial -- for lack of a  
15 better word, refunds.

16 LEGISLATOR DENENBERG: Now, what  
17 you're attempting to do, what we are trying  
18 to do here is say that the Class 4 tax certs  
19 and any money due to Class 4, because of  
20 over assessment, is paid from Class 4?

21 CHIEF DEPUTY WALKER: Correct.

22 LEGISLATOR DENENBERG: So, if  
23 someone says this would somehow change the  
24 county guaranty, and I know we had  
25 disagreements about the county guarantee

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2 before when an attempt to change it was  
3 made, but it would be inaccurate to say that  
4 this affects the county guaranty at all.

5 CHIEF DEPUTY WALKER: This  
6 eliminates the need to ever talk about the  
7 county guaranty ever again.

8 LEGISLATOR DENENBERG: But to the  
9 extent there is -- to the extent that there  
10 is any refund in any class, let's say we get  
11 into a refund in any class, the county  
12 guaranty, meaning that the county has to pay  
13 the refund and keep the districts whole, is  
14 still intact, correct?

15 CHIEF DEPUTY WALKER: Yes.

16 LEGISLATOR DENENBERG: What we  
17 are attempting to do here, what we are  
18 setting up here is a fund, I believe you are  
19 calling it an escrow fund, correct?

20 CHIEF DEPUTY WALKER: An escrow  
21 account, correct.

22 LEGISLATOR DENENBERG: So that  
23 money is used then to pay back anyone who is  
24 successful?

25 CHIEF DEPUTY WALKER: Correct.

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2 LEGISLATOR DENENBERG: Now, let  
3 me ask this.

4 CHIEF DEPUTY WALKER: I'm  
5 beginning to think that you wrote this with  
6 our staff.

7 LEGISLATOR DENENBERG: I've been  
8 looking at it very carefully. I think it's  
9 critical. And, Mr. Kopel and I, I got to  
10 say, I think whenever we talk, we almost  
11 always seem to be talking about assessments.

12 But the bottom line is this,  
13 January 2015, a tentative roll comes out for  
14 every class.

15 CHIEF DEPUTY WALKER: Correct.

16 LEGISLATOR DENENBERG: When that  
17 roll goes final, April 2016, to the extent  
18 in that 15 month period in Class 4 we can  
19 negotiate a settlement, that would be a  
20 final roll. To the extent that something is  
21 not settled, in April 2016 we will have a  
22 final roll that has any settlements.

23 That final roll is then used for  
24 all districts, particularly schools, but  
25 also towns and villages, to set a tax rate

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2 that will ensure that everyone who has their  
3 assessed value at that point, are paying  
4 that tax rate so that the schools get 100  
5 percent of their budget.

6 CHIEF DEPUTY WALKER: Exactly.

7 LEGISLATOR DENENBERG: Now for  
8 only those Class 4 who have challenged, or  
9 for all Class 4 now?

10 CHIEF DEPUTY WALKER: That are  
11 going to pay into the disputed fund?

12 LEGISLATOR DENENBERG: Now I'm  
13 talking about if you challenge --

14 CHIEF DEPUTY WALKER: Only those  
15 that have challenged and have not settled.  
16 So you can challenge and settle. If you  
17 settle, you wouldn't pay anything into the  
18 disputed fund.

19 LEGISLATOR DENENBERG: So if you  
20 challenge and have not settled by April 1st,  
21 2016 in this case, your disputed amount,  
22 your nine percent, would reduce your  
23 assessed value to calculate a separate tax  
24 rate that's --

25 CHIEF DEPUTY WALKER: Well, the

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2 first rate is never set. So the first time  
3 it actually gets set is with that final AV  
4 which will include --

5 LEGISLATOR DENENBERG: 100  
6 percent of what the school needs plus nine  
7 percent towards the --

8 CHIEF DEPUTY WALKER: No. You  
9 will have a separate bill, for lack of  
10 better words, that will go out in January of  
11 the following year. So it will be January  
12 of 17.

13 For those that have not settled,  
14 and mind you, you can still settle from  
15 April to January, you can settle during that  
16 period because you are not entitled or  
17 required to pay anything into the disputed  
18 assessment fund, into your escrow account,  
19 your commercial business, you are a  
20 commercial business owner, you will have  
21 your own escrow account.

22 LEGISLATOR DENENBERG: So your  
23 first bill will be for the schools, the  
24 towns, the villages?

25 CHIEF DEPUTY WALKER: Just the

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2 schools in October. Your first half schools  
3 in October.

4 LEGISLATOR DENENBERG: So even if  
5 you've disputed, you are paying at the same  
6 tax rate as everyone else in Class 4?

7 CHIEF DEPUTY WALKER: Correct.

8 LEGISLATOR DENENBERG: You just,  
9 if you dispute, you're going to have a  
10 separate bill, if you will, for the escrow  
11 which is based on the total assessed value  
12 minus nine percent or ten percent?

13 CHIEF DEPUTY WALKER: Right. It  
14 will basically be like the reduction of the  
15 AV times the tax rate.

16 LEGISLATOR DENENBERG: And that's  
17 based on nine percent or ten percent of the  
18 amount in dispute?

19 CHIEF DEPUTY WALKER: Or less.  
20 Because the assessor has the ability to say,  
21 we believe it should only be five percent  
22 less. The assessor can lower it five  
23 percent. That five percent, the commercial  
24 owner, he or she will receive the bill for  
25 that amount, and that goes into that

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2 commercial owner's escrow account, that  
3 amount.

4 LEGISLATOR DENENBERG: But it's a  
5 total escrow amount for all Class 4,  
6 correct?

7 CHIEF DEPUTY WALKER: But it's  
8 for each individual person. Each individual  
9 person will have a different amount based  
10 upon the assessor's --

11 LEGISLATOR DENENBERG: On how  
12 much they're challenging?

13 CHIEF DEPUTY WALKER: Correct.  
14 What their value is.

15 LEGISLATOR DENENBERG: So a Class  
16 4 business that didn't challenge or resolved  
17 their dispute before the roll is final, will  
18 pay just that once which is their regular  
19 tax bill that keeps each district -- that's  
20 what each district needs, 100 percent of  
21 what they need?

22 CHIEF DEPUTY WALKER: And they  
23 are getting one money percent 100 percent.

24 LEGISLATOR DENENBERG: So the  
25 only other question would be then, if there

1                   Full Legislature/6-16-14  
2    is additional money in escrow, would it make  
3    more sense just to keep that money in escrow  
4    for the following year, or are you saying it  
5    makes more sense to give that to each of the  
6    special districts so they can lower their  
7    lease for the next year?

8                   CHIEF DEPUTY WALKER:   It would  
9    stay in the escrow until it's settled.   It's  
10   either settled and/or adjudicated.   So once  
11   it's settled and/or adjudicated, on an  
12   individual basis, say there is ten  
13   commercial businesses from Bellmore, five of  
14   those ten businesses actually settled prior  
15   to the final AV and five settled afterwards.

16                   Once those settled, if the county  
17   is successful, the county would keep their  
18   portion, whatever that is, 17 percent on  
19   average, school districts say would get 63  
20   percent.   They would get a check for 63  
21   percent of what that value is, and the  
22   special districts, the water district, the  
23   fire district, whatever you may have, the  
24   towns, cities, whatever it is, they will get  
25   their percent sent to them.

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2 And if we're not successful, the  
3 resident gets their money back, which is why  
4 they would like to settle because they  
5 rather have their money back.

6 Now we have the ability to pay  
7 instead of having to come from, as you  
8 mentioned before, the bulk of the residents  
9 paying the commercial tax owners back.

10 LEGISLATOR DENENBERG: Thank you.

11 CHAIRWOMAN GONSALVES: Any other  
12 questions from the legislators? Legislator  
13 Curran.

14 LEGISLATOR CURRAN: One more  
15 quick question. So if that works according  
16 to plan, we won't have to borrow to pay back  
17 these Class 4s?

18 CHIEF DEPUTY WALKER: Correct.

19 LEGISLATOR CURRAN: But we do  
20 have a backlog of about \$325 million, and  
21 I'm wondering what the plan is to pay that  
22 back.

23 CHIEF DEPUTY WALKER: I think  
24 that once this is set, and if the state  
25 legislature passes this, I think that

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2 becomes a discussion for another day. I  
3 think we need to have the county executive,  
4 and I believe, I'm not speaking for the  
5 legislative leaders or each legislator, but  
6 I think you can't talk about fixing the  
7 backlog until you fix going forward. So I  
8 think if the state legislature, that becomes  
9 a conversation for another day.

10 LEGISLATOR BECKER: Madam Chair,  
11 one quick question.

12 CHAIRWOMAN GONSALVES: Legislator  
13 Becker.

14 LEGISLATOR BECKER: So I just  
15 want to clarify this. Say, for instance,  
16 the assessor's office chooses to reduce the  
17 assessed valuation by nine percent. Let's  
18 say for argument's sake it 100, now it's 90.  
19 That 90,000 is what is used for the total  
20 assessed valuation for everyone, right?

21 CHIEF DEPUTY WALKER: Correct.  
22 Or for every property.

23 LEGISLATOR BECKER: So the taxes  
24 are going to be collected on that 90,000,  
25 the balance going into escrow, and that's

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2 the bill that's going to go out and the  
3 taxes that are collected are on the 90,000,  
4 correct?

5 CHIEF DEPUTY WALKER: Yes, on the  
6 reduced, not as is today.

7 LEGISLATOR BECKER: So the total  
8 assessed valuation is going to reflect the  
9 low assessed valuations for these people  
10 grieving?

11 CHIEF DEPUTY WALKER: Correct.  
12 Thank you.

13 CHAIRWOMAN GONSALVES: Now, I do  
14 have a slip, and I'm not sure if she's still  
15 here. If she is, I say thank you very much  
16 for being so patient. Lorainne Deller.

17 MS. DELLER: Presiding Officer  
18 Gonsalves and members of the Nassau County  
19 Legislature. I'm here today speaking for  
20 the Nassau/Suffolk School Board Association.

21 Nearly five years ago, this  
22 legislative body attempted to grant itself  
23 authority to dispose of the county guaranty.  
24 At great cost to school and county  
25 taxpayers, and years of legal proceedings

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2 ensuing, only to culminate in the inevitable  
3 decision by the New York's highest court,  
4 that you are in the wrong.

5 Now you are poised to take  
6 unilateral action that will affect local  
7 school property taxes, hopefully for the  
8 better.

9 In so doing, however, you chose  
10 to bypass any notification to the governing  
11 authorities of the school districts upon  
12 whom the greatest proportional tax impact  
13 will fall. It may come as a surprise to  
14 some, in New York State, duly elected boards  
15 of education are governance authorities on a  
16 par with that of the county. They are  
17 parallel levels of government not  
18 subservient institutions.

19 As trustees, the fiscal and  
20 educational integrity of their community  
21 schools rests with them. Yet, while deals  
22 are being made in this chamber and with  
23 Albany, Nassau's Boards of Education have  
24 been kept in the dark as to potential  
25 ramifications for their taxpayers.

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2 With only a press release and a  
3 poorly written bill to go by, I'm here to  
4 seek the information that our board members  
5 deserve to receive.

6 I thank some of the legislators  
7 for answering some of the questions I was to  
8 propose. Our concern was whether or not  
9 districts would be made whole, and, if so,  
10 how it would be managed.

11 We also wanted assurances that  
12 the dynamics of the escrow account would be  
13 contained within Class 4 and not migrate or  
14 bleed into the other three classes.

15 However, what other tax levy cap  
16 implications of what is being asked for?  
17 How will any potential refunds to schools  
18 from the escrow account be treated under the  
19 state's tax levy cap? And we are talking  
20 now about refund money that may appear  
21 hopefully to school district's unanticipated  
22 revenue.

23 There are issues with regard to  
24 the state property tax cap and how school  
25 districts receiving such refunds would fair

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2 under that cap.

3 Now that schools have a stake in  
4 obtaining any refunds being held in the  
5 escrow account, our boards of education to  
6 be granted standing in assessment  
7 challenges, would not this shift in  
8 accountability obligate each of Nassau's  
9 school districts to employ legal  
10 representation to appear in all levels of  
11 the assessment process?

12 If so, has any consideration been  
13 given to the consequent cost of the school  
14 board's fiduciary responsibility to be  
15 represented by counsel at these hearings?

16 What happens if the escrow  
17 account is over funded? Is there a  
18 mechanism in place to prevent overcharging  
19 taxpayers? Has the office of the state  
20 comptroller been consulted as to how  
21 overages will be treated and how they may  
22 impact schools under New York's property  
23 levy cap?

24 In light of the ongoing efforts  
25 to retain and attract businesses to this

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2 region, we hope that due consideration has  
3 been given to the consequences of tax  
4 increases for what is a significant portion  
5 of the tax base for many of our school  
6 districts.

7 In view of the Legislature's  
8 publicly expressed intention to proceed  
9 without the consent of the county's school  
10 district, it is a reasonable assumption that  
11 legislators have been fully informed and are  
12 cognizant of the implications for Nassau  
13 schools and municipalities. If so, we will  
14 not face any unintended consequences.

15 We commend on the part of the  
16 Nassau school districts your efforts with  
17 regard to this significant move forward.  
18 However, again, we must regret, in public,  
19 the fact that you have neglected to keep the  
20 locally elected officials, who are  
21 responsible for a good portion of what is  
22 going to transpire, informed. Thank you.

23 CHAIRWOMAN GONSALVES: Ms.  
24 Deller, Howard Kopel would like to respond  
25 to some of your concerns.

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2 MS. DELLER: Yes.

3 LEGISLATOR KOPEL: You've asked a  
4 lot of questions so I don't think that I'm  
5 going to hit all of them, but feel free to  
6 follow along.

7 Basically I think that your  
8 concerns, for the most part, have been  
9 answered. In other words, let me just say  
10 this: The legislation would not affect the  
11 school board.

12 In other words, a given school  
13 district will prepare its levy. That levy  
14 will be fully funded immediately, end of  
15 that story. It has no effect on the tax  
16 cap. The tax cap has no effect on this. As  
17 a matter of fact, the implication for school  
18 boards is that, in future years, the school  
19 board or the school districts and other  
20 taxing districts, will actually get some  
21 extra money because the refund, the escrow,  
22 will not -- it is anticipated that the  
23 escrow will not be fully used up by the  
24 refunds since refunds are on average less  
25 than the ten percent or nine percent as the

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2 case may be is set.

3 The differential, and when you  
4 are dealing with a lot of numbers, there  
5 will be a differential, there is every  
6 reason to expect there will be. That money  
7 will go back to the taxing district to fund  
8 the following year's budget, and it will  
9 have the effect of making your budgeting  
10 planning easier, not more difficult.

11 Now, I don't know what other  
12 questions you might have that I can answer.

13 MS. DELLER: Yes. Unfortunately,  
14 in the language of the New York State Tax  
15 Cap Law, it does impact future budgets ever  
16 school districts, because that refund, as  
17 welcome as it will be, and I have to  
18 emphasize that, places a burden, a  
19 difficulty for school districts moving  
20 forward on that year's tax levy cap. We are  
21 hoping that whatever state legislation is  
22 passed, that it recognizes, that just as  
23 coming off of the pilots, there is an impact  
24 on the --

25 LEGISLATOR KOPEL: You need to

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2 understand that this is going to make it  
3 easier, not more difficult, for a school  
4 district with the cap situation.

5 The cap situation is a cap on  
6 taxes, not a cap on spending. It's not a  
7 cap on spending. This gives you extra money  
8 to spend. Whether or not you should have  
9 the extra money to spend is a separate issue  
10 but, in fact, that's what it does. The tax  
11 cap is not implicated here.

12 MS. DELLER: The tax cap  
13 legislation is not a cap on taxes, it's a  
14 cap on the levy, on the property tax levy.  
15 Moving forward in the ensuing year from any  
16 particular budget, what happens is, school  
17 districts get a new tax levy cap every year  
18 based on revenues, based on anticipation.

19 LEGISLATOR KOPEL: And that will  
20 continue. There is no reason that that  
21 won't continue. But you can apply the  
22 refunds to the levy, and you can actually  
23 reduce the taxes on your residents because  
24 you've got this extra money, and you can  
25 apply that to your budget and you can reduce

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2 the levy.

3 MS. DELLER: It would reduce the  
4 levy cap in a given year.

5 LEGISLATOR KOPEL: It would  
6 reduce the levy --

7 MS. DELLER: Cap --

8 LEGISLATOR KOPEL: No.

9 MS. DELLER: -- for a specific  
10 school district with any revenues moving  
11 forward. This is something that we will  
12 have to pursue with the state legislature  
13 because this is one of the unintended  
14 consequences that have been visited upon  
15 school districts with the particular piece  
16 of legislation that we have been working  
17 under.

18 LEGISLATOR KOPEL: I think you  
19 misunderstand it, with all due respect.  
20 We're just going in circles here.

21 MS. DELLER: Okay.

22 CHAIRWOMAN GONSALVES: Mr. Walker,  
23 do you want to address any of the concerns  
24 that Ms. Deller has raised?

25 CHIEF DEPUTY WALKER: Thank you

1                   Full Legislature/6-16-14  
2     for attending. We did have conversations  
3     over the weekend and on Friday with the  
4     president of the Nassau Superintendent's  
5     Association, Dr. Harrington, the  
6     superintendent of Oceanside. We offered  
7     this morning for any of the superintendents  
8     that wanted to get additional information,  
9     and their business officials to come and  
10    brief them today.

11                   As Legislator Kopel said, every  
12    district will remain whole. The schools  
13    will still set their tax levy. That will  
14    not change. They will set how much that  
15    district wants to spend, if they want to go  
16    above or below the cap, that's up to them.

17                   All this will provide is  
18    additional revenue that their taxpayers will  
19    not have to pay if they so choose to do  
20    that, but that will be up to each individual  
21    district, school board, and superintendent  
22    as they go forward each year.

23                   But money is going to be there,  
24    it's going to be additional revenue that  
25    they will not anticipate seeing. And,

1 Full Legislature/6-16-14  
2 again, if they were going to increase the  
3 levy by \$2 million, and they were able to  
4 somehow receive a million dollars from this  
5 program, then the residents would have seen  
6 their increase drop by 50 percent.

7 For me, if it drops one percent,  
8 it's one percent less that the residents of  
9 our county won't have to pay in taxes. I  
10 think it's a good thing, and I think  
11 everyone here thinks that as well.

12 But we look forward to working  
13 this. This will not go into effect again  
14 until the first year will be the tentative  
15 roll that's set January 15th of the '16-'17  
16 of the tax season, or tax roll, I should  
17 say, and we look forward to working with the  
18 School Board Association, the  
19 Superintendent's Association, who we have  
20 reached out to, and working with everyone  
21 through that process.

22 CHAIRWOMAN GONSALVES: Any other  
23 comments or questions?

24 (No verbal response.)

25 There being none, guess what,

1 Full Legislature/6-16-14  
2 it's time to move on the items, all those in  
3 favor of Item 255, 256, 257, 258 signify by  
4 saying aye.

5 (Aye.)

6 Any opposed?

7 (No verbal response.)

8 The items pass unanimously.

9 Before I go on to the next item, Ms. Deller,  
10 I really and truly appreciate you waiting  
11 and having the patience for withstanding all  
12 of this today. Thank you so much.

13 So those last four items moved  
14 unanimously and we have one more to go.  
15 It's Item 259. Mr. Muller, emergency,  
16 please.

17 CLERK MULLER: We have an  
18 emergency from the county executive for Item  
19 259-14, which is a request from the county  
20 executive for an emergency resolution  
21 declaring an emergency for immediate action  
22 upon a resolution authorizing the county  
23 executive to execute a funding agreement  
24 between the County of Nassau acting on  
25 behalf of the Department of Parks,

1 Full Legislature/6-16-14  
2 Recreation and Museums and the Incorporated  
3 Village of Hempstead.

4 CHAIRWOMAN GONSALVES: Motion,  
5 please.

6 LEGISLATOR WALKER: So moved.

7 LEGISLATOR SCHAEFER: Second.

8 CHAIRWOMAN GONSALVES: Moved by  
9 Legislator Walker, seconded by Legislator  
10 Schaefer. All those in favor of  
11 establishing the emergency signify by saying  
12 aye.

13 (Aye.)

14 Any opposed?

15 (No verbal response.)

16 The emergency is established.  
17 Now for the Resolution 259.

18 CLERK MULLER: Yes. Which is now  
19 117-H, a resolution authorizing the county  
20 executive to execute a funding agreement  
21 between the County of Nassau acting on  
22 behalf of the Department of Parks,  
23 Recreation and Museums and the Incorporated  
24 Village of Hempstead.

25 CHAIRWOMAN GONSALVES: Motion,

1 Full Legislature/6-16-14

2 please.

3 LEGISLATOR KOPEL: So moved.

4 LEGISLATOR NICOLELLO: Second.

5 CHAIRWOMAN GONSALVES: Moved by

6 Legislator Kopel, seconded by Legislator

7 Nicolello. Any comments or questions

8 regarding this item?

9 (No verbal response.)

10 Is there any public comment?

11 (No verbal response.)

12 There being none, all those in

13 favor of Item 259 signify by saying aye.

14 (Aye.)

15 Any opposed?

16 (No verbal response.)

17 The item passes unanimously. I

18 want to thank each and every one of you.

19 And now a motion to adjourn.

20 LEGISLATOR BECKER: So moved.

21 LEGISLATOR DUNNE: Second.

22 CHAIRWOMAN GONSALVES: Moved by

23 Legislator Becker, seconded by Legislator

24 Dunne. All those in favor of adjourning

25 signify by saying aye.

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Full Legislature/6-16-14

(Aye.)

Any opposed?

(No verbal response.)

We are adjourned.

(Whereupon, the Full Legislative  
Committee adjourned at 5:45 p.m.)

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C E R T I F I C A T E

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

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

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

IN WITNESS WHEREOF, I have hereunto set my hand this 1st day of July, 2014.

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FRANK GRAY

**PROPOSED ORDINANCE NO. 69 – 2014**

AN ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE PAYMENT OF CERTAIN SETTLED CLAIMS AGAINST THE COUNTY OF NASSAU, AUTHORIZING \$2,668,971.87 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.

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

§ 1. A capital expenditure in the amount of \$2,668,971.87 is hereby authorized upon recommendation of the County Executive and by a two-thirds vote of the voting strength of the County Legislature, which expenditure shall be financed with the proceeds from the issuance of \$2,668,971.87 of bonds, for the payment of certain judgments or compromised or settled claims and settlement of attorneys' fees, for a total of \$2,616,639.09, plus two (2) percent for costs of issuance, as follows:

<b>Matter</b>	<b>Amount</b>
<i>CSEA and Laura Gildersleeve, et al. v. County of Nassau, et al.;</i> Index No. 6123/06 (County Attorney File No. 07L22692)	\$ 2,668,971.87

§ 2. The County of Nassau (the "County") shall issue its bonds in the aggregate principal amount of \$2,668,971.87 pursuant to the New York State Local Finance Law (the "Law") in order to finance the specific object or purpose or classes of objects or purposes (the "Purpose") described in Section 1 of this ordinance.

§ 3. The County Legislature hereby determines that the period of probable usefulness (the "PPU") of the Purpose for which said \$2,668,971.87 bonds authorized pursuant to this ordinance are to be issued, within the limitations of Subdivision 33(a) of Paragraph a of Section 11.00 of the Law ("subdivision 33(a)"), is five (5) years, except that, in accordance with subdivision 33(b) and (c) of paragraph a of Section 11.00 of the Law,

(a) if the payment of the Purpose and any combination of the Purpose and any other judgment or judgments, claim or claims, award or awards, or sum or sums, as described in

Subdivision 33(a), falling due in a single fiscal year, amount to more than one (1) per centum of the average assessed valuation of the County, then the PPU of the Purpose is ten (10) years.

(b) if the payment of the Purpose and any combination of the Purpose and any other judgment or judgments, claim or claims, award or awards, or sum or sums, as described in Subdivision 33(a), falling due in a single fiscal year, amount to more than two (2) per centum of the average assessed valuation of the County, then the PPU of the Purpose is fifteen (15) years.

§ 4. 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 \$2,668,971.87. The plan of financing includes \$2,668,971.87 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 become due and payable.

§ 5. Each of the bonds authorized by this ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the County subject to applicable statutory limitations. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of said bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

§ 6. Subject to the terms and conditions of this ordinance and the Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 through 60.00 and Section 63.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation

of said bonds and the renewals thereof, are hereby delegated to the County Treasurer, the chief fiscal officer of the County.

§ 7. The County Treasurer is hereby authorized to cause such bonds and/or bond anticipation notes to be printed and to do such things as may be necessary to provide for the sale of such bonds and/or bond anticipation notes and to employ bond counsel to furnish to the purchaser or purchasers of such obligations an opinion as to their legality.

§ 8. The validity of any County bonds authorized by this ordinance and any County bond anticipation notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this ordinance, or summary thereof, 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

(c) such obligations are authorized in violation of the provisions of the constitution of the State of New York.

§ 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as set forth 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 objects or purposes described herein.

§ 10. The Clerk of the County Legislature is hereby directed to publish this ordinance in full, or a summary thereof, together with a notice in substantially the form prescribed by Section 81.00 of the Law in the official newspaper of the County.

§ 11. 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 payment of certain judgments, awards, determinations or compromised or settled claims against the County of Nassau is a "Type II" Action within the meaning of Section 617.5(c)(29) 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 such determination shall be maintained in a file, readily accessible to the public, at the office of the Clerk of the Legislature.

§ 12. This ordinance shall take effect immediately upon its adoption.

**PROPOSED ORDINANCE NO. 70 – 2014**

AN ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE PAYMENT OF CERTAIN SETTLED CLAIMS AGAINST THE COUNTY OF NASSAU, AUTHORIZING \$153,000.00 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.

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

Section 1. A capital expenditure in the amount of \$153,000.00 is hereby authorized upon recommendation of the County Executive and by a two-thirds vote of the voting strength of the County Legislature, which expenditure shall be financed with the proceeds from the issuance of \$153,000.00 of bonds, for the payment of certain judgments or compromised or settled claims in the amount of \$150,000.00, plus two percent for costs of issuance, as follows:

<b>Matter</b>	<b>Amount</b>
<i>John Sullivan v. County of Nassau, et al</i> , Index No. 11223/10	\$153,000.00

§ 2. The County of Nassau (the “County”) shall issue its bonds in the aggregate principal amount of \$153,000.00 pursuant to the New York State Local Finance Law (the “Law”) in order to finance the specific object or purpose or classes of objects or purposes (the “Purpose”) described in section 1 of this ordinance.

§ 3. The County Legislature hereby determines that the period of probable usefulness (“PPU”) of the Purpose for which said \$153,000.00 bonds authorized pursuant to this ordinance are to be issued, within the limitations of subdivision 33(a) of paragraph a of section 11.00 of the Law (“subdivision 33(a)”), is five (5) years, except that, in accordance with subdivision 33(b) and (c) of paragraph a of Section 11.00 of the Law,

(a) if the payment of the Purpose and any combination of the Purpose and any other judgment or judgments, claim or claims, award or awards, or sum or sums, as described in subdivision 33(a), falling due in a single fiscal year, amount to more than one per centum of the average assessed valuation of the County, then the PPU of the Purpose is ten years.

(b) if the payment of the Purpose and any combination of the Purpose and any other judgment or judgments, claim or claims, award or awards, or sum or sums, as described in subdivision 33(a), falling due in a single fiscal year, amount to more than two per centum of the average assessed valuation of the County, then the PPU of the Purpose is fifteen years.

§ 4. 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 \$153,000.00. The plan of financing, as set forth in the Capital Budget, as amended, and Capital Plan, includes \$153,000.00 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 become due and payable.

§ 5. Each of the bonds authorized by this ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the County subject to applicable statutory limitations. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of said bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

§ 6. Subject to the terms and conditions of this ordinance and the Law, and pursuant to the provisions of section 21.00, section 30.00, section 50.00, sections 56.00 through 60.00 and section 63.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation

of said bonds and the renewals thereof, are hereby delegated to the County Treasurer, the chief fiscal officer of the County.

§ 7. The County Treasurer is hereby authorized to cause such bonds and/or bond anticipation notes to be printed and to do such things as may be necessary to provide for the sale of such bonds and/or bond anticipation notes and to employ bond counsel to furnish to the purchaser or purchasers of such obligations an opinion as to their legality.

§ 8. The validity of any County bonds authorized by this ordinance and any County bond anticipation notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this ordinance, or summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or

(c) such obligations are authorized in violation of the provisions of the constitution of the State of New York.

§ 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150.2. Other than as set forth 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 objects or purposes described herein.

§ 10. The Clerk of the County Legislature is hereby directed to publish this ordinance in full, or a summary thereof, together with a notice in substantially the form prescribed by section 81.00 of the Law in the official newspaper of the County.

§ 11. 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 payment of certain judgments, awards, determinations or compromised or settled claims against the County of Nassau is a "Type II" Action within the meaning of section 617.5(c)(29) 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 such determination shall be maintained in a file, readily accessible to the public, at the office of the Clerk of the Legislature.

§ 12. This ordinance shall take effect immediately upon its adoption.

**PROPOSED ORDINANCE NO. 71- 2014**

AN ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE PAYMENT OF CERTAIN SETTLED CLAIMS AGAINST THE COUNTY OF NASSAU, AUTHORIZING \$1,020,000.00 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.

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

§ 1. A capital expenditure in the amount of \$1,020,000.00 is hereby authorized upon recommendation of the County Executive and by a two-thirds vote of the voting strength of the County Legislature, which expenditure shall be financed with the proceeds from the issuance of \$1,020,000.00 of bonds, for the payment of certain judgments or compromised or settled claims and settlement of attorneys' fees, for a total of \$1,000,000.00, plus two (2) percent for costs of issuance, as follows:

<b>Matter</b>	<b>Amount</b>
<i>Doerbecker v. County of Nassau</i>	\$1,020,000.00

§ 2. The County of Nassau (the "County") shall issue its bonds in the aggregate principal amount of \$1,020,000.00 pursuant to the New York State Local Finance Law (the "Law") in order to finance the specific object or purpose or classes of objects or purposes (the "Purpose") described in Section 1 of this ordinance.

§ 3. The County Legislature hereby determines that the period of probable usefulness (the "PPU") of the Purpose for which said \$1,020,000.00 bonds authorized pursuant to this ordinance are to be issued, within the limitations of Subdivision 33(a) of Paragraph a of Section 11.00 of the Law ("Subdivision 33(a)"), is five (5) years, except that, in accordance with Subdivision 33(b) and (c) of Paragraph a of Section 11.00 of the Law,

(a) if the payment of the Purpose and any combination of the Purpose and any other judgment or judgments, claim or claims, award or awards, or sum or sums, as described in

Subdivision 33(a), falling due in a single fiscal year, amount to more than one (1) per centum of the average assessed valuation of the County, then the PPU of the Purpose is ten (10) years.

(b) if the payment of the Purpose and any combination of the Purpose and any other judgment or judgments, claim or claims, award or awards, or sum or sums, as described in Subdivision 33(a), falling due in a single fiscal year, amount to more than two (2) per centum of the average assessed valuation of the County, then the PPU of the Purpose is fifteen (15) years.

§ 4. 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 \$1,020,000.00. The plan of financing includes \$1,020,000.00 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 become due and payable.

§ 5. Each of the bonds authorized by this ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the County subject to applicable statutory limitations. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of said bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

§ 6. Subject to the terms and conditions of this ordinance and the Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 through 60.00 and Section 63.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation

of said bonds and the renewals thereof, are hereby delegated to the County Treasurer, the chief fiscal officer of the County.

§ 7. The County Treasurer is hereby authorized to cause such bonds and/or bond anticipation notes to be printed and to do such things as may be necessary to provide for the sale of such bonds and/or bond anticipation notes and to employ bond counsel to furnish to the purchaser or purchasers of such obligations an opinion as to their legality.

§ 8. The validity of any County bonds authorized by this ordinance and any County bond anticipation notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this ordinance, or summary thereof, 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

(c) such obligations are authorized in violation of the provisions of the constitution of the State of New York.

§ 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as set forth 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 objects or purposes described herein.

§ 10. The Clerk of the County Legislature is hereby directed to publish this ordinance in full, or a summary thereof, together with a notice in substantially the form prescribed by Section 81.00 of the Law in the official newspaper of the County.

§ 11. 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 payment of certain judgments, awards, determinations or compromised or settled claims against the County of Nassau is a "Type II" Action within the meaning of Section 617.5(c)(29) 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 such determination shall be maintained in a file, readily accessible to the public, at the office of the Clerk of the Legislature.

§ 12. This ordinance shall take effect immediately upon its adoption.

**ADMINISTRATIVE PROCESSING OF SETTLEMENT LEGISLATION**

**NAME OF ITEM:** Bond Ordinance –  
*Iyanna Davis v. County of Nassau, et al.*

**ATTORNEY RESPONSIBLE FOR ITEM:** Stacey L. Aaron

***CHECKLIST*** (Please initial where an action has been completed):

**ITEM WAS ENTERED IN EXCEL** \_\_\_\_\_

**SIGN OFF BY BUDGET** \_\_\_\_\_

**SIGN OFF BY COUNTY ATTORNEY** \_\_\_\_\_

**SIGN OFF BY GREG MAY** \_\_\_\_\_

**CLERK ITEM NUMBER WAS ADDED TO STAFF SUMMARY \_\_\_\_\_**

**CLERK ITEM NUMBER WAS ENTERED IN EXCEL \_\_\_\_\_**

**EIGHT COPIES WERE MADE \_\_\_\_\_**

**ITEM WAS ADDED TO THE LATEST PROPOSED CALENDAR IN WORD (open (G:) drive)  
\_\_\_\_\_**

**AN ORIGINAL AND TWO COPIES WERE FILED IN THE CLERK'S OFFICE \_\_\_\_\_**

**TWO COPIES WERE DELIVERED TO DAVID TAUSTER \_\_\_\_\_**

**COPY WAS DELIVERED TO ATTORNEY HANDLING THE CASE (Michelle Faraci) \_\_\_\_\_**

**COPY WAS DELIVERED TO GREG MAY \_\_\_\_\_**

**DATE OF FILING WAS NOTED IN EXCEL OR PROLAW \_\_\_\_\_**

**RECEIPT WAS FILED IN BUREAU FILE \_\_\_\_\_**

**COPIES WERE FILED IN MAIN BUREAU FILE AND IN EXTRA COPY FILE \_\_\_\_\_**

**Special procedures:**

**ADMINISTRATIVE PROCESSING OF SETTLEMENT LEGISLATION**

**NAME OF ITEM:** Settlement Resolution *Frierson v. County of Nassau*  
**ATTORNEY RESPONSIBLE FOR ITEM** David A. Tauster

***CHECKLIST (Please initial where an action has been completed):***

**ITEM WAS ENTERED IN EXCEL** \_\_\_\_\_

**SIGN OFF BY BUDGET** \_\_\_\_\_

**SIGN OFF BY COUNTY ATTORNEY** \_\_\_\_\_

**SIGN OFF BY GREG MAY** \_\_\_\_\_

**CLERK ITEM NUMBER WAS ADDED TO STAFF SUMMARY** \_\_\_\_\_

**CLERK ITEM NUMBER WAS ENTERED IN EXCEL** \_\_\_\_\_

**EIGHT COPIES WERE MADE** \_\_\_\_\_

**ITEM WAS ADDED TO THE LATEST PROPOSED CALENDAR IN WORD (open (G:) drive)**  
\_\_\_\_\_

**AN ORIGINAL AND TWO COPIES WERE FILED IN THE CLERK'S OFFICE** \_\_\_\_\_

**TWO COPIES WERE DELIVERED TO DAVID TAUSTER** \_\_\_\_\_

**COPY WAS DELIVERED TO ATTORNEY HANDLING THE CASE (Liora Ben Sorek)** \_\_\_\_\_

**COPY WAS DELIVERED TO GREG MAY** \_\_\_\_\_

**DATE OF FILING WAS NOTED IN EXCEL OR PROLAW** \_\_\_\_\_

**RECEIPT WAS FILED IN BUREAU FILE** \_\_\_\_\_

**COPIES WERE FILED IN MAIN BUREAU FILE AND IN EXTRA COPY FILE** \_\_\_\_\_

**RETURN THIS SHEET TO DAVID TAUSTER**

David Tauster delivered a copy to LISA LOCURTO with other settlement documents \_\_\_\_\_

**Special procedures:**

**PROPOSED ORDINANCE NO. 72 –2014**

AN ORDINANCE ESTABLISHING FEES FOR REGISTRATION IN THE COUNTY'S PROCUREMENT SYSTEM AND MAKING DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT.

WHEREAS, Nassau County (the "County") provides for online registration for vendors to use the County's procurement system; and

WHEREAS, all such vendors who wish to do business with the County and use the procurement system are presently required to register; and

WHEREAS, it will be beneficial to the economic health of the County to charge vendors a modest fee to use this system;

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

Section 1. Annual Registration of Vendors. There is hereby imposed a one hundred and twenty five dollar (\$125.00) per year fee for vendors to register as approved suppliers for the County and to use the County's procurement system.

2. Registration of Blanket Contracts. There is hereby imposed a two hundred and seventy five dollar (\$275.00) per contract fee for vendors to register blanket contracts on the County's procurement system.

§ 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 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. 73-2014**

AN ORDINANCE REPEALING ORDINANCE 199-2011, AS AMENDED BY 191-2012, AND FURTHER AMENDED BY ORDINANCE 242-2012, AND FURTHER AMENDED BY ORDINANCE 30-2014; ESTABLISHING FEES TO BE CHARGED BY THE DEPARTMENT OF PARKS, RECREATION, AND MUSEUMS IN RELATION TO INCREASING THE FEES FOR THE USE OF CERTAIN PARKS, MUSEUMS, PLAYGROUNDS, ATHLETIC FIELDS, AND RECREATIONAL FACILITIES AND AUTHORIZING THE COMMISSIONER OF PARKS, RECREATION, AND MUSEUM TO MAKE AND ENFORCE PARK RULES.

WHEREAS, pursuant to Municipal Home Rule Law section 10(1)(ii)(a)(9-a), the County of Nassau has the power to adopt and amend local laws relating to the fixing, levy, collection, and administration of charges, rates, and fees; and

WHEREAS, pursuant to Nassau County Charter sections 2164 and 2165, the Department of Parks, Recreation and Museums (hereinafter the "Department") has the power and duty to operate, maintain, and repair all County parks, museums, playgrounds, athletic fields, and recreational facilities; and

WHEREAS, the Department's costs of providing certain services and programs offered by the Department has increased and the Commissioner of Parks, Recreations and Museums (the "Commissioner") has recommended increasing such fees to offset the increased costs; and

WHEREAS, the authority of the Commissioner to promulgate rules and regulations was mistakenly removed by Ordinance 4-2008; and

WHEREAS, this Legislature hereby finds and determines this action relating to such fee increases constitutes a Type II action pursuant to Title 6 of the New York Code of Rules and

Regulations Section 617.5(c) (20) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and within the meaning of Section 8-0109(2) of New York Environmental Conservation Law; now, therefore,

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

Section 1. : Ordinance No. 199-2011, as amended by Ordinance No. 191-2012 and further amended by Ordinance No 30-2014, is REPEALED effective immediately.

§ 2. Discounts. Nassau County residents who are age 60 and older (hereinafter, senior citizens), volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans shall be entitled to discounts for certain of the Department of Parks Recreations and Museum’s programs, services, and activities and a discount on a Nassau County Leisure Passport. For the purpose of this ordinance, “veteran” means a person who served in the active military, naval or air service and who was discharged or released for reasons other than dishonorable. A copy of veteran’s discharge papers or proof of membership in a veterans’ organization including, but not limited to, the Vietnam Veterans of America, American Legion, Veterans of Foreign Wars, Jewish War Veterans, Korean War Veterans, shall be sufficient evidence of a person’s status as a veteran for purposes of this ordinance.

§ 3. The following maximum fees are established:

<b>A.</b>	<b>Alcoholic Beverage Permit</b>		
	1. Nassau County resident		\$50.00
	2. Non-resident		\$65.00
<b>B.</b>	<b>Archery</b>		
	1.	Nassau County resident	\$3.00 per 2 hours

	2.	Non-resident		\$6.00 per 2 hours
	3.	Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans		\$2.00 per 2 hours
	4.	Tournaments		
		a.	Teams	\$60.00 per team
		b.	Individuals	\$12.00 per person
<b>C. Bailey Arboretum Admissions</b>				
	1.	Nassau County resident		\$2.00 per person
	2.	Non-resident		\$4.00 per person
	3.	School group		\$4.00 per bus
	4.	Reserved meeting facility		\$55.00 per hour
	5.	Group site fee		\$55.00 per hour
<b>D. Batting Cage</b>				
	1.	Individual		
		a. Resident		\$4.00 per token
		b. Non-resident		\$6.00 per token
	2.	Team		\$45.00 per cage per hour
<b>E. Beaches – Vehicle Access</b>				
	1.	Nickerson Beach		
		a.	Daily - resident	\$10.00 per vehicle
		b.	Daily - non-resident	\$37.00 per vehicle
		c.	Season sticker – resident	\$90.00 per vehicle

		d.	Season sticker – non-resident	\$225.00 per vehicle
		e.	Season sticker - senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities	\$50.00 per vehicle
		f.	Proprietary bus	\$45.00 per day
		g.	Non-profit bus	\$30.00 per day
<b>F. Cabana Rentals</b>				
	1.		Lottery entry fee	\$27.00
	2.		Cabana	\$3,750.00 per season
	3.		Cabinette	\$845.00 per season
	4.		Cabana lock	\$5.50 per season
<b>G. Camping, Battle Row Campground</b>				
	1.		Club group – resident	\$12.00 per rig, per site, per night
	2.		Club group – non-resident	\$27.00 per rig, per site, per night
	3.		Tent site and overflow – resident	\$14.00 per rig, per site, per night
	4.		Tent site and overflow – non-resident	\$30.00 per rig, per site, per night
	5.		Pad site – resident	\$16.00 per rig, per site,

			per night
	6.	Pad site -- non-resident	\$33.00 per rig, per site, per night
	7.	Pad site with electricity -- resident	\$24.00 per rig, per site, per night
	8.	Pad site with electricity -- non-resident	\$45.00 per rig, per site, per night
	9.	Campsite late registration fee	\$24.00
	10.	Camping air conditioner fee	\$3.50 per night
	11.	Dumping fee for non-registered campers	\$7.00 per load
	12.	Road map	\$2.00
	13.	Post card	\$0.50
	14.	Change of Site Fee	\$30.00 per change
	15	Recreational Vehicle Storage	
		a. Nassau County Resident	\$80.00 per month
		b. Non-Resident	\$110.00 per month
<b>H.</b>	<b>Camping, Nickerson Beach Campground</b>		
	1.	Organized youth group tent camping	\$33.00 per group, per night
	2.	Hard surface parking -- resident	\$14.00 per rig, per site, per night
	3.	Hard surface parking -- non-resident	\$27.00 per rig, per site, per night
	4.	Campsite late registration fee	\$24.00
	5.	Camping air condition fee	\$2.50 per night

	6.	Dumping fee	\$6.00 per load
	7.	Campsite – resident (summer season, dates to be determined by the Commissioner)	\$26.00 per night
	8.	Campsite – resident (off season, dates to be determined by the Commissioner)	\$24.00 per night
	9.	Campsite – nonresident (summer season, dates to be determined by the Commissioner)	\$46.00 per night
	10.	Campsite – non-resident (off season, dates to be determined by the Commissioner)	\$44.00 per night
	11.	Tent camping – resident (summer season, dates to be determined by the Commissioner)	\$14.00 per night
	12.	Tent camping – resident (off season, dates to be determined by the Commissioner)	\$12.00 per night
	13.	Tent camping – non-resident (summer season, dates to be determined by the Commissioner)	\$31.00 per night
	14.	Tent camping – non-resident (off season, dates to be determined by the Commissioner)	\$25.00 per night
	15.	Change of site fee	\$27.00 per change
<b>I.</b>	<b>Dog Run Permit</b>		\$27.00 per year
<b>J.</b>	<b>Fields, Athletic</b>		
	1.	All Fields except Mitchel Complex	
		a.	Softball/Baseball league registration
			i. Adult team registration – Resident – 18 years & older
			\$44.00 per team
			ii. Youth team registration Resident – 17 years & younger
			\$27.00 per team
			iii. Non-resident (all ages)
			\$65.00 per team
		b.	Softball/Baseball Field Use
			i. Non-lighted field, Nassau County resident - adult (18 years and older)
			\$13.00 per hour
			ii. Non-lighted field, non-resident (all ages)
			\$38.00 per hour
			iii. Non-lighted field, Nassau County based for Profit organization (all ages)
			\$26.00 per hour

			iv. Lighted field, Nassau County resident adult (18 years and older)	\$55.00 per hour
			v. Lighted field, Nassau County resident youth (17 years and under)	\$55.00 per hour
			vi. Lighted field, non-resident (all ages)	\$165.00 per hour
			vii. Lighted field, Nassau County based for profit organization (all ages)	\$82.00 per hour
		c.	Tournament Fee (one day)	
			i. One day/first day (all ages) resident & Nassau County Community Based Organization	\$275.00 per day/per location
			ii. Additional Day (all ages) resident & Nassau Based Community Based Organization	\$137.00 per day/per location
			iii. One day/first day of multi-day tournament – Non-resident & For Profit (all ages)	\$550.00 per day/per location
			iv. Additional days – Non-Resident & For Profit (all ages)	\$275.00 per day/per location
		d.	Multi-Purpose Field and Court Use (Non-Tennis)	
			i. Non-lighted field or court Adults (18 years & older)- Resident & Nassau County Community Based Organization	\$16.00 per hour
			ii. Non-lighted field or court - youth resident (17 & under)	\$16.00 per hour
			iii. Non-lighted field or court -- non-resident (all ages)	\$65.00 per hour
			iv. Non-lighted field or court - Nassau County Based Community Organization (all ages)	\$33.00 per hour
			v. Lighted – field or court Adults (18 years & older)- Resident & Nassau County Community	\$80.00 per hour

			Based Organization For Profit (all ages)	
			vi. Lighted Field or Court– Resident – Youth (17 & under)	\$80.00 per hour
			vii. Lighted Multi-purpose Field or Court – Non-resident (all ages)	\$300.00 per hour
			viii. Lighted Multi-purpose Field or Court - Nassau County Based For Profit Organization (all ages)	\$165.00 per hour
		e.	Open Space	
			i. Nassau County Residents only including Nassau Community Based Organizations	\$190.00
			ii. Nassau County Sponsored League Fees – All sports/All ages (season to be determined by the Commissioner of Parks, Recreation & Museums)	\$2,750.00 per team
		d.	Turf Baseball/Softball Fields	
			i. non-lighted	\$60.00 per hour
			ii. lighted	\$100.00 per hour
		e.	Turf Field – Multi-Purpose Cantiague Park	
			i. non-lighted	\$100.00 per hour
			ii. lighted	\$200.00 per hour
		f.	Turf Field Cedar Creek Park	\$100.00 per hour
	2.		Mitchel Athletic Complex Stadium	
		a.	Track meet set up	\$1,100.00 for up to 6 hours
			i. Lights	\$250.00 per hour
			ii. High jumps	\$27.00
			iii. Pole vault	\$27.00
			iv. Hurdles	\$27.00
			v. Steeple chase	\$27.00
			vi. Starting blocks	\$27.00
		b.	Football, lacrosse, soccer (scholastic groups)	\$850.00 per game
			i. Lights	\$110.00 per hour

			ii. Ticket Booth	\$110.00 per date
			iii. Stadium Clean Up Fee	\$550.00 per day
		c.	Locker rooms	\$110.00 each
		d.	Training rooms	\$110.00 each
		e.	Tournament (one day/first day)	\$550.00
			Additional days (each)	\$110.00
		f.	Field lining	
			i. Soccer	\$475.00
			ii. Softball/Baseball	\$75.00
			iii. Football	\$575.00
		g.	Track & Field sectors (hammer, discus, shot put, javelin)	\$27.00
		h.	Dragging field (twice)	\$35.00
		i.	Night fee (6:00 p.m. – 11:00 p.m.)	\$660.00
		j.	Field fees	
			i. Fields 1 – 4 , A & B (non-lighted)	\$27.00 per hour
			ii. Fields 1 – 4, A & B (lighted)	\$65.00 per hour
			iii. North Fields 6 - 7 (non-lighted)	\$16.00 per hour
	3. Tournament Stadium			
			i. Field usage (non-lighted)	\$220.00 per hour
			ii. Field Usage (lighted)	\$330.00 per hour
	4.		Camp Fee	\$110.00 per day
	5.		Sportsplex Usage	\$110.00 per day
	6.		Mitchel Athletic Complex	
		a.	Classroom	\$27.50 per hour
		b.	Barricade Fencing Set Up (per 25 sections)	\$110.00 per 25 sections

	7. Rifle and Pistol Range			
		a.	Resident adult	\$12.00 per entry
		b.	Resident youth	\$11.00 per entry
		c.	Non-resident adult	\$25.00 per entry
		d.	Non-resident youth	\$12.00 per entry
		e.	Senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$4.00 per entry
		f.	Clubs located in Nassau County	\$22.00 per entry
		g.	Nassau County Based Junior Clubs	\$11.00 per entry
		h.	Non-Nassau County based Junior clubs	\$44.00 per entry
		i.	Clubs located outside of Nassau County	\$77.00 per entry
		j.	Government agencies	
			i. Nassau County law enforcement and Nassau County business	\$36.00 per entry
			ii. Non-Nassau County law enforcement	\$85.00 per entry
			iii. Non-Nassau County based business	\$60.00 per entry
			iv. US Government Agencies	\$44.00 per entry
		k.	Locker rentals	\$24.00 per year
		l.	Classroom rental	
			i. Resident	\$18.00 per use
			ii. Non-resident	\$60.00 per hour
		m.	Merchandise	
			i. Ammunition – 22 caliber	\$6.00
			ii. Ammunition – 38 caliber	\$22.00
			iii. Ammunition – 9 mm – 50	\$22.00

			round box	
			iv. Targets – regular	\$0.20
			v. Shooting glasses	\$16.00
			vi. Shooting muffs	\$16.00
			vii. Shooting muff rental	\$3.00 per muff
<b>K.</b>	<b>Fishing (Surf) Permit</b>			\$27.00 per year
<b>L.</b>	<b>Golf</b>			
	1.	Eisenhower Park		
		a.	Locker rental (calendar year)	\$110.00
		b.	Blue Course (18 holes)	
			i. Resident – weekends and holidays	\$40.00 per person
			ii. Resident – weekdays	\$35.00 per person
			iii. Resident – weekends and holidays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$17.00 per person
			iv. Resident – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$15.00 per person
			v. Non-resident – weekends and holidays	\$57.00 per person
			vi. Non-resident – weekdays	\$50.00 per person
			vii. Non-resident – weekends and holidays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$38.00 per person
			viii. Non-resident – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$35.00 per person
			ix. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons	\$37.00 per person

			with disabilities, and veterans – weekends and holidays	
			x. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekdays	\$18.00 per person
			xi. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$8.00 per person
			xi. Super twilight rate (June 1 – August 31 after 6:30 p.m.)	\$13.00 per person
		c.	White Course (18 holes)	
			i. Resident – weekends and holidays	\$42.00 per person
			ii. Resident – weekdays	\$39.00 per person
			iii. Resident – weekends and holidays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$17.00 per person
			iv. Resident – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$15.00 per person
			v. Non-resident – weekends and holidays	\$57.00 per person
			vi. Non-resident – weekdays	\$50.00 per person
			vii. Non-resident – weekends and holidays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$39.00 per person
			viii. Non-resident – weekdays (winter season to be determined	\$36.00 per person

			by the Commissioner of Parks, Recreation and Museums)	
			ix. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekends and holidays	\$39.00 per person
			x. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekdays	\$20.00 per person
			xi. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekdays (winter season to be determined by the Commissioner or Parks, Recreation and Museums)	\$8.00 per person
			xii. Super twilight rate (June 1 – August 31 after 6:30 p.m.)	\$13.00 per person
		d.	Red Course (18 holes)	
			i. Resident – weekends and holidays	\$47.00 per person
			ii. Resident – weekdays	\$42.00 per person
			iii. Resident and non-resident guest – weekend and holiday twilight rate (includes green and cart fee)	\$40.00 per person
			iv. Resident – weekday twilight rate (includes green and cart fee)	\$35.00 per person
			v. Resident – weekends and holidays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$18.00 per person

			vi. Resident – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$15.00 per person
			vii. Non-resident – weekends and holidays	\$70.00 per person
			viii. Non-resident – weekdays	\$65.00 per person
			ix. Non-resident – weekend and holiday twilight rate (includes green and cart fee)	\$58.00 per person
			x. Non-resident – weekday twilight rate (includes green and cart fee)	\$58.00 per person
			xi. Non-resident – weekends and holidays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$42.00 per person
			xii. Non-resident – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$38.00 per person
			xiii. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekends and holidays	\$45.00 per person
			xiv. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekdays	\$24.00 per person
			xv. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$8.00 per person

		e.	White and Blue Courses (9 holes)	
			i. Resident – weekends and holidays	\$22.00 per person
			ii. Resident – weekdays	\$22.00 per person
			iii. Resident – weekends and holidays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$12.00 per person
			iv. Resident – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$11.00 per person
			v. Non-resident – weekends and holidays	\$52.00 per person
			vi. Non-resident – weekdays	\$36.00 per person
			vii. Non-resident – weekends and holidays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$33.00 per person
			viii. Non-resident – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$24.00 per person
			xi. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekends and holidays	\$19.00 per person
			x. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans –	\$13.00 per person

			weekdays	
			xi. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$6.00 per person
	2.	Bay Park, Cantiague, Christopher Morley, North Woodmere		
		a.	Nine Holes	
			i. Resident – weekends and holidays	\$19.00 per person
			ii. Resident – weekdays	\$19.00 per person
			iii. Resident – weekends and holidays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$12.00 per person
			iv. Resident – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$11.00 per person
			v. Non-resident – weekends and holidays	\$42.00 per person
			vi. Non-resident – weekdays	\$28.00 per person
			vii. Non-resident – weekends and holidays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$28.00 per person
			viii. Non-resident – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$26.00 per person

			ix. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekends and holidays	\$18.00 per person
			x. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekdays	\$11.00 per person
			xi. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans – weekdays (winter season to be determined by the Commissioner of Parks, Recreation and Museums)	\$6.00 per person
		b.	Carts (9 holes, weekends only)	
			Resident	\$20.00 per person
			Non-resident	\$24.00 per person
			Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$11.00 per person
	3.	Junior Rate – All Courses except Red (18 years and under, Monday-Thursday after 1:00 p.m.		
		a.	18 holes	\$16.00 per person
		b.	9 holes	\$13.00 per person
	4.	Golf caddy cart rental		
		a.	9 holes	\$4.00 per round
		b.	18 holes	\$6.00 per round
	5.	Golf motor cart rental		
		a.	9 holes	
			i. Resident	\$22.00 per

			round
		ii. Non-resident	\$26.00 per round
		iii. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans. Weekdays.	\$13.00 per round
		b.	18 holes
		i. Resident	\$36.00 per round
		ii. Non-resident	\$40.00 per round
		ii. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans. Weekdays.	\$22.00 per round
	6.	Golf Driving Range	
		a.	Golf club rental \$3.00 per club
		b.	Ball buckets
			i. 30 balls \$5.00
			ii. 40 balls \$6.00
			iii. 50 balls \$7.00
			iv. 60 balls \$8.00
		c.	Pre-paid card
			i. 440 balls \$55.00
			ii. 920 balls \$110.00
			iii. 1400 balls \$165.00
			iv. 1920 balls \$220.00
			v. 2320 balls \$275.00
			vi. 3200 balls \$330.00
			viii. 5200 balls \$550.00
	7.	Golf Tournaments	
		a.	Tournament Administration Fee
			i. Eisenhower Park \$300.00 per tournament
			ii. Morley, Cantiague, Bay, North Woodmere \$120.00 per tournament
		b.	Tournament Green Fee & Cart

			i. Red Course – weekend	\$150.00 per person
			ii. Red Course – weekday	\$115.00 per person
			iii. White Course – weekend	\$121.00 per person
			iv. White Course – weekday	\$90.00 per person
			v. Blue Course – weekend	\$90.00 per person
			vi. Blue Course – weekday	\$73.00 per person
	8.	Golf tee time reservation		\$11.00 per reservation , per person
	9.	Seasonal Golf Pass		
		a.	Resident	\$27.00 per person
		b.	Non-resident	\$60.00 per person
	10.	Golf outing course rental fee		
		a.	Red Course	\$17,000.00
		b.	White Course	\$14,000.00
		c.	Blue Course	\$11,000.00
	11.	Golf tee time seasonal subscription		
		a.	Red Course	\$4,000.00 per four people, 20 weeks
		b.	White Course	\$3,500.00 per four people, 23 weeks
<b>M.</b>	<b>Ice Hockey Programs</b>			
	1.	Winter Registration		
		a.	Class A & B Divisions travel (All Star League)	\$1,000.00 per person

		b.	Class B Division in house (Recreation League)	\$360.00 per person
		c.	Class C Division (Beginner Clinic)	\$240.00 per person
	2.	Professional Hockey Practice Sessions		
		a.	Resident	\$7.00 per session
		b.	Non-resident	\$9.00 per session
	3.	Exhibition Game Admission		
		a.	Resident adult (18 years and older)	\$12.00 per person
		b.	Non-resident adult (18 years and older)	\$16.00 per person
		c.	Resident child (17 years and younger)	\$9.00 per person
		d.	Non-resident child (17 years and younger)	\$11.00 per person
		e.	Senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$7.00 per person
	4.	Tournament Entrance Fee		\$240.00 per team
<b>N.</b>	<b>Ice Skating Rinks</b>			
	1.	Locker key replacement		\$6.00 per key
	2.	Skate box rental		\$0.30 per use
	3.	Skate rental		\$6.00 per session
	4.	Skate sharpening (figure skates and general skates)		\$8.00 per pair
	5.	Public session admission		

		a.	Resident adult (18 years and older)	\$8.00
		b.	Non-resident adult (18 years and older)	\$22.00
		c.	Resident child (17 years and younger)	\$6.00
		d.	Non-resident child (17 years and younger)	\$15.00
		e.	Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$5.00
	6.	Special skating program		\$27.00 per session
	7.	Charters		
		a.	Indoor rink	
			i. Proprietary organization	\$450.00 per charter
			ii. Non-profit organization	\$350.00 per charter
			iii. Early bird rates (for organizations that use the rink multiple times)	\$335.50 per charter
		b.	Outdoor rink	
			i. Proprietary organization	\$345.00 per charter
			ii. Non-profit organization	\$250.00 per charter
	8.	Professional skating instruction		
		a.	General group instruction	
			i. Adult (18 years and older)	\$130.00 per lesson session
			ii. Children (17 years and younger)	\$130.00 per lesson session
		b.	Special group instruction	
			i. Non-profit organization (minimum 15 people; fee includes rink admission)	\$70.00 per person
	9.	Private lessons, excluding rink admission (standard lesson is 20 minutes)		
		a.	Professional	\$107.00

				per hour
		b.	Staff professional	\$107.00 per hour
	10.	Ice dancing lessons, excluding rink admission (standard lesson is 20 minutes)		
		a.	Professional	\$107.00 per hour
<b>O. Leisure Passport</b>				
	1.	Resident Leisure Passport (13 years and older for all activities except golf; 10 years and older for golf); valid three years		\$25.00
	2.	Nassau County resident – Senior citizen Leisure Passport; valid as long as residency is maintained; proof of residency required every three years		One-time fee \$25.00 per person
	3.	Nassau County resident – Volunteer leisure Passport; Volunteer firefighters, volunteer ambulance corps and members of police auxiliary units [and veterans]; proof of volunteer status and/or membership required every three years; [proof of veteran status required at initial purchase]		One-time fee \$25.00 per person
	4.	Nassau County resident – Disability Leisure Passport; proof of disability required every three years		One-time fee \$25.00 per person
	5.	Nassau County resident – Veterans Leisure Passport; valid as long as residency is maintained; proof of veteran status required at initial purchase' proof of residency required every three years		One-time fee \$25.00 per person
	6.	Active Duty Military Personnel and their spouse and children may use their active duty I.D. in lieu of a veteran's leisure Pass		No fee
<b>P. Marina Docking</b>				
	1.	Lottery entry fee		\$27.00
	2.	Daily docking		
		a.	Resident	\$2.00 per foot
		b.	Non-resident	\$6.00 per foot
	3.	Seasonal docking (residents only)		
		a.	Slips with water	\$90.00 per foot

				(\$1,610.00 minimum)
		b.	Electricity	\$110.00 per season
	4.	Marina launch ramps		
		a.	Resident seasonal permit	\$55.00 per year
		b.	Commercial seasonal permit	\$480.00 per year
		c.	Resident daily permit	\$22.00 per day
		d.	Commercial and non-resident daily permit	\$175.00 per boat/ per day
	5.	Winter in Water Storage		
		a.	Nassau County resident	\$38.00 per foot
		b.	Non-resident	\$50.00 per foot
<b>Q</b>	<b>Miniature Golf (Deluxe)</b>			
	ai. Adult - Nassau County resident (18 years and older)			\$8.00 per person
	a. Child - Nassau County resident			\$5.00 per person
	b. Non-resident			\$11.00 per person
	c. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans			\$5.00 per person
<b>R.</b>	<b>Museum Facilities</b>			
	1.	African American Museum & Center of Educational and Applied Arts		
		a.	General admission – adult (18 years and older)	\$2.50 per person
		b.	General admission – child (17 years and younger)	\$1.50 per person
	2.	Takapausha Museum and Preserve and Garvies Point Museum and Preserve		
		a.	General admission – adult (13 years and older)	\$4.00 per person
		b.	General admission – child (5-12 years)	\$3.00 per person
		c.	Seasonal dingy rack rental	\$90.00 per season

	3.	Old Bethpage Village Restoration		
		a.	General admission – adult (13 years and older)	\$11.00 per person
		b.	General admission – child (5-12 years)	\$8.00 per person
		c.	Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$8.00 per person
		d.	Church use fee	\$220.00 per group
		e.	Group rate for educational organizations	\$5.00 per person
		f.	Group rate for non-educational organizations	
			i. Adult (13 years and older)	\$5.50 per person
			ii. Child (5-12 years)	\$4.50 per person
		g.	Interpretive maintenance staff services	\$55.00 per hour
		h.	Interpretive vehicle use	\$82.00 per hour
	4.	Long Island Fair		
		a.	General admission – adult (13 years and older)	\$11.00 per person
		b.	General admission – child (5-12 years)	\$6.00 per person
		c.	Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$6.00 per person
	5.	Sands Point Preserve		
		a.	General admission – adults and children (13 years and older)	\$6.00 per person
		b.	Medieval Festival	
			i. Adult (13 years and older)	\$11.00 per person
			ii. Child (12 years and younger)	\$6.00 per person
		c.	Falaise Tour	

			i. General admission	\$8.00 per person
			ii. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$7.00 per person
			ii. Group rate	\$7.00 per person
		d.	Special tours	
			i. Special Tour A	\$2.00 per person
			ii. Special Tour B	\$3.00 per person
			iii. Special Tour C	\$4.00 per person
		e.	Combination ticket	
			i. General admission	\$11.00 per person
			ii. Group rate	\$9.00 per person
	6.	Room Rental – All Museum Facilities		
		a.	Room I (small)	\$22.00 per hour
		b.	Room II (medium)	\$33.00 per hour
		c.	Room III (large)	\$55.00 per hour
	7.	Educational Programs – All Museum Facilities		
		a.	Educational group – Program I	\$27.00 per group
		b.	Educational group – Program II	\$38.00 per group
		c.	Educational group – Program III	\$50.00 per group
		d.	Special Education Program I	\$6.00 per person
		e.	Special Education Program II	\$11.00 per person
		f.	Special Education Program III	\$16.00 per person
		g.	Special Education Program IV	\$22.00 per

			person
		h.	Special Education Program V \$27.00 per person
	8.	Special Events (other than Long Island Fair)	
		a.	Adult (13 years and older) \$8.00 per person
		b.	Child (5 -12 years) \$5.00 per person
		c.	Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans \$5.00 per person
<b>S.</b>	<b>Parking</b>		
	1.	Special group permit \$2.00 per day per car	
	2.	Special event \$4.00 per day per car	
	3.	Special event parking involving unusual maintenance, personnel or public safety costs \$6.00 per day per car	
	4.	Non-resident parking fee 12.00 per day per car	
<b>T.</b>	<b>Picnic Reservation Permit</b>		
	1.	Picnic areas in parks other than Eisenhower Park	
		a.	Shelter fee (in addition to the group fee) \$110.00
		b.	Group Fee
		i.	Up to 100 \$60.00
		ii.	101 - 250 \$115.00
		iii.	251 - 500 \$240.00
		iv.	501 - + \$640.00
	2.	Picnic areas in Eisenhower Park	
		a.	"A" Areas \$110.00 each area
		b.	"B" areas \$165.00

				each area
		c.	"C" areas	\$220.00 each area
	3.	Non-Resident Vehicle Permit		\$11.00 per vehicle per day
	4.	Picnic area service permit		\$82.00 per vehicle
<b>U.</b>	<b>Radio Control Flyer Permit</b>			
	1.	Resident		\$22.00 per year
	2.	Non-resident		\$22.00 per year
<b>V.</b>	<b>Roller Skating Rink</b>			
	1.	Charter		
		a.	Single use daytime	\$33.00 per session
		b.	Single use evening	\$44.00 per session
		c.	Multi-use (per use, three or more uses) daytime	\$27.00 per session
		d.	Multi-use (per use, three or more uses) evening	\$38.00 per session
	2.	Roller Rink General Skating		
			i. Resident	\$3.00 per session
			ii. Non-resident	\$5.00 per session
			iii. Skate rental	\$4.00 per session
<b>W.</b>	<b>Room Charter</b>			
	1.	Meeting rooms		\$33.00 per hour per room
	2.	Nickerson Beach Activity Center		\$33.00 per hour per room

<b>X.</b>	<b>Specialized Sports Program</b>		\$30.00 per team per session
<b>Y.</b>	<b>Swimming Pools</b>		
	1.	Swim Locker Rental	
		a. Season	\$9.00
		b. Daily (except Wantagh)	\$0.30
		c. Locker key replacement	\$6.00
		d. Daily (Wantagh)	\$1.00
	2.	Christopher Morley and Nickerson Beach Swimming Pools	
		a. Daily – resident adult (18 years and older)	\$6.00 per day
		b. Daily – non-resident adult (18 years and older)	\$16.00 per day
		c. Daily – resident child (4-17 years)	\$4.00 per day
		d. Daily – non-resident child (4-17 years)	\$11.00 per day
		e. Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$4.00 per day
	3.	Cantiague, North Woodmere, and Wantagh Swimming Pools (includes water features for eligible patrons)	
		a. Daily – resident adult (18 years and older)	\$8.00 per day
		b. Daily – non-resident adult (18 years and older)	\$27.00 per day
		c. Daily – resident child (4-17 years)	\$6.00 per day
		d. Daily – non-resident child (4-17 years)	\$20.00 per day

		e.	Resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$4.00 per day
	4.	Pool membership (all outdoor pools, includes access to water features)		
		a.	Family membership	\$250.00 per year
		b.	Individual membership	\$100.00 per year
		c.	Senior citizen and persons with membership	\$55.00 per year
	5.	Swimming lessons (excluding Nickerson Beach swimming pool)		\$70.00 for ten lessons
		a.	Registration fee	\$6.00
	6.	Eisenhower Park Aquatics Center		
		a.	Daily – resident adult (18 years and older)	\$6.00 per day
		b.	Daily – non-resident adult (18 years and older)	\$16.00 per day
		c.	Daily – resident child (4-17 years)	\$4.00 per day
		d.	Daily – non-resident child (4-17 years)	\$11.00 per day
		e.	Daily – resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$3.00 per day
		f.	Annual membership – adult (16 years and older)	\$590.00 per year
		g.	Annual membership – non-	\$900.00

			resident adult (16 years and older)	per year
		h.	Annual membership – Resident - child (12 years and under) (pool only)	\$300.00 per year
		i.	Annual membership – non-resident child (15 years and under) (pool only)	\$565.00 per year
		j.	Annual membership – Nassau County Resident - teen High School (13-17 years)	\$440.00 per year
		k.	Annual membership – resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$400.00 per year
		l.	Annual membership – Nassau County resident family (two adults without children)	\$790.00 per year
		m.	Annual membership – Nassau County resident family (two adults with children)	\$1,000.00 per year
		n.	Annual membership – Nassau County resident family (one adult with children)	\$850.00 per year
		o.	Annual membership – Nassau County resident senior family (two senior citizens without children)	\$630.00 per year
		p.	Annual membership – non-resident family	\$1,500.00 per year
		q.	6-month membership – Nassau County resident adult (16 years and older)	\$330.00 for six months
		r.	6-month membership – non-resident adult (16 years and older)	\$630.00 for six months
		s.	6-month membership – Nassau County resident child (15 years and younger)	\$165.00 for six months
		t.	6-month membership – non-resident child (15 years and younger)	\$400.00 for six month
		u.	6-month membership – Nassau County resident Teen High School	\$240.00 for six

			(13-17 years)	months
		v.	6-month membership – resident senior citizens, volunteer firefighters, volunteer ambulance corps, members of police auxiliary units, persons with disabilities, and veterans	\$270.00 for six months
		w.	6-month membership – family (two adults without children)	\$520.00 for six months
		x.	6-month membership – Nassau County resident family (two adults with children)	\$740.00 for six month
		y.	6-month membership – Nassau County resident family (one adult with children)	\$545.00 for six months
		z.	6-month membership – Nassau County resident senior family (two senior citizens without children)	\$435.00 for six months
		aa.	6-month membership – non-resident family	\$1,080.00 for six months
		bb.	Nassau County resident Daily admission punch card	\$110.00 for twenty visits
		cc.	Nassau County resident College student – December break	\$38.00
		dd.	Nassau County resident College student – summer break	\$105.00
		ee.	Total Health one-day pass	\$25.00 per day
		ff.	Lifeguard training	\$110.00
		gg.	Charter/competition/training	
			i. 50 meter	\$45.00 per lane per hour
			ii. 25 meter	\$27.00 per lane per hour
		hh.	Locker rental	\$3.00 per day
		ii.	Party room rental	
			i. Birthday parties (plus daily pool admission)	\$55.00 per event

			ii. Corporate and other catered parties	\$275.00 per event
		jj.	Nassau Swim Conference Registration	\$45.00 per person
		kk.	Swimming lessons (group)	
			i. registration fee	\$6.00
			ii. Swimming lessons	\$70.00 for ten lessons
			iii. Basic rescue and water safety	\$33.00 per person
			iv. Advanced life saving	\$93.00 per person
		ll.	Babysitting	\$3.00 per hour
		mm.	Fitness programs	
			i. registration Fee	\$6.00 per class
			ii. Lifestyle programs	\$66.00
			iii. Personal training – Nassau County residents (a session is one hour)	\$38.00 per session
			iv. Personal training – Non-residents (a session is one hour)	\$82.00 per session
			iv. Personal training - Nassau County residents (five one-hour sessions)	\$165.00 for five sessions
			v. Personal training – Non-residents (five one-hour sessions)	\$302.00 for five sessions
			vi. Personal training - Nassau County residents (eight one-hour sessions)	\$275.00 for eight sessions
			vii. Personal training – Non-residents (eight one-hour sessions)	\$495.00 for eight sessions
			viii. Personal training - Nassau County residents (twelve one-hour sessions)	\$360.00 for twelve sessions
			ix. Personal training – Non-residents (twelve one-hour	\$522.00 for twelve

			sessions)	sessions
			x. Personal training - Nassau County residents (1/2 hour session)	\$22.00 per session
			xi. Personal training – Non-residents (1/2 hour session)	\$44.00 per session
			xii. Personal training - Nassau County residents (1/2 hour each -5 sessions )	\$100.00 for five sessions
			xiii. Personal training – Non-residents (1/2 hour each – 5 sessions)	\$175.00 for five sessions
			xiv. Personal training - Nassau County residents (1/2 hour each -8 sessions )	\$150.00 for eight sessions
			xv. Personal training – Non-residents (1/2 hour each – 8 sessions)	\$265.00 for eight sessions
			xvi. Personal training - Nassau County residents (1/2 hour each - 12 sessions )	\$200.00 for twelve sessions
			xvii. Personal training – Non-residents (1/2 hour each – 12 sessions)	\$330.00 for twelve sessions
		nn.	Fitness/Aerobics Program	
			1. Registration Fee	\$6.00 per class
			i. 1-hour program, one class per week	\$60.00
			ii. 1-hour program, two classes per week	\$108.00
			iii. 1-hour program, three classes per week	\$155.00
			iv. 1-hour program, four classes per week	\$200.00
			v. ½-hour program, one class per week	\$33.00
			vi. ½-hour program, two classes per week	\$60.00
			vii. ½-hour program, three classes per week	\$88.00
			viii. ½-hour program, four classes	\$115.00

			per week	
		oo.	Youth classes	
			i. 30-minute class	\$55.00
			ii. 45-minute class	\$64.00
			iii. 90-minute class	\$82.00
		pp.	Vacation camp	
			i. Daily	\$38.00 per day
			ii. Weekly	\$165.00 per week
	7.	Active Duty Military and their spouse and children. Daily use of County Pools with valid Military ID		No Fee
<b>Z.</b>	<b>Tennis</b>			
	1.	Court use during peak season (dates to be determined by the Commissioner of Parks, Recreation and Museums)		\$5.50 per court per hour
	2.	Court use during non-peak season (dates to be determined by the Commissioner of Parks, Recreation and Museums)		\$3.50 per court per hour
	3.	Tournaments – Countywide (Single Elimination)		
	a.	Teams (Team Fee and each member pays an individual fee per section b)		\$11.00 per team
	b.	Individuals		\$11.00 per individual
	4.	Tournaments – Countywide (Single Elimination – Singles & Doubles)		
	a.	Singles Tournaments		\$11.00 per individual
	b.	Doubles Tournaments		\$11.00 per individual
<b>AA.</b>	<b>Volleyball League</b>			\$165.00 per team
<b>BB.</b>	<b>Summer Recreation Program</b>			\$900.00 per child

§ 4. Special fees. The Commissioner of Parks, Recreation and Museums is authorized to establish special or discount fees for services and programs to defray expenses incurred by the County for trophies, performers, security, utilities, administration, and other related expenses.

§ 5. Fee waivers. The Commissioner of Parks, Recreation and Museums is authorized to waive or reduce fees when he deems it to be in the best interest of the public.

§ 6. Admission tickets and Leisure Passports. A non-transferable ticket or other evidence of payment is required for admission to and use of facilities under the jurisdiction of the Department of Parks, Recreation and Museums. Resident discounts are available to holders of Leisure Passports. Leisure Passports are valid for three years. Proof of Nassau County residency is required for a renewal Leisure Passport. Except for golf, Leisure Passports are not required for children 12 years of age and under. Leisure Passports are required for persons 10 years of age and older for resident discounts for activities and services relating to the County's golf courses.

§ 7. Merchandise. The Commissioner of Parks, Recreation and Museums is authorized to establish prices for merchandise sold at facilities under the jurisdiction of the Department of Parks, Recreation and Museums.

§ 8. (a) The Commissioner of Parks, Recreation and Museums is hereby authorized to promulgate such rules and regulations relative to the use of any and all facilities, under his or her jurisdiction, as is deemed necessary and proper.

(b) Users of County Parks facilities shall abide by all rules and regulations established by the Commissioner of Parks, Recreation and Museums and shall obey all orders and directions of parks officials.

(c) Any violation of the rules and regulations established by the Commissioner of Parks, Recreation and Museums shall be punishable by law and, in the discretion of park

authorities, may subject the violator to the immediate revocation of the violator's privileges and cancellation of his or her entrance permit to Nassau County parks.

(d) All persons using Nassau County Parks' facilities do so at their own risk.

(e) The County assumes no responsibility for loss of personal property by any person using Nassau County Parks' facilities.

§ 9. 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.

§ 10. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 74 – 2014

AN ORDINANCE TO FIX CERTAIN FEES TO BE CHARGED BY  
THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, certain fees charged by the County of Nassau for services no longer cover the costs required to administer and process the services for which they are charged; and

WHEREAS, it is therefore necessary for the County of Nassau to fix such fees so that they cover the administrative costs associated with the operation of services of the departments; now, therefore

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

§ 1. Section 3 of Ordinance No. 105-1985, relating to procedures for the issuance of permits for opening of roads other than for County purposes, as last amended by Ordinance No. 187-2010, is amended to read as follows:

3. Each applicant for a permit shall accompany its application by a non-refundable fee of two hundred forty dollars (\$240) for each opening. The said fee is waived however, if the applicant is a municipal corporation duly organized under the laws of the State of New York. Each permit holder shall also be required to pay a fee of three hundred ninety nine dollars (\$399) for each opening to cover costs associated with the re-inspection subsequent to the repair of the roadway following the road opening.

§ 2. Section 9 of Ordinance No 266-1985, constituting the Nassau County Sewer Ordinance, as amended by Ordinance No. 100-C-2001 and 128-2006, is amended to read as follows:

SECTION 9 – Fees

9.1 General Permit

The fee for a General Permit shall be one hundred twenty dollars (\$120) payable on filing the application. Each permit holder shall also be required to pay a fee of three hundred ninety nine dollars (\$399) as a sewer permit inspection fee.

9.2 Special Permit

The fee for a Special Permit Shall consist of the following charges:

- (a) One hundred sixty dollars (\$160) to a maximum of eight hundred dollars (\$800) for Engineering reports.
- (b) An inspection charge of two percent (2%) of the estimated cost of the construction of the external sewers from the available County sewer to the point where the sewer enters the building. The estimated cost of construction is to be determined by the Commissioner. No work will commence until County Inspectors are on the job site. An inspection charge will not be made where the Owner is required to provide this service through others (see Section 13).
- (c) The fee for a Special Permit shall consist of the sum total of the charges described above and shall be payable before issuance of the permit.

9.3 Industrial Discharge Permit

The fee for an Industrial Discharge Permit shall be two hundred thirteen dollars (\$213) payable to the County on filing the application.

#### 9.4 Dye Testing

In each instance when a dye test is conducted to determine whether a building is equipped with a connection to the sewer system, and such test is not made for the sole use and benefit of the County, a minimum fee of one hundred sixty dollars (\$160) to a maximum fee of eight hundred dollars (\$800) per dye test shall be paid to the County by:

- (a) the person requesting such test, or
- (b) the owner of the premises on which such test is made when test is done to establish an illegal connection.

#### 9.5 Verification of Permit/Connection

A fee for the written verification of Permits issued for connection to the public sewer may be charged by the County. The fee shall be ninety-five dollars (\$95.00).

§ 3. Sections 3, 4, 5, 7 and 8 of Ordinance No. 76-2000, relating to the establishment of various fees for the Department of Public Works, as last amended by Ordinance No. 187-2010, are amended as follows:

- 3. The Commissioner of Public Works is hereby authorized to publish a GPS monumentation book based upon up to date information accumulated by him in loose leaf book form with provision for updating said information as required for a period of five years subsequent to publication. The GPS monumentation book shall be available for sale to the public at a price of two hundred seventy five

dollars (\$275) per volume, to include the aforesaid supplements for a five-year period.

4. The Commissioner is hereby authorized to establish a fee of two hundred nine dollars (\$209) for permits issued pursuant to subdivision (c) of Section 12-4.3 of the Nassau County Administrative Code relating to containers, boxes, dumpsters, or instrumentalities on County roads.

5. The Commissioner of Public Works is hereby authorized to establish a fee of nine dollars (\$9) per square foot for the reproduction of maps.

7. The Commissioner is hereby authorized to charge a fee of three thousand and five hundred dollars (\$3,500) and an additional one hundred and fifty dollars (\$150) per lot to review for an applicant submitting a subdivision map that requires the approval of the Commissioner of Public Works pursuant to Section 334-a of the Real Property Law. If an applicant is required to resubmit plans, the Department shall charge an additional fee of three hundred fifty dollars (\$350) for each occasion that plans are resubmitted.

8. The Commissioner of Public Works is hereby authorized to charge a fee of seven hundred and fifty dollars (\$750) to review applications for building permits pursuant to Section 239-f of the General Municipal Law that are forwarded by the various towns, cities and incorporated villages. The fee shall be waived for an application filed on behalf of a charitable organization, religious institution, or not-for-profit corporation or where the anticipated cost of construction is less than twenty five thousand dollars (\$25,000). A fee of three hundred seventy dollars (\$370) shall be charged for a re-review of a previously

rejected application for which a fee was required. If an application is made for a parcel that differs from the prior proposed use, a fee of seven hundred and fifty dollars (\$750) shall be charged. If the value of construction estimate is greater than two hundred and fifty thousand dollars (\$250,000) and is not a major or minor subdivision defined by §339a of the Real Property Law in addition to the base initial fee of seven hundred and fifty dollars (\$750) the applicant will be required to pay one half percent (.05%) of the estimated construction value.

§ 4. Section 1 of Ordinance No. 144-1990, as amended by Ordinance No. 128-2006, relating to various miscellaneous fees to be charged by the Department of Public Works, is amended to read as follows.

Section 1. The Department of Public Works is authorized to charge the following fees:

- (a) Cesspool coupons for scavenger waste at sewage plants

\$53 per 1,000 gallons

- (b) Plans and specifications for construction projects

\$106

- (c) Aerial photos on a scale of 1" = 200'

10 per sheet

§ 5. Section 6 of Ordinance No. 76-2000, as amended by Ordinance No. 41-2009 is amended to read as follows.

6. The Commissioner of Public Works is authorized to charge the following fees:

- (a) Standard Detail Sheets for Civil Engineering and Site Development

Construction

\$260

(b) Standard Specifications for Construction of Sanitary Sewers \$80

(c) Traffic Signal Standard Specifications \$80

§ 6. There shall be a penalty of three times the amount of the applicable permit fee for any violation of the terms and conditions or requirements of a road opening or sewer permit issued by the Department of Public Works or for any actions improperly undertaken without obtaining such a permit from the Department of Public Works

§7. Section XII of the Nassau County Planning Commission Regulations for the Subdivision of Land is hereby amended to read as follows:

	<b>Application or Filing</b>	<b>Fee</b>	<b>Commission Regulations Section</b>
A.	Minor Subdivision Applications, including Lot Line Adjustments	Residential \$600 per lot or unit Lot Line Adjustments \$300	IV(C)(10)
B.	Preliminary Map Applications	Residential \$600 per lot or unit Non-residential \$850 per lot or unit	V(E)(10)
C.	Final Map Applications	\$2,000 per map section filed	V(G)(7)
D.	Amended Map Applications	\$600	X(E)
E.	Appeals to the Planning Commission	\$600	IX(C)
F.	Condominium or Cooperative Conversion Exception Letter Requests	\$100	II(E)
G.	Variance from Commission Regulations	Residential - \$600 per variance Non-residential variance - \$850	IX(A)
H.	Bond and Cash Escrow Filing Fee	\$600	VII
I.	Reduction of Bond or Escrow	\$600	VII
J.	Release of Bond or Escrow	\$600	VII

K.	Extension of Time to File Maps or Deeds	\$600	X(D)
L.	Certified Copy of Resolution	Pursuant to applicable law	X(F)
M.	Environmental Assessment Form (EAF) Filing Fee	\$600	II(A)
N.	Draft Environmental Impact Statement (DEIS) Filing Fee	\$1,000 per acre	II(A)
O.	Final Environmental Impact Statement (DEIS) Filing Fee	\$2,000 per acre	II(A)
P.	Supplemental Environmental Impact State (SEIS) Filing Fee	\$2,000 per acre	II(A)
Q.	Inspection Fee	8% of the cost of the required public improvements and utilities, of their estimated cost, as established by the Commission	VIII
R.	Miscellaneous	\$500	N/A
S.	Re-hearing	\$500	N/A

§8. 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.

§ 9. This ordinance shall take effect immediately.



**PROPOSED ORDINANCE NO. 75 –2014**

AN ORDINANCE AMENDING ORDINANCE NO. 16-2011, AS AMENDED BY ORDINANCE NO. 90-2012, IN RELATION TO IMPOSING FEES TO DEFRAY ADMINISTRATIVE COSTS RELATED TO VARIOUS PROCESSING ACTIVITIES AT TPVA

WHEREAS, section 370 of the General Municipal Law establishes the Nassau county traffic and parking violations agency (“TPVA”) as a department of Nassau county government, to operate under the direction and control of the county executive; and

WHEREAS, pursuant to section 10(1)(ii)(9-a) of the Municipal Home Rule Law, the County of Nassau has the power to adopt and amend local laws relating to the fixing, levy, collection, and administration of charges, rates, and fees; and

WHEREAS, TPVA incurs costs related to tracking and processing scofflaws; and

WHEREAS, this Legislature recognizes that it is appropriate to shift the burden for financing these costs onto those motorists who have failed to pay the fines associated with their noncompliance with the County’s traffic regulation; therefore,

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

Section 1. Section 1 of Ordinance No. 16-2011, as amended by Ordinance No. 90-2012, is hereby amended to read as follows:

§ 1. The following administrative fees are authorized and fixed as follows:

<b>FEE NAME</b>	<b>FEES (in dollars)</b>
<b>FINAL DISPOSITION OTHER THAN NOT GUILTY FEE (“DRIVER RESPONSIBILITY FEE”) – PER TICKET</b>	30.00
<b>INITIAL DEFERRED PAYMENT FEE – PER TICKET</b>	15.00
<b>SUBSEQUENT DEFERRED PAYMENT FEE – PER DEFERRAL – PER TICKET</b>	10.00
<b>SCOFFLAW/DEFAULT JUDGMENT ADMINISTRATIVE</b>	15.00

<b>PROCESSING FEE</b>	
<b>DEFAULT CONVICTION ADMINISTRATIVE PROCESSING FEE – PER TICKET</b>	75.00
<b>MOTION TO VACATE DISPOSITION FEE – WRITTEN APPLICATION – PER TICKET</b>	125.00
<b>MOTION TO VACATE DISPOSITION FEE – ORAL APPLICATION – PER TICKET</b>	50.00
<b>TRANSFER OF NOTICE OF LIABILITY FEE – PER TICKET</b>	30.00
<b>CREDIT CARD CHARGEBACK PROCESSING FEE – PER TICKET</b>	25.00

§ 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 Ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20), 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. 76-2014

AN ORDINANCE AMENDING ORDINANCE NO. 358-1995, ESTABLISHING  
CERTAIN FEES TO BE CHARGED BY THE DEPARTMENT OF ASSESSMENT

WHEREAS, the Department of Assessment currently has the capability to produce radius maps; and

WHEREAS, villages, towns, and cities within Nassau County require radius maps whenever a variance is requested or, in some instances, when special use permits are requested; and

WHEREAS, said villages, towns, and cities are unable to produce said radius maps; and

WHEREAS, such radius maps are currently only available from private sector entities, such as engineering firms and surveyors; and

WHEREAS, this Legislature hereby finds and determines that action relating to such fees constitutes a Type II action pursuant to Title 6 of the New York Code of Rules and Regulations Section 617.5(c)(20) (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”) and within the meaning of Section 8-0109(2) of the New York Environmental Conservation Law; now, therefore,

BE IT ORDAINED by the Nassau County Legislature as follows:

Section 1. Section 1 of Ordinance No. 358-1995, as last amended by Ordinance No. 118-2007, establishing certain fees to be charged by the Department of Assessment, is amended to read as follows:

The Department of Assessment is authorized to charge the following fees:

Property Record Card

Owner	\$2.00 per card
Non-owner	\$3.00 per card
Received Grievance (2 or more parcels)	\$3.00 per parcel
Received Certiorari Writs (2 or more parcels)	\$5.00 per parcel

Letters

Age Letter	\$10.00
Verification of Assessment by Mail	
First Parcel	\$5.00
Each Additional Parcel	\$2.00

Memorandum of Apportionment/ Pro-rata Shares

Commercial and Industrial	\$100.00 per unit
Condominiums	\$100.00 per unit
Homeowners Association	\$100.00 per unit
Residential Development	\$100.00 per unit
One- or two-family home	\$25.00

Certificate of Apportionment for Tax Purposes

Commercial and Industrial	\$100.00 per unit
Condominiums	\$100.00 per unit
Homeowners Association	\$100.00 per unit
Residential Development	\$100.00 per unit
One-or two-family home	\$25.00

Letters Verifying Owner of Dwelling or Section, Block & Lot by mail	\$3.00
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Tax Maps—Filing Fees

One through three lots	\$25.00
Four through nine lots	\$50.00
Ten or more lots	\$100.00

Radius Maps

<u>100' Radius Map</u>	<u>\$100.00</u>
<u>200' Radius Map</u>	<u>\$150.00</u>

<u>300' Radius Map</u>	<u>\$200.00</u>
<u>500' Radius Map</u>	<u>\$300.00</u>
<u>Owners' Names only</u>	<u>\$50.00</u>
<u>Additional Copies</u>	<u>\$5.00 each</u>

§2. This Ordinance shall take effect immediately.

§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 fees for services provided by the Nassau County Department of Assessment is a "Type II" Action within the meaning of Section 617.5(c)(20) ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment") and Section 617.5(c)(37) ("actions of the Legislature and the Governor of the State of New York or of any court, but not actions of local legislative bodies except those local legislative decisions such as rezoning where the local legislative body determines the action will not be entertained") 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.

**PROPOSED ORDINANCE NO. 77 –2014**

AN ORDINANCE AMENDING ORDINANCE NO. 543-1995, AS AMENDED, WITH RESPECT TO THE SALARIES AND BENEFITS FOR CERTAIN “NON-CONTRACT” EMPLOYEES OF THE COUNTY OF NASSAU.

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

Section 1. Subsection b of section 5.3 of Ordinance No. 543-1995, as amended by Ordinance No. 80-A-2009, is hereby REPEALED, and a new subsection b is enacted as follows:

(b) Salaries for Police Department Heads

(1) A member of the Police Force in the County appointed after January 1, 2009, to the title of First Deputy Commissioner, Second Deputy Commissioner, or Chief of Department shall be entitled to a salary in an amount not more than five thousand dollars (\$5,000) greater than that of a member of the Police Force holding the title of Assistant Chief.

(2) A member of the Police Force in the County appointed after January 1, 2009, to the title of Chief of Patrol, Chief of Detectives, or Chief of Support shall be entitled to a salary in an amount not more than two thousand five hundred dollars (\$2,500) greater than that of a member of the Police Force holding the title of Assistant Chief.

(3) The salaries of the members of the Police Force appointed after January 1, 2009, to the title of First Deputy Commissioner, Second Deputy Commissioner, Chief of Department, Chief of Patrol, Chief of Detectives, or Chief of Support shall be adjusted as necessary to ensure compliance with this section.

(4) Notwithstanding the provisions of this section, no member of the Police Force appointed after July 1, 2014, to the title of First Deputy Commissioner, Second Deputy Commissioner, Chief of Department, Chief of Patrol, Chief of Detectives, or Chief of Support

who has not previously been appointed to one of these titles shall receive a salary in excess of one hundred ninety nine thousand dollars (\$199,000).

Section 2. A new subdivision 1 is hereby added to subsection c of section 5.3 of Ordinance No. 543-1995, as amended by Ordinance No. 80-A-2009, as follows:

(1) A member of the Police Force in the County hired on or after April 1, 2014, and subsequently appointed at any time after that date to the title of First Deputy Commissioner, Second Deputy Commissioner, Chief of Department, Chief of Patrol, Chief of Detectives, or Chief of Support shall be required to continue contributing to his or her health and other benefits in the manner set forth in the Collective Bargaining Agreement between the County and the Superior Officers Association.

Section 3. A new subdivision iii is hereby added to subsection a of section 4.1 of Ordinance No. 543-1995, as amended by Ordinance No. 4-2002, as follows:

4.1(a)(iii) For all employees hired on or after July 1, 2014, and earning a salary greater than thirty thousand (\$30,000.00) dollars, the employee shall contribute fifteen (15%) percent of the cost of the health insurance premium for single or family coverage and the County shall pay the balance of the health insurance premium of its officers and employees under the Government Employees' Health Insurance Program provided pursuant to Article XI of the Civil Service Law.

Section 4. 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 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.

Section 5. If any clause, sentence, paragraph, subdivision, section, or part of this title or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this ordinance, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 6. This ordinance shall take effect immediately.

**PROPOSED ORDINANCE NO. 78 – 2014**

AN ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE PAYMENTS OF EXEMPTIONS, REFUNDS, OR CREDITS FOR REAL PROPERTY TAX, SEWER AND WATER RENTS, RATES AND CHARGES AND ALL OTHER REAL PROPERTY TAXES TO BE MADE BY THE COUNTY OF NASSAU AS A RESULT OF PARTICIPATING IN THE SUPERSTORM SANDY ASSESSMENT RELIEF ACT, AUTHORIZING \$35,000,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.

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

§ 1. A capital expenditure to finance the payments of exemptions, refunds, or credits for real property tax, sewer and water rents, rates and charges and all other real property taxes to be made by the County of Nassau as a result of participating in the Superstorm Sandy Assessment Relief Act in the amount of \$35,000,000 is hereby authorized upon recommendation of the County Executive and by at least a two-thirds vote of the voting strength of the County Legislature, which expenditure shall be financed with the proceeds from the issuance of \$35,000,000 of bonds, for the making of said payments.

§ 2. The County of Nassau (the “County”) shall issue its bonds in the aggregate principal amount of \$35,000,000 pursuant to the New York State Local Finance Law (the “Law”) in order to finance the specific object or purpose or classes of objects or purposes (the “Purpose”) described in Section 1 of this ordinance.

§ 3. The County Legislature hereby determines that the period of probable usefulness of the Purpose for which said \$35,000,000 bonds authorized pursuant to this ordinance are to be issued, within the limitations of subdivision 33-b of paragraph a of Section 11.00 of the Law, is ten (10) years.

§ 4. 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 \$35,000,000. The plan of financing includes \$35,000,000 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 become due and payable.

§ 5. Each of the bonds authorized by this ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the County subject to applicable statutory limitations. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of said bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

§ 6. Subject to the terms and conditions of this ordinance and the Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 through 60.00 and Section 63.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the County Treasurer, the chief fiscal officer of the County.

§ 7. The County Treasurer is hereby authorized to cause such bonds and/or bond anticipation notes to be printed and to do such things as may be necessary to provide for the sale of such bonds and/or bond anticipation notes and to employ bond counsel to furnish to the purchaser or purchasers of such obligations an opinion as to their legality.

§ 8. The validity of any County bonds authorized by this ordinance and any County bond anticipation notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money; or

(b) the provisions of law which should be complied with at the date of the publication of this ordinance, or summary thereof, 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

(c) such obligations are authorized in violation of the provisions of the constitution of the State of New York.

§ 9. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as set forth 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 objects or purposes described herein.

§ 10. The Clerk of the County Legislature is hereby directed to publish this ordinance in full, or a summary thereof, together with a notice in substantially the form prescribed by Section 81.00 of the Law in the official newspaper of the County.

§ 11. 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 payments of exemptions, refunds, or credits for real property tax, sewer and water rents, rates and charges and all other real property taxes to be made by the County of Nassau as a result of participating in the Superstorm Sandy Assessment Relief Act is a "Type II" Action within the meaning of Section 617.5(c)(29) 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 such determination shall be maintained in a file, readily accessible to the public, at the office of the Clerk of the Legislature.

§ 12. This ordinance shall take effect immediately upon its adoption.



**PROPOSED ORDINANCE NO. 79 - 2014**

BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECTS SPECIFIED HEREIN WITHIN THE COUNTY OF NASSAU, AUTHORIZING \$14,400,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.

WHEREAS, pursuant to Section 310 of the County Government Law of Nassau County, the Nassau County Legislature by Ordinance No. 86-2013 approved and adopted the Capital Budget of the County of Nassau for the fiscal year beginning January 1, 2013 and ending December 31, 2013 (the “Capital Budget”); and

WHEREAS, pursuant to Section 310 of the County Government Law of Nassau County, the Nassau County Legislature by Resolution No. 101-2013 approved and adopted the four-year Capital Plan for the County of Nassau for the fiscal years 2013 – 2016 as may be amended (the “Capital Plan”); and

WHEREAS, pursuant to Section 310 of the County Government Law of Nassau County, the County Attorney of Nassau County is required to submit to the County Legislature such proposed bond ordinances as are necessary or desirable to authorize the bonds contemplated by the Capital Budget as approved and amended; and

WHEREAS, this bond ordinance is necessary to authorize such bonds for the purpose of funding the projects in the Capital Budget, as approved and amended, identified under the heading “Project” on Appendix A attached hereto and incorporated herein (each, a “Project”); and

WHEREAS, the Nassau County Department of Public Works submitted to the Nassau County Planning Commission an Environmental Assessment Form for each Project

annually in the budget of the County by appropriation for (a) the amortization and redemption of said bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the terms and conditions of this ordinance and the Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the County Treasurer, the chief fiscal officer of the County.

Section 8. The County Treasurer is hereby authorized to cause such bonds and/or bond anticipation notes to be printed and to do such things as may be necessary to provide for the sale of such bonds and/or bond anticipation notes and to employ bond counsel to furnish to the purchaser or purchasers of such obligations an opinion as to their legality.

Section 9. The validity of any County bonds authorized by this ordinance and any County bond anticipation notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this ordinance, or summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or
- (c) such obligations are authorized in violation of the provisions of the constitution of the State of New York.

Section 10. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as set forth 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 objects or purposes described herein.

Section 11. The Clerk of the County Legislature is hereby directed to publish this ordinance in full, or a summary thereof, together with a notice in substantially the form prescribed by Section 81.00 of the Law in the official newspaper of the County.

Section 12. This ordinance shall take effect immediately upon its adoption.

**APPENDIX A**  
**to Bond Ordinance**

Project Number	Project	Amount	PPU	LF	NYCRR	SEORA DETERMINATION
81011	Hazardous Waste Response Fund Phase II	\$ 14,400,000.00	5	11.00 a.35	617.5(c)(33)	Type II
	General Capital Total	\$ 14,400,000.00				

1. 100-132012

2. 100-132013

**PROPOSED ORDINANCE NO. 79 - 2014**

BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECTS SPECIFIED HEREIN WITHIN THE COUNTY OF NASSAU, AUTHORIZING \$14,400,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.

WHEREAS, pursuant to Section 310 of the County Government Law of Nassau County, the Nassau County Legislature by Ordinance No. 86-2013 approved and adopted the Capital Budget of the County of Nassau for the fiscal year beginning January 1, 2013 and ending December 31, 2013 (the “Capital Budget”); and

WHEREAS, pursuant to Section 310 of the County Government Law of Nassau County, the Nassau County Legislature by Resolution No. 101-2013 approved and adopted the four-year Capital Plan for the County of Nassau for the fiscal years 2013 – 2016 as may be amended (the “Capital Plan”); and

WHEREAS, pursuant to Section 310 of the County Government Law of Nassau County, the County Attorney of Nassau County is required to submit to the County Legislature such proposed bond ordinances as are necessary or desirable to authorize the bonds contemplated by the Capital Budget as approved and amended; and

WHEREAS, this bond ordinance is necessary to authorize such bonds for the purpose of funding the projects in the Capital Budget, as approved and amended, identified under the heading “Project” on Appendix A attached hereto and incorporated herein (each, a “Project”); and

WHEREAS, the Nassau County Department of Public Works submitted to the Nassau County Planning Commission an Environmental Assessment Form for each Project

identified as “Type I” or “Unlisted” under the heading “SEQRA Determination” on Appendix A attached hereto and incorporated herein (each a “Type I Project” or “Unlisted Project”); and

WHEREAS, the Nassau County Planning Commission, acting in an advisory capacity to the Nassau County Legislature, passed a resolution regarding such proposed action, a copy of such resolution being attached hereto as Appendix B and incorporated herein, recommending that the Legislature conclude that no further environmental review or action is required on such proposed action; 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 County Legislature of the County of Nassau as follows:

Section 1. 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 each Project identified on Appendix A attached hereto and incorporated herein as “Type II” under the heading “SEQRA Determination” is a “Type II Action” within the meaning of Section 617.5(c) 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. It is further hereby determined pursuant to the provisions of SEQRA, Part 617 of 6 N.Y.C.R.R. and Section 1611 of the County Government Law of Nassau County that each Project identified as “Unlisted” under the heading “SEQRA Determination” on Appendix A attached hereto and incorporated herein, has been determined not to have a significant effect on the environment. 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 2. A capital expenditure for financing the cost of the objects or purposes identified under the heading “Project” on Appendix A attached hereto and incorporated herein, in the County of Nassau, is hereby authorized upon recommendation of the County Executive and by at least two-thirds vote of the voting strength of the County

Legislature, the amount of such capital expenditure to be \$14,400,000, which shall be financed with the proceeds from the issuance of \$14,400,000 bonds.

Section 3. The County of Nassau (the "County") may issue its bonds in the aggregate principal amount of \$14,400,000 pursuant to the Local Finance Law of New York (the "LFL" or "Law") in order to finance the specific objects or purposes or classes of objects or purposes (hereinafter referred to as the "Purpose") described in Section 2 hereof.

Section 4. 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 \$14,400,000. The maximum estimated cost of each component Project of the Purpose is set forth under the heading "Amount" on Appendix A attached hereto. Each project amount listed on said Appendix A is specific to that project and may not be shifted between projects(s) without thirteen affirmative votes. The plan of financing, as set forth in the Capital Budget, as amended, and Capital Plan, includes \$14,400,000 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 become due and payable.

Section 5. The County Legislature hereby determines that the specific periods of probable usefulness (each, a "PPU") of each component Project of the Purpose for which said \$14,400,000 bonds authorized pursuant to this ordinance are to be issued, within the limitations of the applicable subdivision of paragraph a. of Section 11.00 of the Law identified under the heading "LFL" on Appendix A attached hereto and incorporated herein, are identified under the heading "PPU" on said Appendix A. The County Executive is hereby authorized and directed to make any necessary or desirable changes on Appendix A hereto to conform it to the Capital Budget and Capital Plan.

Section 6. Each of the bonds authorized by this ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax upon all the taxable real property within the County subject to applicable statutory limitations. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made

annually in the budget of the County by appropriation for (a) the amortization and redemption of said bonds and any notes issued in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the terms and conditions of this ordinance and the Law, and pursuant to the provisions of Section 21.00, Section 30.00, Section 50.00, Sections 56.00 to 60.00 and Section 63.00 of the Law, the powers and duties of the County Legislature relative to authorizing bond anticipation notes and the renewals thereof, determining whether to issue bonds with substantially level or declining annual debt service, prescribing the terms, form and contents of the bonds herein authorized, bond anticipation notes issued in anticipation of said bonds and the renewals thereof, and any other powers or duties pertaining to or incidental to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds and the renewals thereof, are hereby delegated to the County Treasurer, the chief fiscal officer of the County.

Section 8. The County Treasurer is hereby authorized to cause such bonds and/or bond anticipation notes to be printed and to do such things as may be necessary to provide for the sale of such bonds and/or bond anticipation notes and to employ bond counsel to furnish to the purchaser or purchasers of such obligations an opinion as to their legality.

Section 9. The validity of any County bonds authorized by this ordinance and any County bond anticipation notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this ordinance, or summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication; or
- (c) such obligations are authorized in violation of the provisions of the constitution of the State of New York.

Section 10. This ordinance shall constitute a statement of official intent for purposes of Treasury Regulations Section 1.150-2. Other than as set forth 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 objects or purposes described herein.

Section 11. The Clerk of the County Legislature is hereby directed to publish this ordinance in full, or a summary thereof, together with a notice in substantially the form prescribed by Section 81.00 of the Law in the official newspaper of the County.

Section 12. This ordinance shall take effect immediately upon its adoption.

**PROPOSED ORDINANCE NO. 80-2014**

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 June 9, 2014, 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>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
130,000	New York State Division of Criminal Justice	GRT	PD	AA	128,000.00
		GRT	PD	DD	2,000.00

§ 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- 2014**

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 13, 2014, 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:

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

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
\$ 40,000.00	NYS – Office of Homeland Security	GRT	PD	AA	\$ 32,542.38
		GRT	PD	AB	\$ 7,457.62

§ 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. 82 – 2014**

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 13, 2014, 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:

§ 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)
<b>\$29,900,000.00</b>					
\$14,300,000.00	NICE Federal Transit Administration Grants - Formula	GRT	RE	AA	\$ 200,922.00
		GRT	RE	AB	\$ 80,697.00
		GRT	RE	DE	\$ 8,018,381.00
		GRT	RE	LB	\$ 6,000,000.00
\$ 600,000.00	NICE Federal Transit Administration Grants – State of Good Repair	GRT	RE	DE	\$ 600,000.00
\$15,000,000.00	NICE Federal Transit Administration – Competitive/Earmark	GRT	RE	DE	\$ 15,000,00.00
					<b>\$ 29,900,000.00</b>

§ 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 –2014**

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, May 13, 2014, 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>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
112,500	NYS Office of Children & Family Services	GRT	SS	BB	1,901
		GRT	SS	DD	2,599
		GRT	SS	DE	108,000

§ 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. 84 –2014**

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

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 9, 2014, 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>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
317,000.00	New York Department of State	GRT	PR	DE	317,700.00

§ 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.



# LEGISLATIVE CALENDAR

NASSAU COUNTY LEGISLATURE  
NINTH MEETING  
NINTH MEETING OF 2014

MINEOLA, NEW YORK  
JUNE 16, 2014 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 PROPOSED LOCAL LAW NO. -2014**

A LOCAL LAW TO AMEND THE ADMINISTRATIVE CODE OF NASSAU COUNTY WITH RESPECT TO THE IMMOBILIZATION AND REMOVAL OF ILLEGALLY PARKED VEHICLES AND SCOFFLAWS. 208-14(PD)

2. **HEARING ON PROPOSED LOCAL LAW NO. -2014**

A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE IN RELATION TO THE VERIFICATION OF SECTION, BLOCK, AND LOT INFORMATION IN INSTRUMENTS PRESENTED FOR RECORDING. 210-14(AS)

3. **PROPOSED LOCAL LAW NO. -2014**

A LOCAL LAW TO AMEND THE ADMINISTRATIVE CODE OF NASSAU COUNTY WITH RESPECT TO THE IMMOBILIZATION AND REMOVAL OF ILLEGALLY PARKED VEHICLES AND SCOFFLAWS. 208-14(PD)

4. **PROPOSED LOCAL LAW NO. -2014**

A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE IN RELATION TO THE VERIFICATION OF SECTION, BLOCK, AND LOT INFORMATION IN INSTRUMENTS PRESENTED FOR RECORDING. 210-14(AS)

5. **RESOLUTION NO. 97-2014**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE ACTION CSEA AND LAURA GILDERSLEEVE, ET AL. V. COUNTY OF NASSAU, ET AL., PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 193-14(AT)

6. **ORDINANCE NO. 69-2014**

A ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE PAYMENT OF CERTAIN SETTLED CLAIMS AGAINST THE COUNTY OF NASSAU, AUTHORIZING \$2,668,971.87 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 194-14(AT)

7. **RESOLUTION NO. 98-2014**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE ACTION ENTITLED, JOHN SULLIVAN V. NASSAU COUNTY, ET AL., PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 226-14(AT)

8. **ORDINANCE NO. 70-2014**

A ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE PAYMENT OF CERTAIN SETTLED CLAIMS AGAINST THE COUNTY OF NASSAU, AUTHORIZING \$153,000.00 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 227-14(AT)

9. **RESOLUTION NO. 99-2014**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE ACTION ENTITLED, ALBERT DOERBECKER V. NASSAU COUNTY; 12-CV-2204, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 228-14(AT)

10. **ORDINANCE NO. 71-2014**

A ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE PAYMENT OF CERTAIN SETTLED CLAIMS AGAINST THE COUNTY OF NASSAU, AUTHORIZING \$1,020,000.00 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 229-14(AT)

11. **ORDINANCE NO. 72-2014**

AN ORDINANCE ESTABLISHING FEES FOR REGISTRATION IN THE COUNTY'S PROCUREMENT SYSTEM AND MAKING DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT. 151-14(PR)

12. **ORDINANCE NO. 73-2014**

AN ORDINANCE REPEALING ORDINANCE 199-2011, AS AMENDED BY 191-2012 AND FURTHER AMENDED BY ORDINANCE 242-2012, AND FURTHER AMENDED BY ORDINANCE 30-2014; ESTABLISHING FEES TO BE CHARGED BY THE DEPARTMENT OF PARKS, RECREATION AND MUSEUMS IN RELATION TO INCREASING THE FEES FOR THE USE OF CERTAIN PARKS, MUSEUMS, PLAYGROUNDS, ATHLETIC FIELDS, AND RECREATIONAL FACILITIES AND AUTHORIZING THE COMMISSIONER OF PARKS, RECREATION AND MUSEUM TO MAKE AND ENFORCE PARK RULES. 205-14(PK)

13. **ORDINANCE NO. 74-2014**

AN ORDINANCE TO FIX CERTAIN FEES TO BE CHARGED BY THE DEPARTMENT OF PUBLIC WORKS. 206-14(PW)

14. **ORDINANCE NO. 75-2014**

AN ORDINANCE AMENDING ORDINANCE NO. 16-2011, AS AMENDED BY ORDINANCE NO. 90-2012, IN RELATION TO IMPOSING FEES TO DEFRAY ADMINISTRATIVE COSTS RELATED TO VARIOUS PROCESSING ACTIVITIES AT TPVA. 207-14(TV)

15.

**ORDINANCE NO. 76-2014**

AN ORDINANCE AMENDING ORDINANCE NO. 358-1995, ESTABLISHING CERTAIN FEES TO BE CHARGED BY THE DEPARTMENT OF ASSESSMENT. 209-14(AS)

16.

**ORDINANCE NO. 77-2014**

AN ORDINANCE AMENDING ORDINANCE NO. 543-1995, AS AMENDED, WITH RESPECT TO THE SALARIES AND BENEFITS FOR CERTAIN “NON-CONTRACT” EMPLOYEES OF THE COUNTY OF NASSAU. 231-14(CE)

17.

**ORDINANCE NO. 78-2014**

A ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE PAYMENTS OF EXEMPTIONS, REFUNDS, OR CREDITS FOR REAL PROPERTY TAX, SEWER AND WATER RENTS, RATES AND CHARGES AND ALL OTHER REAL PROPERTY TAXES TO BE MADE BY THE COUNTY OF NASSAU AS A RESULT OF PARTICIPATING IN THE SUPERSTORM SANDY ASSESSMENT RELIEF ACT, AUTHORIZING \$35,000,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 230-14(OMB)

18.

**ORDINANCE NO. 79-2014**

A BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECTS SPECIFIED HEREIN WITHIN THE COUNTY OF NASSAU, AUTHORIZING \$14,400,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE, AND MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT, PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 232-14(PW)

19.

**ORDINANCE NO. 80-2014**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 212-14(OMB)

20.

**ORDINANCE NO. 81-2014**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 213-14(OMB)

21.

**ORDINANCE NO. 82-2014**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF PUBLIC WORKS.  
214-14(OMB)

22.

**ORDINANCE NO. 83-2014**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF SOCIAL  
SERVICES. 215-14(OMB)

23.

**ORDINANCE NO. 84-2014**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF PURCHASING.  
216-14(OMB)

24.

**ORDINANCE NO. 85-2014**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION  
ORDINANCE IN CONNECTION WITH THE PROBATION DEPARTMENT.  
217-14(OMB)

25. **RESOLUTION NO. 100-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE LAKEVIEW PUBLIC LIBRARY IN RELATION TO A PROJECT TO PROCURE AND INSTALL LIBRARY FURNITURE, COMPUTER HARDWARE AND RELATED ITEMS. 235-14(CE)

26. **RESOLUTION NO. 101-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND THE GERMAN AMERICAN CULTURAL COUNCIL. 196-14(PK)

27. **RESOLUTION NO. 102-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND UKRAINIAN CONGRESS COMMITTEE OF AMERICA, INC., L.I. CHAPTER. 197-14(PK)

28. **RESOLUTION NO. 103-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND THE NY GRAND LODGE FDN. INC.OSIA. 198-14(PK)

29. **RESOLUTION NO. 104-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND ARMENIAN AMERICAN NIGHT COMMITTEE. 199-14(PK)

30.

**RESOLUTION NO. 105-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND AFRICAN ATLANTIC GENEALOGICAL SOCIETY, INC. 200-14(PK)

31.

**RESOLUTION NO. 106-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND J AND A GLOBAL. 201-14(PK)

32.

**RESOLUTION NO. 107-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE DISTRICT ATTORNEY'S OFFICE, AND HOFSTRA UNIVERSITY. 202-14(DA)

33.

**RESOLUTION NO. 108-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, FRIENDS OF NASSAU COUNTY BAILEY ARBORETUM. 204-14(PK)

34.

**RESOLUTION NO. 109-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND CENTER FOR SCIENCE TEACHING & LEARNING. 219-14(PK)

35.

**RESOLUTION NO. 110-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU ACTING ON BEHALF OF THE DISTRICT ATTORNEY'S OFFICE AND FAMILY AND CHILDREN'S ASSOCIATION, INC. 220-14(DA)

36.

**RESOLUTION NO. 111-2014**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND SCIENCE MUSEUM OF LONG ISLAND. 221-14(PK)

37.

**RESOLUTION NO. 112-2014**

A RESOLUTION REQUESTING THE LEGISLATURE OF THE STATE OF NEW YORK TO ENACT AND THE GOVERNOR TO APPROVE AN ACT TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE, IN RELATION TO THE LEVY AND EXTENSION OF REAL PROPERTY TAXES ON CLASS FOUR REAL PROPERTY. 236-14(CE)

38.

**RESOLUTION NO. 113-2014**

A RESOLUTION AMENDING RESOLUTION 448-2001, AS AMENDED, ENTITLED "DESIGNATING BANKS AND TRUST COMPANIES FOR THE DEPOSIT OF MONIES RECEIVED BY THE COUNTY TREASURER." 211-14(TR)

39.

**RESOLUTION NO. 114-2014**

A RESOLUTION TO ACCEPT A GIFT OFFERED BY A DONOR TO THE NASSAU COUNTY POLICE DEPARTMENT. 222-14(PD)

40.

**RESOLUTION NO. 115-2014**

A RESOLUTION DESIGNATING A PORTION OF THE COUNTY ROAD KNOWN AS CENTENNIAL AVENUE BETWEEN BROOKSIDE AVENUE AND NASSAU ROAD AS "CHARLES McILWAIN WAY", AND DIRECTING THE DEPARTMENT OF PUBLIC WORKS TO INSTALL CONSPICUOUS SIGNAGE ALONG SAID ROADWAY. 192-14(LE)

41.

**RESOLUTION NO. 116-2014**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2014. 218-14(OMB)

42.

**RESOLUTION NO. 117-2014**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2014. 223-14(OMB)

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**NOTICE IS HEREBY GIVEN that the County Executive has executed the following personal service agreements, copies of which are on file with the Clerk of the County Legislature. These agreements are subject to approval or review, by the Rules Committee, and are listed for informational purposes.**

County of Nassau acting on behalf of Parks, Rec. & Museums and Eric Mordhorst.  
RE: Hotel/Motel Tax Grant Fund. \$2,640.00. ID# CQPK14000029.

County of Nassau acting on behalf of Parks, Rec. & Museums and LAR Enterprises, Inc.  
RE: Hotel/Motel Tax Grant Fund. \$11,816.00. ID# CQPK14000020.

County of Nassau acting on behalf of Parks, Rec. & Museums and LAR Enterprises, Inc.  
RE: Hotel/Motel Tax Grant Fund. \$18,670.00. ID# CQPK14000021.

County of Nassau acting on behalf of Parks, Rec. & Museums and Larry Moser.  
RE: Hotel/Motel Tax Grant Fund. \$3,132.00. ID# CQPK14000027.

County of Nassau acting on behalf of Parks, Rec. & Museums and James W. Foote.  
RE: Hotel/Motel Tax Grant Fund. \$3,850.00. ID# CQPK14000025.

County of Nassau acting on behalf of Parks, Rec. & Museums and Susan Maxwell.  
RE: Hotel/Motel Tax Grant Fund. \$22,000.00. ID# CQPK14000017.

County of Nassau acting on behalf of Parks, Rec. & Museums and Esperanza Schweiken.  
RE: Hotel/Motel Tax Grant Fund. \$1,500.00. ID# CQPK14000026.

County of Nassau acting on behalf of Social Services and New England Center for  
Children. RE: Foster Care/CSE Services. \$.01. ID# CLSS14000028.

County of Nassau acting on behalf of Social Services and Harmony Heights.  
RE: Foster Care/CSE Services. \$.01. ID# CLSS14000029.

County of Nassau acting on behalf of Social Services and F.L. Chamberlain Center, Inc.  
RE: Foster Care/CSE Services. \$.01. ID# CLSS14000033.

County of Nassau acting on behalf of Social Services and BOCES of Nassau County.  
RE: Day Care Services. \$.01. ID# CLSS14000034.

County of Nassau acting on behalf of Social Services and The Safe Center LI, Inc.  
RE: Child Abuse & Neglect. \$650,000.00. E-53-14 R-49-14.

County of Nassau acting on behalf of Information Technology and Quest Computer  
Products. RE: Maintenance. \$89,810.56. E-85-14 R-96-14.

County of Nassau acting on behalf of IT/GIS and NYU R.F. Wagner Graduate School.  
RE: NCGIS. \$.01. ID# CQIT14000004.

County of Nassau acting on behalf of Information Technology and Contemporary  
Computer Services, Inc. RE: Supplemental Staffing. \$.01. E-92-14 R-103-14.

County of Nassau acting on behalf of Public Works and DeBruin Engineering, P.C..  
RE: On Call Const. Management. \$.01. E-96-14 R-107-14.

County of Nassau acting on behalf of Public Works and Greenman-Pedersen, Inc. (GPI).  
RE: Construction Management. \$.01. E-64-14.

County of Nassau acting on behalf of Public Works and Steel Los III LLP.  
RE: 2014 Rent/Lease Expense. \$231,000.00. ID# CQPW1400005-01.

County of Nassau acting on behalf of Health and United Way of Long Island, Inc.  
RE: Grant Administration. \$10,896.00. ID# CLHE14000009.

County of Nassau acting on behalf of Police and National Medical Services, Inc.  
RE: Laboratory Services. \$450,000.00. E-17-14 R-12-14.

County of Nassau acting on behalf of County Attorney and Ryan, Brennan & Donnelly, LLP. RE: Special Counsel. \$5,000.00. ID# CQAT14000005.

County of Nassau acting on behalf of County Attorney and Ruskin Moscou Faltischek, P.C. RE: Special Counsel. \$24,000.00. ID# CQAT14000006.

County of Nassau acting on behalf of County Attorney and Freeman, Nooter & Ginsberg.  
RE: Special Counsel. \$750,000.00. E-59-14 R-54-14.

County of Nassau acting on behalf of County Attorney/CE and Robert J. Bishop.  
RE: Lobbying Services. \$60,000.00. E-11-14 R-21-14.

County of Nassau acting on behalf of County Attorney and Cecilia Ameranti-Byrne, Esq.  
RE: Special Counsel. \$25,000.00. E-58-14 R-53-14.

County of Nassau acting on behalf of County Attorney and Leahey & Johnson, P.C..  
RE: Special Counsel. \$85,000.00. E-61-14 R-86-14.

County of Nassau acting on behalf of County Attorney and Montfort, Healy, McGuire & Salley, LLP. RE: Special Counsel. \$25,000.00. ID# CQAT14000004.

County of Nassau acting on behalf of County Attorney and Bee Ready Fishbein Hatter & Donovan, LLP. RE: Outside Counsel. \$800,000.00. E-95-14 R-106-14.

County of Nassau acting on behalf of County Attorney and Crafa & Sofield, P.C.  
RE: Special Counsel. \$25,000.00. E-32-14 R-31-14.

County of Nassau acting on behalf of Parks, Rec. & Museums and Deborah Shields.  
RE: Ice Skating Instruction. \$4,995.00. ID# CQPK14000011.

County of Nassau acting on behalf of Traffic & Parking Violations Agency and Quest Computer Products. RE: Data Processing and Software. \$75,000.00. E-67-14 R-90-14.

County of Nassau acting on behalf of District Attorney and Joan L. Brody.  
RE: Grant Consultation Services. \$53,030.00. E-108-14 R-119-14.

County of Nassau acting on behalf of Social Services and Summit Security Services, Inc.  
RE: Investigation Services. \$775,428.00. ID# CLSS14000017.

County of Nassau acting on behalf of Social Services and MercyFirst.  
RE: Non Secure Detention Center. \$575,000.00. ID# CLSS14000030.

County of Nassau acting on behalf of Nassau County Office of Emergency Management  
and Resi Cooper. RE: Hurricane Sandy - Related Personal Services. \$24,000.00.  
E-62-14 R-87-14.

County of Nassau acting on behalf of Information Technology and RCG Information  
Technology. RE: Supplemental Staffing. \$50,000.02. E-109-14 R-120-14.

County of Nassau acting on behalf of Information Technology and SVAM International,  
Inc. RE: Supplemental Staffing. \$.05. ID# CLIT14000003.

County of Nassau acting on behalf of Health and Edith Vegoda.  
RE: Preschool Special Education. \$6,220.00. E-103-14 R-114-14.

County of Nassau acting on behalf of Human Services and Long Island Advocacy Center.  
RE: OMH Grant. \$22,542.00. ID# CLHS14000008.

County of Nassau acting on behalf of Public Works and CDM Smith LiRo Engineers,  
Inc. RE: Engineers Management. \$.01. E-80-14 R-92-14.

County of Nassau acting on behalf of Public Works and Bohler Engineering.  
RE: Engineering Services. \$27,200.00. E-81-14 R-93-14.

County of Nassau acting on behalf of Public Works and Rockville Risk Management,  
Inc. RE: Third Party Administration of Sandy Claims. \$225,000.00. E-82-14 R-121-14.

County of Nassau acting on behalf of Public Works/CA and Robert O'Brien, Esq.  
RE: Special Counsel. \$24,500.00. ID# CQPW14000003.

County of Nassau acting on behalf of County Attorney and Essey, LLC d/b/a/ The  
TemPositions Group of Companies. RE: Temporary Clerical Services. \$100,000.00.  
ID# CLAT14000006.

County of Nassau acting on behalf of Public Works and Lockwood, Kessler and Bartlett,  
Inc. RE: Construction Management. \$.10. E-76-14 R-67-14.

County of Nassau acting on behalf of Parks, Rec. & Museums and Janet Demarest.  
RE: Historic Storytelling. \$7,200.00. ID# CQPK14000014.

County of Nassau acting on behalf of Parks, Rec. & Museums and Mary Nagin.  
RE: Hotel/Motel Tax Grant Fund. \$3,132.00. ID# CQPK14000028.

County of Nassau acting on behalf of Parks, Rec. & Museums and Smith & Degroat Real Estate. RE: Occupancy Permit. \$5,000.00. E-63-14 R-57-14.

County of Nassau acting on behalf of Parks, Rec. & Museums and Charles Guthrie. RE: Hotel/Motel Tax Grant Fund. \$3,000.00. ID# CQPK14000019.

County of Nassau acting on behalf of Parks, Rec. & Museums and Leftfield Productions, Inc. RE: Hotel/Motel Tax Grant Fund \$9,000.00. ID# CQPK14000023.

County of Nassau acting on behalf of Office of Management & Budget and CCI Energy Solutions LLC. RE: Consulting Services. \$24,950.00. ID# CQBU14000005.

County of Nassau acting on behalf of Office of Assessment and Dr. Martin R. Cantor. RE: Personal Service Contract. \$24,900.00. ID# CQAS14000001.

County of Nassau acting on behalf of County Attorney and Sahn Ward Coschignano & Baker PLLC. RE: Outside Counsel. \$25,000.00. ID# CQAT14000007.

County of Nassau acting on behalf of County Attorney and James Gallagher, Esq. RE: Special Counsel. \$24,500.00. ID# CQAT14000008.

County of Nassau acting on behalf of Office of Community Development and Project GRAD Long Island, Inc. RE: CDBG. \$10,000.00. ID# CQHI14000009.

County of Nassau acting on behalf of Office of Community Development and Village of Bayville. RE: CDBG. \$44,000.00. ID# CLHI14000008.

County of Nassau acting on behalf of Office of Community Development and Village of Manorhaven. RE: CDBG. \$.01. ID# CLHI14000007.

County of Nassau acting on behalf of Social Services and Leake & Watts Services, Inc. RE: Foster Care. \$.01. ID# CQSS14000015.

County of Nassau acting on behalf of Human Services and People Care, Inc. RE: Housekeeper/Homemaker. \$.01. ID# CQHS14000036.

County of Nassau acting on behalf of Human Services and Aides at Home, Inc. RE: Housekeeper/Homemaker. \$.01. ID# CQHS14000033.

County of Nassau acting on behalf of Human Services and Garden City Hotel. RE: Conference/Luncheon. \$13,000.00. ID# CQHS14000082.

County of Nassau acting on behalf of Traffic & Parking Violations Agency and Receivable Collection Services, LLC. RE: Collections Services Contract. \$100,000.00. E-66-14 R-89-14.

County of Nassau acting on behalf of Public Works and RGR Landscape Architecture & Architecture, PLLC. RE: Design Services. \$.01. E-55-14 R-51-14.

County of Nassau acting on behalf of Public Works and Cameron Engineering & Associates, LLP. RE: Construction Management. \$.01. E-78-14 R-69-14.

County of Nassau acting on behalf of Parks, Rec. & Museums and Gary Reynolds Associates, Ltd. RE: Hotel/Motel Tax Grant. \$21,800.00. ID# CQPK14000050.

County of Nassau acting on behalf of Parks, Rec. & Museums and NY Travel Media LLC. RE: Hotel/Motel Tax Grant. \$20,000.00. ID# CQPK14000038.

County of Nassau acting on behalf of Parks, Rec. & Museums and Brian Rosenberg New York, Inc. (BRNY). RE: Hotel/Motel Tax Grant. \$21,275.00. ID# CQPK14000024.

County of Nassau acting on behalf of Parks, Rec. & Museums and Brian Rosenberg New York, Inc. (BRNY). RE: Hotel/Motel Tax Grant. \$24,725.00. ID# CQPK14000022.

County of Nassau acting on behalf of Parks, Rec. & Museums and Dean Karahalis/Concert Pops. RE: Hotel/Motel Tax Grant. \$9,000.00. ID# CQPK14000043.

County of Nassau acting on behalf of Parks, Rec. & Museums and Mickey's Entertainment Promotions. RE: Hotel/Motel Tax Grant. \$17,800.00. ID# CQPK14000052.

County of Nassau acting on behalf of Human Services and Allen Health Care Services. RE: Housekeeper/Homemaker. \$.01. ID# CQHS14000034.

County of Nassau acting on behalf of Human Services and Jzanus Home Care, Inc. RE: Housekeeper/Homemaker. \$.01. ID# CQHS14000035.

County of Nassau acting on behalf of Human Services and Family and Children's Association. RE: Case Management. \$744,588.00. ID# CQHS14000012.

County of Nassau acting on behalf of Human Services and Professional Health Trends, Inc. RE: Housekeeper/Homemaker. \$.01. ID# CQHS14000037.

County of Nassau acting on behalf of Human Services and Selfhelp Community Services, Inc.. RE: Housekeeper/Homemaker. \$.01. ID# CQHS14000037.

County of Nassau acting on behalf of Human Services and Herrick's Union Free School District. RE: Transportation. \$65,318.00. ID# CQHS14000019.

County of Nassau acting on behalf of Social Services and Family & Children's Association. RE: Div. & Proj. Indepen. \$1,781,519.00. ID# CLSS14000031.

County of Nassau acting on behalf of Social Services and Latham Centers, Inc. RE: Foster Care/CSE Services. \$.01. ID# CLSS14000037.

County of Nassau acting on behalf of Public Works and Cashin Associates, P.C. RE: Construction Management. \$.01. E-69-14 R-60-14.

County of Nassau acting on behalf of Public Works and Gibbons, Esposito & Boyce. RE: Construction Management. \$.01. E-68-14 R-59-14.

County of Nassau acting on behalf of Public Works and Haks Engineers, Architecture and Land Surveyors, P.C. RE: Construction Management. \$.01. E-77-14 R-68-14.

County of Nassau acting on behalf of Public Works and Morganti Group, Inc... RE: Construction Management. \$.01. E-86-14 R-97-14.

County of Nassau acting on behalf of Public Works and McKissack & Mckissack. RE: On Call Construction Management. \$.01. E-98-14 R-109-14.

County of Nassau acting on behalf of Public Works and Arcadis of NY, Inc. RE: On Call Construction Management. \$.01. E-101-14 R-112-14.

County of Nassau acting on behalf of Public Works and GEB Hirise. RE: On Call Construction Management. \$.01. E-104-14 R-115-14.

County of Nassau acting on behalf of Public Works and Cashin Associates, P.C... RE: On Call Construction Management. \$.01. E-105-14 R-116-14.

County of Nassau acting on behalf of County Attorney and Campanelli & Associates, P.C. RE: Special Counsel. \$.01. E-126-14 R-141-14.

County of Nassau acting on behalf of Fire Commission and Arthur Wilder DVM. RE: K-9 Veterinary. \$3,500.00. ID# CQFC14000002.

County of Nassau acting on behalf of Comptroller and Albrecht, Viggiano, Zureck & Company, P.C. RE: 2012 CAFR Amended Services. \$67,500.00. E-116-14 R-131-14.

County of Nassau acting on behalf of CASA-SA and Christian Voice. RE: Media. \$2,000.00. E-121-14 R-136-14.

County of Nassau acting on behalf of Information Technology and SVAM International, Inc. RE: Supplemental Staffing. \$611,840.05. E-91-14 R-102-14.

County of Nassau acting on behalf of Parks, Rec. & Museums and Animal General of East Norwich. RE: Hotel/Motel Tax. \$3,500.00. ID# CQPK14000047.

County of Nassau acting on behalf of Human Services and Zogby Analytics. RE: Market Research & Development. \$16,900.00. ID# CQHS14000085.

County of Nassau acting on behalf of Social Services and Newco ALP, Inc. (Island Assisted Living). RE: Assisted Living Program(ALP). \$.01. ID# CQSS14000043.

**THE NASSAU COUNTY LEGISLATURE WILL  
CONVENE NEXT**

**COMMITTEE MEETINGS**

**MONDAY JUNE 30, 2014 at 1:00PM**

**AND**

**FULL LEGISLATURE MEETING**

**MONDAY JULY 14, 2014 at 1:00PM**