1.

Meeting Minutes

Documents:

FULL SESSION, 12-17-18.pdf
RULES COMMITTEE, 12-17-18.pdf

2.

Rules Committee Meeting

Documents:

12-17-18 RULES COMMITTEE MEETING.pdf

2.I.

Rules Committee Meeting

Documents:

R-12-17-18.pdf

3.

Legislative Calendar

Documents:

12-17-18.pdf

4.

PROPOSED ORDINANCES 12-17-18

Documents:

PROPOSED ORD. 199-18.pdf
PROPOSED ORD. 200-18.pdf
PROPOSED ORD. 201-18.pdf
PROPOSED ORD. 202-18.pdf
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PROPOSED ORD. 195-18.pdf
PROPOSED ORD. 196-18.pdf
PROPOSED ORD. 197-18.pdf
PROPOSED ORD. 198-18.pdf

5.

Additional Information

Documents:

R-12-17-18 ADDENDUM.pdf
651-18.pdf

NASSAU COUNTY LEGISLATURE

RICHARD NICOLELLO
PRESIDING OFFICER

LEGISLATIVE SESSION

County Executive and Legislative Building
1550 Franklin Avenue
Mineola, New York

Monday, December 17, 2018
1:23 P.M.

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

LEGISLATOR RICHARD J. NICOLELLO
Presiding Officer
9th Legislative District

LEGISLATOR HOWARD KOPEL
Deputy Presiding Officer
7th Legislative District

LEGISLATOR DENISE FORD
Alternate Presiding Officer
4th Legislative District

LEGISLATOR KEVAN ABRAHAMS
Minority Leader
1st Legislative District

LEGISLATOR SIELA BYNOE
2nd Legislative District

LEGISLATOR CARRIE SOLAGES
3rd Legislative District

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LEGISLATOR DEBRA MULE
5th Legislative District

LEGISLATOR C. WILLIAM GAYLOR III
6th Legislative District

LEGISLATOR VINCENT T. MUSCARELLA
8th Legislative District

LEGISLATOR ELLEN BIRNBAUM
10th Legislative District

LEGISLATOR DELIA DERIGGI-WHITTON
11th Legislative District

LEGISLATOR JAMES KENNEDY
12th Legislative District

LEGISLATOR THOMAS MCKEVITT
13th Legislative District

LEGISLATOR LAURA SCHAEFER
14th Legislative District

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LEGISLATOR JOHN FERRETTI, JR.
15th Legislative District

LEGISLATOR ANDREW DRUCKER
16th Legislative District

LEGISLATOR ROSE WALKER
17th Legislative District

LEGISLATOR JOSHUA LAFAZAN
18th Legislative District

LEGISLATOR STEVEN RHOADS
19th Legislative District

MICHAEL PULITZER
Clerk of the Legislature

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Full Leg - 12-17-18

LEGISLATOR NICOLELLO: Please rise for the Pledge of Allegiance. Legislator Tom Mckevitt would you lead us in the Pledge of Allegiance.

(Whereupon Pledge of Allegiance was recited.)

LEGISLATOR NICOLELLO: Thank you Legislator Mckevitt. Mr. Pulitzer please call the roll.

MR. PULITZER: Thank you. Roll call.

Deputy Presiding Officer Howard Kopel.

LEGISLATOR KOPEL: Here.

MR. PULITZER: Alternate Deputy Presiding Officer Denise Ford.

LEGISLATOR FORD: Here.

MR. PULITZER: Legislator Siela Bynoe.

LEGISLATOR BYNOE: Here.

MR. PULITZER: Legislator Carrie Solages.

LEGISLATOR SOLAGES: Here.

MR. PULITZER: Legislator Debra

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Full Leg - 12-17-18

Mule.

LEGISLATOR MULE: Here.

MR. PULITZER: Legislator C. William Gaylor the third.

LEGISLATOR GAYLOR: Present.

MR. PULITZER: Legislator Vincent Muscarella.

LEGISLATOR MUSCARELLA: Here.

MR. PULITZER: Legislator Ellen Birnbaum.

LEGISLATOR BIRNBAUM: Here.

MR. PULITZER: Legislator Delia DeRiggi-Whitton.

LEGISLATOR DeRIGGI-WHITTON: Here.

MR. PULITZER: Legislator James Kennedy.

LEGISLATOR KENNEDY: Here.

MR. PULITZER: Legislator Thomas McKevitt.

LEGISLATOR MCKEVITT: Here.

MR. PULITZER: Legislator Laura Schaefer.

LEGISLATOR SCHAEFER: Here.

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MR. PULITZER: Legislator John Ferretti, Jr.

LEGISLATOR FERRETTI: Here.

MR. PULITZER: Legislator Arnold Drucker.

LEGISLATOR DRUCKER: Here.

MR. PULITZER: Legislator Rose Marie Walker.

LEGISLATOR WALKER: Here.

MR. PULITZER: Legislator Joshua Lafazan.

LEGISLATOR LAFAZAN: Here.

MR. PULITZER: Legislator Steven Rhoads.

LEGISLATOR RHOADS: Present.

MR. PULITZER: Minority Leader Kevan Abrahams.

LEGISLATOR ABRAHAMS: Here.

MR. PULITZER: Presiding Officer Richard Nicolello.

LEGISLATOR NICOLELLO: Here.

MR. PULITZER: We have a quorum.

LEGISLATOR NICOLELLO: Thank you very much Mr. Pulitzer.

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Full Leg - 12-17-18

Welcome everyone to our final legislative meeting of the year. We have several items to take care of before we start with the business of the legislature. We have presentations for our top cops for the month of December. We have a couple of points of personal privilege recognizing some Nassau County residents who have accomplished some great things and then we will go to the public comment portion and then to the legislative business. I can tell you that the public comment I only have few slips and most of those relate to items that are on the calendar.

Why don't we get started with the presentation for the top cops for the month of December. Mr. James McDermott from the Nassau County PBA, Commissioner Pat Ryder from the Nassau County Police Department.

MR. MCDERMOTT: Once again, thank you to the legislature for doing this every month. Good afternoon. This is legislative top cop of December of 2018. Nassau County police officer Matthew Grogan from the Fifth

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Precinct.

On November 25, 2018 approximately nine a.m. Officer Grogan, while working RMP 503 and patrolling the Franklin Square area, received a call for an armed robbery with a gun. Officer Grogan responded to the victim's apartment in Franklin Square. The victim explained to officer Grogan that his wife had threatened him with a handgun in the parking lot of LA Fitness. The subject then drove to the apartment in Franklin Square where she took $80,000 in cash from the victim's safe and threatened her stepson with the same handgun if he called the police. The subject then fled the scene in a Toyota Camry with Illinois plates. The victim told officer Grogan that he believed the subject might try to leave the state.

Officer Grogan quickly gave a notification over the police radio and an alarm was put out for the Toyota Camry. He then notified the detectives who attempted to trace the subject's cell phone. The trace of the subject's cell gave a GPS location near

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LaGuardia Airport.

Quickly thinking, officer Grogan then contacted his brother, who is here with us today, Kevin Grogan, a Port Authority officer in LaGuardia Airport and gave his brother the details about the subject and her vehicle. Officer Kevin Grogan then notified additional Port Authority police officers. Within minutes the Toyota Camry was located in the airport parking lot.

Shortly thereafter Port Authority police located the subject as she was about to board a plane headed to North Carolina. She was apprehended and placed under arrest. Port Authority recovered $67,000 in cash in the subject's handbag.

Due to officer Grogan's quick thinking located this dangerous subject was located and arrested just minutes before fleeing to North Carolina. We are proud to name him legislative top cop of December 2018.

COMMISSIONER RYDER: This is one of the easier ones. Great job by our police

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officers working together with our partners in the Port. Happened to be his brother. But we work with our law enforcement agencies around us all the time using those tools, using the squad. Great job. Cop thinking outside the box and protecting our victims. Congratulations to him and his brother. Thank you.

MR. GROGAN: I just want to thank the county leg for bringing me out and PBA president Jim McDermott and along with everybody in the PBA, field training officer Tom McMann for giving me all the training and my brother and the rest of the Port Authority. Thank you.

LEGISLATOR NICOLELLO: Legislator Muscarella.

LEGISLATOR MUSCARELLA: As one who represents the Fifth Precinct and very frankly, I have five brothers, and when I have a difficulty, when I have something important, the best thing I can do is call upon my brothers. I think the real story here is that officer Matt did what he had to do as a member

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of the Nassau County Police Department. But then when he thought that he could solve something by going a little bit outside the box and calling his brother and enlisting the aid of his brother, that police officers and police departments could work together to solve a crime. For that I want to thank the both of you. Really, you are both top cops and we congratulate you. God bless you.

LEGISLATOR NICOLELLO: Minority Leader Abrahams.

LEGISLATOR ABRAHAMS: Thank you Presiding Officer. I just wanted to take the opportunity really quick obviously just to congratulate and thank our Nassau County Police Department. These are very heroic actions. Thank you so much for what you do. This also transcends the image of the police department as well as the PBA.

I wanted to take the time for a point of personal privilege just to recognize the fact that we just hosted our ninth annual holiday giving and the PBA has been forthright in making sure that that event goes off

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without any hitches. Members of the PBA were there. We were able to donate and get gifts to well over 1,000 children on Saturday and it wouldn't be done without the PBA. So I want to thank Jimmy McDermott for that.

Then I want to thank the commissioner. Earlier in the month we hosted, with the Nassau County Police Department Foundation, with Toys for Tots. We hosted a toy parade throughout our district where the commissioner was there, kicking soccer balls and throwing footballs to kids. But we were able also with the toy parade be able to donate thousands of gifts to many children that are in need during this holiday season. And I want to thank the commissioner, thank the PBA president Jimmy McDermott. This are the good things that we want to be able to see. These experiences and interactions are so important for all of our children throughout our county to be able to see this. I want to thank them for doing this as well. Thank you gentlemen.

LEGISLATOR NICOLELLO: Legislator

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Full Leg - 12-17-18

DeRiggi-Whitton and Legislator Walker.

LEGISLATOR DERIGGI-WHITTON: Just real quick. I also want to thank the Nassau County Police Department for helping with the largest collection in the nation of toys which was held here at the Nassau Coliseum on December 2nd. Commissioner Ryder stayed throughout the pouring rain. His hair got a little messed up but he still stuck around and he was loading the trucks as well as we had the color guard, we had the marines and we collected over 50,000 toys. It was an amazing day and I always appreciate your support. So thank you.

LEGISLATOR ABRAHAMS: I want to apologize. I misspoke. In regards to the parade it was Toys for Hope not Toys for Tots. Toys for Tots was on Saturday.

LEGISLATOR NICOLELLO: Legislator Walker.

LEGISLATOR WALKER: I too would like to thank all the officers involved in and I understand there were actually three other Port Authority officers that were involved and

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unfortunately they all weren't allowed to come here today. So please extend our thank you to each and every one of them too. We can't thank you enough for all you do day in and day out. God bless you all.

LEGISLATOR NICOLELLO: We will do the presentation of DAI and we will call you guys up in a moment. President John Wighaus from the Nassau County's Detectives Association for purposes of a presentation.

MR. WIGHAUS: Thank you. Good afternoon. I would like to thank Presiding Officer Nicolello, Minority Leader Abrahams and the full legislative body for honoring our detectives today.

Today we have detectives Lance Zimmerman, Tristan Setto and Frank Rarulo from the First Squad. The detectives were assigned to investigate a robbery with a firearm in the Uniondale area. While at the scene the detectives were able to obtain a surveillance video, which upon review, showed the subject pulling a revolver from his waist band while dropping a partially lit cigarette to the

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ground. The video also revealed the subject's auto, a Chevrolet Sonic with white registration plates containing red lettering and white stickers on the windshield.

The detectives recovered the cigarette that was dropped at the scene by the subject and submitted it for DNA evaluation. The subject's auto was determined to be an Enterprise rental car rented to an individual who resides in the West Hempstead area. The detectives located the auto and were able to secure two witness statements naming the subject of the robbery only with his street name of Fly.

The detectives responded to Hempstead PD who knew the subject and provided a photo, which was later shown to the witness who confirmed that he was the person responsible for taking that rental vehicle. The subject was later located and arrested in the Hempstead area. The DNA results were positive and conclusive for the defendant.

Due to detectives Zimmerman, Setto and Rarulo's thorough investigation, keen

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observation skills and witness interviews, a dangerous armed felon was taken off the streets of Nassau County.

I, along with the Detectives Association, would like to thank the full legislative body again for the continued support of the detectives and the police department of Nassau County and wish you all a happy holiday. Thank you.

COMMISSIONER RYDER: As we all know, the police officers are the backbone of the department. But it's the squad that puts it all together. They fix the problems. They find out and put those clues together. Today we will be announcing we are promoting 15 brand new detectives this morning because of the support that we get from this leg. So it's a great day for the Nassau County Detective Division. Thank you.

LEGISLATOR NICOLELLO: Alternate Deputy Presiding Officer Ford.

UNIDENTIFIED SPEAKER: I want to thank the county residents for their continued support, the legislature, our fellow

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colleagues here and thank you.

LEGISLATOR FORD: We owe you the thanks and you really did a great job. I have to say that while the technology helps, it is the training, the professionalism of our detectives that enabled these crimes to be solved. A lot of times we look at of course all of the TV shows and the movies about CSI and whether or not they are investigating crimes. And they always make it look so easy because Hollywood can do it like in 60 minutes. But I know that's not how fast these things can be resolved. You have to put in a lot of time and effort into reviewing everything, looking at, going after people who may be able to give you some information. I know that a lot of hours and a lot of time.

I have to say thank you very much for being the devoted public servants that you are. I think that you help to make Nassau County very, very safe. It's always comforting when a crime is committed we can have it resolved. Let's a lot of people feel so much better as a result of it. So thank

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you very much and keep up the good work.

LEGISLATOR NICOLELLO: Thank you gentlemen as well for this incredibly resourceful way in which you solved this crime. At the end of the year we recognize the top cops every month, the detectives, the superior officers, the Police Benevolent Association cops on the street. We've had instances in which their investigations have solved and prevented crimes. It prevented suicides and prevented flights from prosecution. They have helped solve identity theft and they've also helped to give birth. I can only say that you guys are the very best that there is and all of Nassau County residents at this time of year especially are thankful for the service that you provide in keeping us safe. Thank you all.

Minority Leader Abrahams.

LEGISLATOR ABRAHAMS: I just wanted to concur with the sentiments of the Legislator Ford and Presiding Officer Nicolello. Obviously, I know your job is not always the easiest, and, quite frankly, many

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in this room would not want to trade jobs with you. But that being said, the Nassau County Police Department throughout the year we have seen and heard these stories, we had the pleasure to hear them throughout the year at least once a month, and to hear these stories of either heroic actions or saving people or making our community safer is truly a testament of your will and your ability.

Obviously, part of your job is trying to encourage and work with our communities, and I encourage you to keep trying to keep doing. I know that some folks don't want to participate or don't want to be willing witnesses because they're worried about retribution from whatever is happening in many parts of our county. But I want to encourage you to keep doing.

There's a group of people here today on another item, but they are here from the Uniondale area, obviously some young men from Freeport that are here as part of their recognition as well. But this is the future of the county and communication and

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transparency and working with these folks is how it continues to make your jobs easier but at the same time make our communities safer. Which is what everybody wants. Continue to keep up the great work guys. We appreciate it. Thank you again.

LEGISLATOR NICOLELLO: We would just invite you to come up to the dais for the presentation of the citations.

We have two quick presentations from the legislators and then move to the public comment. Legislator Gaylor do you have a point of personal privilege, correct?

LEGISLATOR GAYLOR: Yes, I do. Thank you Presiding Officer. It's always a pleasure when we can recognize those in our communities, in our towns and villages for the great things that they accomplish. We just witnessed that today with the police department. We have a few more with the schools obviously in other districts. But so infrequently do we get an opportunity to recognize one amongst us.

So yesterday Hofstra University and

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the community came to together to recognize one of us who has consistently demonstrated over the course of time her outstanding dedication and commitment to the overall community. So it was a pleasure yesterday to be a part of a presentation to Legislator Siela Bynoe when she received the coveted and distinguished George M. Esterbrook Award for Overall Excellence.

So, a few fellow legislators were able to participate in that ceremony with me including Legislator Rhoads, Legislator Drucker and quite a few other elected officials who showed up. We took time out to recognize one of our own. I felt it so important that we as the public recognize Legislator Siela Bynoe today for receiving that award. Congratulations Siela.

LEGISLATOR BYNOE: Thank you Presiding Officer. I'd like to thank C. William Gaylor the Third legislator and also chairman of the Esterbrook Foundation and also Legislator Steve Rhoads for nominating me to receive that award. A lot of people think

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that because we sit on opposite sides of the aisle that we don't have relationships and we don't see the value in each other. It was very humbling to have been nominated by two of my colleagues and to have such a warm, warm introduction that was authored and delivered by Legislator Rhoads yesterday. My heart is full and caught off guard today and surprised by you acknowledging that today and I thank you from the bottom of my heart.

LEGISLATOR NICOLELLO: Legislator Steve Rhoads for a presentation.

LEGISLATOR RHOADS: I'm actually going to -- I will speak second I guess. I will defer to Debra Mule if that's okay.

LEGISLATOR MULE: Thank you Presiding Officer and Legislator Rhoads. Freeport is represented by three different legislators, myself, Legislator Rhoads and Legislator Abrahams. We couldn't be more proud to honor and recognize the extraordinary efforts of the Freeport High School football team this year, who not only won the Long Island championship, but also was given the

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Rutgers Cup. Which for those of you who don't know, that's the prize awarded to -- on Long Island there are four different divisions depending on the size of your school. There are Long Island championships for each of those. The team that people feel was the best overall on Long Island they get what's called the Rutgers Cup. Freeport won this. You've won it a number of times. I know it's been six Long Island championships won.

Freeport has a very storied history with football. They have won over 500 football games over the course of their history. Which only one or two other teams have done. They were undefeated this year. I live in Freeport. I used to be on the Freeport school board. My daughters graduated from Freeport. Were on the marching band and one was a cheerleader. So I've attended a lot of football games.

I knew right after the first or second game this year that this team was special. And I certainly heard coach Sallen say it a number of times. I knew you were

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going all the way. That you were going to win the championship. It was pretty obvious. I had a lunch bet for one of the championship games with one of my colleagues who thought that his team was going to win. I knew that was a safe bet and I enjoyed my lunch very much.

So we wish to honor you and recognize you and of course the other legislators want to say a few words. But I think we would be remiss if we didn't recognize the efforts of the coaches. It was without your hard work and your vision and your ability to instill teamwork, because that's what this team was all about, it was about teamwork, that's what made this team so successful. Without their hard work under the direction of head coach Russ Sallen and all of the assistant coaches this never would have happened.

As a very, very proud Freeporter I say thank you. You represent the best of Freeport and what I know to be Freeport as it is. That it's a great place, a great school

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and you guys represent us well. Thank you so much.

LEGISLATOR NICOLELLO: Legislator Rhoads.

LEGISLATOR RHOADS: Thank you Presiding Officer. I too want to join Legislator Mule's comments and I'm sure Legislator Abrahams' comments he will make after me congratulating the Freeport team for their amazing accomplishment.

Winning is a tradition. A little bit of a tradition here is I would like to give a little recap of their season. Winning is certainly a tradition for the Freeport football team and the Red Devils embarked on this journey of a Long Island championship season long before they even played a single play this fall. Started back in pee wee days for many of them. For some it started in middle school. But in high school that dream had an opportunity to become a reality. As the saying goes, we are not new to this we are true to this. Freeport football certainly embodies this quote.

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They are consistent contenders for the county championship title and the Long Island championship crown. Last season even though the suffered a tough loss to Oceanside in the county title game, instead of letting that hold them down these young men used it as motivation to propel them through the off season to work harder and make sure they achieved an impressive victory this season.

Freeport during the regular season ran the gauntlet of task and finished with an unblemished regular season record of 8 and 0, including a dominant performance in their third game of the season against defending county champion Oceanside to whom they lost in the county championship game. They delivered a statement win by shutting Oceanside out with a final score of 38 to nothing.

Also this season Freeport not only accomplished an unblemished record, but the program, as Legislator Mule referred to, also celebrated the incredible accomplishment in a defeat of Uniondale by the score of 41 to 7 in their last regular season game they achieved

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their 500th win in Freeport Red Devil history. The Red Devils all time record from 1913 to 2018, that's 106 years, is 500 wins against 344 losses 29 ties. Freeport is only the third team in Long Island history to win 500 games behind Lawrence who has won 542 and Garden City that's won 519. A true testament to what is a historic program.

In the first two rounds of the playoffs Freeport would go on to defeat Syosset and Uniondale by a combined score of 89 to 27 displaying their dominance. In the county championship they would face a familiar foe in Oceanside and Freeport played with heart. They also played with desire and domination and walked off the field as county champions again shutting out Oceanside by a score of 42 to nothing this time.

In the Long Island Championship game they faced county champion of Suffolk William Floyd. Both teams have historic and dominating programs on Long Island. However, Freeport got the edge in an exciting game with a final score of 20 to 19 became the Long

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Island champions. It was truly a team win from start to finish. They got the lead back with under five minutes and defended the one point lead for four. Bending but never breaking.

It is a true testament to the character, to the courage of the fine young men who were on the Freeport Red Devils team this year. Not only did they win the Long Island championship but again, as Legislator Mule alluded to, they received the, earned the award as Rutgers Cup champion which recognized the overall dominance of their team and division this year. I want to join my colleagues in congratulating you, the coaching staff, the administration and really everyone on just an outstanding season. We could not be more proud of you.

This is honor that you will take with you. You will remember your teammates this season for the rest of your life. Whatever you go on to accomplish in the rest of your lives you always have the opportunity to look back at your experience this season

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fondly and know that you were part of something special. Congratulations to each and every one of you. We couldn't be more proud.

LEGISLATOR ABRAHAMS: I think such as Legislator Mule and Legislator Rhoads have said I'm not going to repeat much of what they said but obviously we are very proud of you. I think it's a very, very bright occasion. I want to thank the coaches, the teachers, the parents, you the players, your colleagues at school. None of this would have happened without you working together.

I want to take a bit of a different note. Obviously you put the work in practice and the work in practice turned out to be a great success on the field. But I wanted to talk a little bit about the fact of the relationships you have built with each other in high school on this team working together to be able to go for one result. Don't take that for granted. You have a tremendous opportunity where you are building the foundation for friends that hopefully you will

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have over the next 20, 40 years. Those are friends you're never going to be able to replace or be able to find with that level of time.

I think football and actually sports does that. It builds that level of commitment towards team more than any other sports. And I truly believe you developed a very unique opportunity. Relish it now.

Then as a point of personal privilege, my colleague, he's not here right now, Vinnie Muscarella, he represents the Garden City area, Garden City has a good team too. Coach, we got to work out something where we have to get a Nassau County championship here. I would love to put up our Red Devils versus those Garden city boys any day of the week. We got to work that out.

Again, I want to congratulate each and every one of you on your tremendous success. Keep it up and we're very proud of you. God bless.

Almost forgot. Is Terrence Edmunds here today coach? Terrence may know this or

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not, when Freeport won the championship a couple of years ago, his brother actually played for the team, Chris, and Chris, when he came, he brought a figurine of himself and a brought in a signed football. No pressure but I'm waiting for my figurine and for my signed football. I'm just kidding. But it shows you how this has transcended. I hope Chris is doing well and Terrence it's good to see you are doing well. God bless you guys again.

LEGISLATOR NICOLELLO: Coach, you want to come up and say a few words on behalf of your team.

MR. SALLEN: It's really a pleasure to be here. I thank the county legislators for having us. It's a real honor. This team, unlike many of the other teams we've had, and we've had a lot of good teams team, this team had something. You can't quite put your finger on it. They had something. You kind of knew it early on. That being said, you still have to get it done. Regardless of how good you are, how good you think you can be, you still have to

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go out and do it. These guys they did it. Myself and the other coaches are very proud of them. They really deserved it. Thank you.

LEGISLATOR NICOLELLO: By the way, you guys can stick around if you want to hear the rest of what we do today or you are free to leave whenever it's convenient for you. It's probably an easy choice.

Legislator Josh Lafazan for the purpose of a presentation.

LEGISLATOR LAFAZAN: Thank you Presiding Officer. It's my distinct privilege to invite up coach Joe Marchetta, coach Ian Incremona, athletic director Drew Cronin and the Nassau County double A champion girls soccer team to please come up to the podium.

Today is a really special day for me as I'm proud to not only host the team from my alma mater of Syosset High School but I've actually known many of these extraordinary young women from years as their referee, their tutor and their coach and some from interning on my campaign just last year. This incredible group of young women have made our

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community so proud as they are fresh off a Nassau Class double A championship title beating East Meadow -- sorry Legislator McKevitt -- in penalty kicks to secure their victory. Not only Kendall Halpern play goalie for PKs, but when the team needed a goal she actually took off the gloves and delivered the deciding tally.

With overall record of 8-6-2 what is most impressive about this group is not just your play on the field but it's the fact that this team continued to be loaded all season long not only for your sportsmanship but for your fidelity to Syosset PRIDE. Which for my legislators on the dais who don't know what that acronym is it's Syosset patience, respect, integrity, dignity, empathy. I still got that right? This group assembled here is the very best among us and I am so deeply proud to call myself your legislator. Before I recognize the individual team members I do want to turn it over to my counterpart in Syosset Legislator Arnold Drucker.

LEGISLATOR DRUCKER: Thank you

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very much Josh. Having been a lifelong Plainview resident, growing up a mile down the road from Syosset, it was always frustrating because we believe that there's something in Syosset's water because Syosset just kicked our butt in every single sport. But it doesn't surprise me that the Syosset girls are champs because you are champs in every respect. That school district, that school is A-1 in everything that they do. Now that I'm a legislator and I share Syosset with Josh I can call you my own as well. On behalf of myself, my district and the Nassau County Legislature I want to offer my congratulations to all of you as well. Thank you.

LEGISLATOR LAFAZAN: Thank you Legislator Drucker. I just want to say again you are the very best among us and you make my hometown so proud. Looking forward to celebrating with all of you pretty soon.

For those in attendance today we have Sasha Chirinkin, Ava Emmerich, Samantha Etess, Emily Karp, Rachel Kitagawa, Becca Korn, Sara Krotz, Emily Locker, Camyrn Miller,

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Lauren Santella, Kaitlyn Shin, Carly Weisfeiner, Zoe Winston, Lexi Wolf, Lauren Gschweng, Kendall Halpern, Skylar Keating, Ally Milas, Riley Kelly, Daniella Romano, Kelly Batkiewicz, Avani Brandt, Nikki Fanelli, Isabella Lee, Riley Miller, Emma Romano, Isbella Romano and Eve Waldhauser. Coach we are so proud of you. Congratulations.

MR. MARCHETTA: Thanks very much. I would like to reiterate a couple of comments made about teamwork and the experience that these high school student-athletes have. Not all students in our school have the opportunity to experience what these young ladies have. We make it a point to take a step back every once in a while and really appreciate what we have and what we get to experience together. I would like to congratulate our team as well as the Freeport team. I know they are not here. They really do have an amazing opportunity for growth personally to prepare them for the next step in life when they leave high school.

Thanks very much again and our

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community support at our playoff games was amazing and this just takes it to a whole new level here. Thank you very much again.

LEGISLATOR NICOLELLO: Now moving to the public comment portion of the meeting. Most of the slips, I have a number of them, relate to items on the calendar. I'm not sure if the people who have put slips in want to wait until the calendar is called. Let me first say anyone on the Coliseum want to speak now on the development of the Coliseum property as opposed to when we want call the item?

MR. MAGNANI: My name is John Magnani. I live at 1993 Lilac Drive in the Hempstead township of Salisbury. I'm a proud resident and member of the Commercial Industrial Brokers Society, acronym CIBS, the largest commercial brokers organization on Long Island. I'm also the director of the commercial division for Daniel Gale's Sotheby's International Realty.

We are in constant contact with all of Long Island major employers and we hear

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their concerns, difficulties and desires. The most underlying and common topics are access to younger demographic employees, diversified housing stock and both transit and employment oriented districts offering more live-work-play communities.

From an economic standpoint the multiplier effect of a $1.5 billion development means years of good paying architectural, engineering and legal jobs, additional years of good paying construction jobs and subsequent permanent jobs. This development will increase local tax base revenues without shifting the burden of property tax shortfalls to the residents. CIBS therefore endorses this project and would ask the town board to consider all we have said before rendering any land use decisions. Thank you.

LEGISLATOR NICOLELLO: Thank you.

MS. KREYE: Mary Ellen Kreye, 436 Locust Avenue, Uniondale. In 1853, before the Civil War, New York Times reported that people

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in my community changed the name from Turtle Hook to Union Dale. Unity is our watch word. We are united in seeking an equitable community benefit agreement and a project labor agreement in writing. Further, there must be a mechanism such as a community benefits monitor to enforce the agreements. It is essential that the Uniondale community stakeholders are a large part of the continuing process for defining the agreements as the details are confirmed.

Uniondale is the primary impacted community, there is no question about that, and wants to mesh and unite this important new development into our vibrant and strong community. In order to do this we need recognition as the primary impacted community with significant representation on the planning committee. Thank you.

MS. MAYNARD: My name is Jeannine Maynard from 255 Perry Street in Hempstead. I'm also the co-facilitator of the GUAC coalition, the Greater Uniondale Action Coalition. Again, yes, our community is

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united in having a position that we support, that we are recognized as the primary impacted community for this project. And we also support that there will be an agreement in writing for the framework of benefits and project labor agreement, and we are also hoping that there will be restrictions on any PILOT and any other discussion.

We support that there will be a mechanism to enforce these agreements such as a community benefits monitor or some other entity that's developed with this project and we support that the community stakeholders will be represented on any advisory committee that will be developed to advise and follow through on any agreement that's made.

We believe that what gets measured gets done and we also are looking for full transparency. We are aware that the site plan is not yet developed as a firm agreement. So we are looking for that information. As the details unfold we are looking to be part of that process of developing the agreements that's developed at that time.

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I will say that the Uniondale community additionally wants to be marketed with this project so that it is not just the Nassau Hub. It is Uniondale's Hub and it is one of our landmark areas and we want the recognition of community name as the project develops. Thank you.

MS. JACOBS: Good afternoon. Pearl Jacobs, president of the Nostrand Garden Civic Association in Uniondale. I am in favor of the Hub development as long as downtown Uniondale is part of this positive transformation in that everyone involved in this project keeps in mind the name of the development site is Uniondale.

My vice president, Heidi Sanft, attended the Nassau County Planning Commission meeting last Friday and she spoke with the board members who stated their support in preserving Uniondale's identity at the Hub. Uniondale will be most significantly affected by this project, traffic, sewage, infrastructure et cetera. Uniondale should be given the highest level of consideration in

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regard to any community benefits agreement along with representation on this community benefits agreement advisory committee. Thank you.

MS. MEREDAY: Meta J. Mereday, Baldwin resident. As it pertains to the Nassau County Veterans Memorial Coliseum Project, I am definitely looking forward to the discussions with regard to the inclusion of veteran-owned businesses, minority and women-owned businesses and not having presentations before this body and to only hear that a package has been given to the Minority Affairs Committee. That is unacceptable. We need results. We need actual projects. We need actual benchmarks to establish some type of trend that currently does not take place in Nassau County.

The New York City comptroller recently in his making the grade report gave the city a grade of D plus in its minority, women and veteran business inclusion and their numbers surpass consistently and significantly what the county does as it pertains to diverse

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business inclusion. Again, that is unacceptable.

As it pertains to this major project in this county, be advised that those of us who come to this body on a regular basis and are very active and very vocal will make it known, because as I said before when there were less people in the room, I can't afford to sue the county because unfortunately you don't seem to win lawsuits and it just impacts those of us who are the residents. Again, be mindful that we need to focus specifically on the inclusion to provide contracting opportunities for veterans, certified disabled veterans, minorities and women as pertains to this particular project. In all aspects of it, from the professional services, investing as well as construction, technical assistance, security et cetera. Otherwise, I'm very encouraged by this.

And lastly, I'm definitely encouraged by the fact that this county will finally, after much fighting, much battle, be getting an inspector general that will be

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looking over the contracting aspects of this county so that there is the hope that we can look at diversity and inclusion going in to next year.

And lastly, PILOTs. Not a good word. Not a good acronym. Be very careful when you determine how you are going to fund these various and sundry projects. Again, let's stop looking at who we need to bring to Long Island and let's focus on the people who are still working hard to stay here on Long Island and Nassau County. Local residents and their young people need jobs and they need security in their own homes. Let's focus on charity beginning at home. Thank you.

MS. BRADY: Martha Ann Brady 517 Miles Court, Uniondale. I would like to remind the legislators not to forget history. The Nassau Veterans Memorial Coliseum, Marriott hotel, that whole property, was part of Mitchel Field, which was designated in 1917 by the state of New York as part of Uniondale. So if you are referring to the Hub or the Nassau Veterans Memorial Coliseum

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please add Uniondale to it. It is important to us who have lived there many years and I'm 70 years and going on 71 years in Uniondale. It's a wonderful town. Thank you.

LEGISLATOR ABRAHAMS: I want to thank each and every one of you and the legislature didn't get an opportunity that there are two rows of folks, maybe three rows of folks that are here to talk about the points that I believe speakers have brought up, whether it was Mary Ellen, Pearl or Jenny Maynard came up to speak about. I think from that standpoint I want to encourage them or ensure them that their concerns have been addressed in this community benefits agreement, the monitor, the formula, the committee.

Obviously, as you know, based off of the makeup of the committee, myself and the presiding officer do have selections in regard to those picks. As always, we will be listening to the residents of Uniondale and the stakeholders of Uniondale, which many of them are here today, to ensure that the makeup

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of the committee is inclusive of the Uniondale community. I know some of you may have to run at some point before we get an opportunity to consider the item, but I just wanted to let you know that that is a part of the agreement. And from that standpoint we will also verify that vis-a-vis on the record at the time when we call the item. I wanted to make sure you knew that as well.

LEGISLATOR NICOLELLO: Just to let you know, we are going to call the item in a few minutes. I don't know if you want to speak now or wait until the item is called.

I have a couple of slips with respect to mental health training. You want until that item is called or to say a few words now?

MR. MALEKOFF: Andrew Malekoff. I live in Long Beach. I'm executive director of the North Shore Child and Family Guidance Center. We are a children's mental health agency that served all of Nassau County since 1953. This is my 41st year with the organization.

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Full Leg - 12-17-18

I'm here this afternoon to lend my support to the mental health first aid training bill which aims to educate designated county employees to recognize the symptoms of mental illness and substance use disorders, take steps to de-escalate a crisis and make timely and relevant referrals to appropriate service providers in Nassau County.

In considering whether there is a need to implement such training consider this. Every day, every day that is, 290 Americans die due to suicide or a drug overdose. With timely and appropriate intervention many of these tragedies could have been prevented. The mental health bill recommends the use of a curriculum developed by the National Counsel of Behavioral Health of which we are a member organization. Mental health first aid is a live training course which uses role playing and simulations to demonstrate how to access a mental health crisis, select interventions and provide initial help as well as connect persons to resources.

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The training focuses on early detection and intervention by teaching participants about the signs and symptoms of specific illnesses such as anxiety, depression, schizophrenia, bipolar disorder, eating disorders and addictions and assessing for the risk of suicide or harm.

2018 marks the tenth anniversary of the federal Mental Health Parity and Addiction Equity Act which requires that health insurers treat illnesses above the neck the same as illnesses below the neck with respect to access to timely and affordable care. There is still a very long way to go towards health insurance complying with this and towards New York State enforcing the law.

In the mean time, Nassau County can be a leader in eradicating stigma and discrimination by educating its personnel to better understand these illness. Develop skills to detect and intervene and enable individuals to access care in a community. I strongly endorse this bill. Thank you for introducing it and taking the time to consider

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its value. Thank you.

LEGISLATOR NICOLELLO: Pete Gaffney.

MR. GAFFNEY: Good evening. Pete Gaffney, Westbury-Carle Place School District. I was here the other night for the assessment meeting. While I was walking to go wait on line with the other 700 residents I was handed this little attack piece. Since the election this is now the third one I've received. This one happens to attack the Republicans. The other two I received attacked the Democrats. All were anonymous. You can take this stuff that's anonymous. If they don't have the guts, I was thinking of a different words but I will say guts, to put their name on it let's just throw it out. We all need to work together. The election is over. We got to do the benefit of what the people need in Nassau County.

Next thing. New York State put out this report. I don't know if you've seen it. But it's pedestrian motor crash vehicles in Nassau County since 2011 through 2015. Fatal

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crashes 142. Deaths. Injury crashes 4,191. Non-injury crashes 224. Total 4,557 crashes. And they go into the actual layout. I'm going to leave this in case anybody hasn't seen this. This is actual numbers from New York State on what Nassau County reports.

Another reason why I'm here is the safety of residents on Old Country Road. There was just another fatality down in Westbury. That's four in the past two years. It's just out of control. Drivers are out of control. The pedestrians are out of control. They don't understand the rules of the road. It's kind of got to stop. I'm doing this because of a selfish thing. Over at the Nassau Hub, on the retail Hub, on Old Country Road over there, in the next three years there's over 2,000,000 square feet of retail space that's going to be coming from Lesser Home all the way over. Traffic is a nightmare on Old Country Road. I don't understand why we don't have no right turns on some of the roadways over there.

Being selfish, part of it is

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because Old Country Road becomes a parking lot. Especially at rush hour. They now come down the secondary and tertiary roads like Cherry Lane. They come down Cherry Lane and cut through and go to Westbury Avenue all to bypass the all the garbage that's going on over by retail so you get onto the parkway and Jericho Turnpike.

Westbury Avenue. I know there is some work in place. The reality is it's such a small road. People coming down and driving so fast. Some cement trucks they use that now as our highway. They are actually breaking mirrors and things like that and continuing to go on. It's a total disaster. I'm asking the legislature we need to have some remediation. Traffic enforcement is very important. If we teach the public what to do maybe something will change. Thank you and have a great holiday everybody.

LEGISLATOR NICOLELLO: Thank you Pete. That's all the time we have for public comment. We will move to the legislative calendar. I'm going to call the first item

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which is the Hub. When I do call the development of the Coliseum property I'm going to do something a little different. Instead of the legislators speaking first I'm going to call up the speakers who are here. We have a number of them and let them speak first.

But the first item is a resolution as to procedure to appoint a Nassau County inspector general.

I will move that. Seconded by Minority Leader Abrahams.

Just briefly before we bring up Jodi Franzese, the process was we solicited interest. We solicited resumes on a nationwide search. We did receive resumes from across the nation. Both the minority and majority looked at the resumes separately. We then picked the ones we wanted to interview to go to the next step and the ones that overlapped -- there were a number of them -- were the ones we decided to interview. The committee interviewed several candidates and we arrived at one. We were very impressed by each and every one of the individuals who

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applied for this position.

We were extremely impressed in particular by Jodi Franzese, who is going to be the nominee for this position. She has experience in the District Attorney's Office. Has been working with the New York City Inspector General. She has all the abilities and skills to be an excellent investigator and proactively attack issues that saves this county money. The law gives her incredible powers, full powers to do what she has to do in terms of investigations. And she has all the tools and I believe she has all the skills to make this a dramatic improvement for the county. I don't know if you want to say anything Minority Leader.

LEGISLATOR ABRAHAMS: I just also want to indicate that this was a very extensive process. We started out last year at this time last year actually approving the legislation and from there working in a bipartisan manner, working on the ad, publishing the ad, reviewing the resumes. From reviewing the resumes going into actually

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conducting the interviews.

I concur with the Presiding Officer that doing it in a process in this manner we truly, I believe, got the best candidate and I think Ms. Franzese represents that. Her experience and her know how in her previous jurisdictions are going to bode very well for Nassau County residents and for this legislative body and the county as a whole.

As we look forward to the actual vote on this item, I think Ms. Franzese took the opportunity to meet with both sides to share her experiences as well as any potential questions she had and our caucus enthusiastically will be supporting her nomination of inspector general for Nassau County.

LEGISLATOR NICOLELLO: Ms. Franzese, if you want to say a few words.

MS. FRANZESE: Thank you. I'll try to keep it short. Good afternoon distinguished members of the Nassau County Legislature. My name is Jodi Franzese as you know and I'm honored to be here today as the

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committee's nominee for Nassau County Inspector General. And I really appreciate the opportunity to discuss my qualifications for this important role. If I'm confirmed today, I would like to assure this body that I will do everything in my power to live up to their expectations and to ethically and capably serve the people of Nassau County.

I'm a graduate of St. John's Law School and I have been a member of the New York State Bar for more than 21 years. I have spent 20 of those years in public service both as a state prosecutor and as an inspector general in New York City.

My career in public service began at the Suffolk County District Attorney's Office. I spent more than 17 years there working with and learning from dedicated, seasoned prosecutors who respected the rule of law and endeavored every day to do the right thing and to promote the cause of justice.

During my tenure there I conducted and supervised numerous economic crime investigations. I directed detectives,

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investigators and auditors in complex fraud investigations including identity theft, tax fraud, larceny embezzlements and contract fraud. I have tried many cases to verdict and worked closely with the Suffolk County Police Department the Suffolk County Sheriff's Office and federal law enforcement agencies.

My time at the Suffolk County DA's office taught me the value of teamwork and collaboration and that a dedicated public servant can truly make a difference in people's lives. I am proud to say that my reputation was that of an ADA who was fair, ethical and honest. Someone who was not focused on her conviction record, but instead on obtaining a fair and just outcome in every case. I am confident that the values I have learned at the DA's office will serve me well as the Nassau County Inspector General. Specifically the importance of being guided solely by the facts in evidence and remaining true to and focused on the public interest.

In 2015 I accepted an inspector general's position at the New York City

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Department of Investigation where I oversaw several agencies. One of which was the Department of Citywide Administrative Services. This agency procures over one billion dollars in goods and services per year and manages the city's real estate.

During my first year as their IG we issued two significant public reports. After the highly publicized death of your six year old New York City child Zimear Perkins, I was requested by DOI leadership to oversee the New York City Administration for Children Services. ACS is one of the largest child welfare agencies in the country with a budget of over $3 billion.

During my tenure at DOI, I built strong professional relationships with key law enforcement partners, including the five boroughs district attorney's offices, the US Attorney's Offices for the Southern and Eastern Districts, the New York State AG's Office, the FBI and the United States Postal Service.

If confirmed, I will work to build

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those same quality relationships with the heads of county agencies and this legislature in service to the Nassau County Inspector General's oversight mission.

I have benefitted greatly from working with the many dedicated and hard working public servants at DOI. They are devoted to DOI's mandate, protective of the resources and integrity of the city agency that we oversee and principled as they go about the business of being the city's watchdog.

At DOI I have had the opportunity to supervise investigators, auditors, data analysts, attorneys and administrative staff. I'm an experienced manager with a proven ability to build a team that upholds the highest professional standards, exercises sound independent judgement and produces an exemplarily work product.

As a former prosecutor and inspector general I am both excited and humbled to be considered for the position of Nassau County's first inspector general. I am

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a proud Nassau County resident and I have chosen to raise my family here. Our county needs this office for many reasons. To identify corruption and mismanagement, to combat fraud, waste and abuse and also to enhance the public's trust in government itself.

I believe that my career over the last 20 years has prepared me to meet the challenges of this position. I'm confident that I have the qualities and experience to lead the Nassau County's Inspector General's office in its vital and important role. If I am confirmed today by this body, I will utilize all of my skills and experience to build the Nassau County Inspector General's Office that Nassau County residents can trust, rely on and be proud of. Thank you.

LEGISLATOR NICOLELLO: Thank you Ms. Franzese. Legislator Drucker has a word or two.

LEGISLATOR DRUCKER: Thank you Presiding Officer. Ms. Franzese, I want to tell you it's really uplifting and inspiring

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to me personally, and I believe I would be able to speak on behalf of my colleagues on the legislature, especially on the committee that was formed. You were a unanimous bipartisan choice for this job even though we did have a lot of qualified candidates. But your vast and varied experience, coupled with your energy, your passion, your intellect convinced us all on the committee that you were and are the right person for this job.

First of all, I hope that you would draw on your experience in the economic crimes bureau and as inspector general to assist you in tackling this very important job. We intend to support you and your office in any way we can. But was also have high expectations of you to ensure that the public trust in our county government is restored and always remains high. Good luck.

MS. FRANZESE: Thank you sir. And I have high expectations of myself too so I'm right with you.

LEGISLATOR NICOLELLO: Any other discussion? Comments? Any public comment?

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Legislator Birnbaum.

LEGISLATOR BIRNBAUM: I just want to say that I am very impressed with your background and credentials and I feel that we at the legislature are honored to have you come and assume the first person to be holding this role. And it was a long fought battle to get this job approved by the legislature and it's really gratifying that we have reached the point where we can all approve a person with your background and credentials to take the helm of this new department actually. So, I'm glad you will be here and wish you well.

LEGISLATOR NICOLELLO: Anyone else? Legislator Lafazan.

LEGISLATOR LAFAZAN: Thank you Presiding Officer. Congratulations and I know we got a chance to speak prior. People like to shine a spotlight on one deficit which at every level of government there seems to be a financial deficit these days. But I think the deficit that is far more pervasive and insidious is the trust deficit at municipalities across the country. Today is

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an important step to restoring the public trust. I think you will be focal point. I do want to thank Legislator Drucker and all my colleagues who served on the committee I think we found the right person. I will be a resounding yes and look forward to working with you.

LEGISLATOR NICOLELLO: Legislator Ford.

LEGISLATOR FORD: I have to say that I know we found the right person, and going through this process has been daunting. And we are so thrilled that you accepted when we offered it to you that you agreed to come here and allow us to vote for you. All I can say is that I know that the cream has risen to the top. Thank you very much and good luck with everything and I look forward to working with you.

LEGISLATOR NICOLELLO: Any public comment?

MS. MEREDAY: I too am very encouraged by this appointment. I believe it was at least four years in the making if not

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more. This is what happens I guess when the voice of the people do speak. That it seems there was a change in the wind following the election in 2017. However we came to this point we are here. I'm encouraged and I do hope that our new inspector general basically does practice what she preaches because we do have the significant lack of public trust. But we still, those of us who are still here, those of us that are still trying to fight the zombie homes that are creeping up in our neighborhoods and trying to keep our seniors and veterans secure and whole, we still want to protect the interests that kept us here for many of us who have been here for two and three generations.

I'm encouraged by your statements and I am hopeful as I stand before this body that this position does not become a hockey puck that becomes politically expedient to either increase or diminish at the will or the whim of the majority. Because again, people will be watching and the voices of those who elected you and didn't elect some of you who

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are no longer sitting before me that's because the voices of people have spoken.

Again, I'm encouraged and I do encourage our new inspector general to seek opportunities and individuals across all demographic spectrums so it does reflect and does represent the interests of all parties that are involved and have needs specific to that. I was also encouraged by the fact that when I was here two weeks ago, when there weren't as many people in the room, when I asked the question about the amount of power that she has I was encouraged that she has full subpoena power. I do believe that goes across to the top of the leadership within Nassau County. If that is true, then I'm also very encouraged because if this is a new broom the residents out here who pay the second highest taxes in the country expect you to sweep it clean. Thank you.

LEGISLATOR NICOLELLO: Thank you Ms. Mereday. Hearing no further public comment, ask for a vote. All in favor signify by saying aye. Those opposed? Passes

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unanimously. Congratulations Ms. Franzese. You are free to go and celebrate.

Next item is item 8, an ordinance authorizing the county executive on behalf of the county to executive a second amendment to amended and restated Coliseum lease, between the county as landlord and Nassau Events Center LLC as tenant of certain premises located in Uniondale, Town of Hempstead and authorizing the county executive to execute all pertinent documents in connection therewith.

I'll move that. Seconded by Minority Leader Abrahams. We need to make an amendment to that. Actually, before we do that, we need an emergency. Then we will amend the item and call the public speakers. Read the emergency.

MR. PULITZER: Yes, sir. An emergency resolution declaring an emergency for immediate action upon an ordinance authorizing the county executive on behalf of the County of Nassau to execute a second amendment to amend and restate Coliseum lease

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between the County of Nassau as landlord and Nassau Events Center LLC as tenant of certain premises located in Uniondale, Town of Hempstead, County of Nassau, State of New York, said property known as Section 44, block F, lots 351 and 415 on the land and tax map of the County of Nassau and authorizing the county executive to execute all pertinent documents in connection therewith.

LEGISLATOR NICOLELLO: Thank you. Motion by Legislator Gaylor. Seconded by Legislator Drucker. All in favor of the emergency signify by saying aye. Those opposed? The emergency is carried.

Now we need an amendment of the item. So the amendment will be moved by Legislator Lafazan. Seconded by Legislator Ferretti. This is an amendment that does a number of things, includes clarifying the requirement of a project labor agreement, requiring that the developers enter into a clarifying community benefits agreement and clarifying that the county legislature ultimately will have the final say and has

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complete discretion to approve or not approve different approvals as they come up. Including, most importantly, the actual approval to go ahead with the construction. We will get more details on that in a moment.

Let's first amend the item then take public comment. All in favor of the amendment signify by saying aye. Those opposed? The item is amended. And we have a number of slips. Mr. Kevin Law, Long Island Association.

MR. LAW: Good afternoon. Kevin Law, Long Island Association, Melville, New York. Thank you very much. Last time I took 55 seconds. I will try to be just as short at this hearing. What I wanted to mention today that I didn't mention last time is I had prior helped the prior administration to secure state funds for the redevelopment of the Hub, and I look forward to working with this legislative body and the current legislature to secure even more additional state funds to help redeveloped the Hub. We have been successful in the past. I think we

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can be successful in the future.

I have had several discussions with the governor's office over the past year. And each time they ask me how are things progressing and I haven't been able to give much of an update. But I think the approval today would be a big step forward as we try to attract additional state investments here. I look forward to working with all of you in the current administration as we move this exciting project forward. Thank you very much.

LEGISLATOR NICOLELLO: Thank you Mr. Law. Dave Kapell.

MR. KAPELL: Good afternoon. I appear before you as executive director of the Nassau Hub Coalition. We are an island-wide collaboration of business, labor organizations academic and research institutions, not-for-profit organizations and individuals. We believe that you hold no less than the future of Nassau County in your hands as you decide whether to allow RXR to join BSE Global as developers of the Nassau Hub. Your choice

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will determine whether Nassau's future will continue as America's aging first suburb or as a model how a county can adapt and grow to meet the changing needs and preferences of the next generation.

A new, vibrant and exciting innovation district with the right mix of housing, retail, recreation, public space and economic development to create good paying jobs is exactly what's needed and the Hub is the place to do it. This will send a loud and clear message that Nassau is a great place for young people to live, work and raise a family and a great place for businesses to invest.

With their deep local roots, proven track record and known financial capacity, RXR and BSE Global is the ideal partner for the county to entrust with making this happen.

I served 20 years in local government in Greenpoint, including 13 as mayor, during which time the village made difficult decisions on rebuilding our economy. I fully understand and empathize with the intense pressures you are all under

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in making this decision. But I ask you not to get dragged down with technical arguments but rather to think big, act bold and please approve the proposed lease amendment. History will thank you and so do I.

LEGISLATOR KOPEL: Mr. Kapell, as is the case with all Kopels you make very persuasive and eloquent argument. How did you learn how to spell your name?

MR. KAPELL: It's a little different.

LEGISLATOR NICOLELLO: Thank you. Matthew Aracich, Building and Construction Trades Counsel of Nassau and Suffolk.

MR. ARACICH: Good afternoon. My name is Matthew Aracich as stated. President of the Building Trades. I brought along a few friends of mine once again. Thank you very much for taking the time to go ahead and look at that resolution. It is imperative that we get this passed. There is some of the things we say all the time about courage. This has been in the making of probably three decades

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of trying to do something with that property. When you sat there and listened to the presentation by BSE and RXR we heard music to our ears when we heard the words if you don't have a PLA don't bother coming back.

Today I sat with Scott Rechler as I attended a meeting with the governor down in New York City and the one thing I said to him was hello partner. How are you? He says I'm doing well and looking forward to partnering.

I'm joined by a few of my friends here in the back. People I just met. These are new apprentices. These are the people that we want to use on the project. Uniondale also will go ahead and benefit from this as will Hempstead and any other town. But we want to include people of color. We want to make the opportunity for everybody to work. Use apprentice programs, pre-apprentice programs. But more than anything to advance the county.

All the recommendations that you've gotten, even in that resolution, I can say that on behalf of the 60,000 members of the

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building trades I rise in support of all of them. But you don't need to hear it from me. I think you will want to hear it from them.

Once again, thank you for taking the courage to take this on. Over time, time is what shows that leadership is really something that defines a person. When this project is completed you can all have a badge of honor on you knowing that you did the right thing for the county at the right time to make sure that the county is successful, people are included, labor is included and that it's the beginning of a new era for everybody. Thank you very much.

LEGISLATOR NICOLELLO: Thank you Matt. Art Gipson, Plumbers Local Union 200.

MR. GIPSON: Good afternoon Presiding Officer, honorable members of the legislature. I'm speaking on behalf of Plumbers Local 200. We share the vision of working together to bring this project, our future, to completion. The best way to achieve this would be with a project labor agreement. Thank you.

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Full Leg - 12-17-18

LEGISLATOR NICOLELLO: Patrick Dolan, Steamfitters Local Union 638.

MR. DOLAN: Good afternoon Presiding Officer and members of the legislature. Again, my name is Patrick Dolan, president of Local 638 representing 8,500 men and women. I come here to speak to you to say thank you. I want to thank all of you for standing up and demanding for a project labor agreement for this job site. Behind me here today is men and women that belong to 638's apprenticeship program. They were in school today. They came out this afternoon which they will have to make up.

But I want you to see face-to-face that these are the men and women that go to school every day, that go to their jobs to perform a job in a safe manner, in a timely fashion manner. These men and women here are your constituents. They live in Nassau County. These are the people that you represent. And they are here also to say thank you. Thank you for standing up for them. Not only as your constituents but also

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saying that you know what, you did not go to college but you took a trade and there's nothing wrong with being in the trades. In a trade they go to school, they learn their craft. I think they deserve a hand.

These men and women are your soccer coaches. They go to church. They live in the community. One of the legislators said it perfectly when I was here a couple of weeks ago. Saying people that live in the area. These are the men and women that live in the area. They're going to be given an opportunity to work on the job to make a decent wage and there's nothing wrong with working in this country to earn a decent wage dent to have health care for their family, to have pension. There's nothing wrong with that. That's the American dream.

If you don't belong in the union it's the only opportunity you have to be in the middle class. These men and women deserve that. Being in their union is a dignity and why shouldn't anyone who works hard to provide for their family retire in dignity and

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ultimately die in dignity.

I want to thank you all. I think it's important that you see the men and women that belong to our union, that live in your area and are very thankful for standing up for them. Thank you very much.

LEGISLATOR NICOLELLO: Jennifer Soloman.

MS. SOLOMAN: Good afternoon members of the legislature. My name is Jennifer Soloman. I'm a lifelong Long Islander and I am a millenial. I have my own small business and my husband, who is a transplant from Poughkeepsie, is an army vet and a Columbia MBA. He commutes to his job at a tech startup in New York City daily. We have a ton of student debt, a mortgage and two small daughters who, my retired parents watch twice a week at their home in Plainview for free.

Some of this information about my personal background may feel unnecessary but a lot of the discussion around the Hub is about how it can attract and retain young families,

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new talent and growing professionals. And that's who we are. The truth is that we along with many of our peers and friends talk routinely about leaving Long Island.

The Nassau Hub has the potential to make a big difference in our futures here. As a center of innovation, retail and entertainment it can attract more like-minded young people and offer us new opportunities to build community. It offers affordable housing options which will give us a chance to retain recent college graduates and people just entering the workforce.

As they fill entry level positions, companies can grow and those of us supporting families can have opportunities move up, make more and take on bigger roles.

It's also reasonable to believe and to hope that new innovative 21st Century companies will come to Long Island, reinvigorating our economy and creating new opportunities for us to work locally and for my family to thrive.

Outside of Long Island everywhere

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we want to live attached to a walkable downtown. Many here have spoken about what they think millenials want. I am a millenial and I can tell you that these types of social, walkable communities are very attractive to us.

The debates around the Hub have been going on for most of my life. I grew up at events at the Coliseum, including the first concert I ever went to. It doesn't take much to see the potential of this site for greater Long Island community. I urge you to approve the amendment and elevate Nassau as both a destination and a thriving community worthy of the young people that want make Uniondale home. This truly is an opportunity to reimagine Long Island and give mine and future generations a chance to write our own stories here. Thank you.

LEGISLATOR NICOLELLO: Thank you Ms. Soloman. Anthony Macagnone, Carpenters Union.

MR. MACAGNONE: Thank you Presiding Officer, legislators. I just want

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to say that I'm happy that we are going to be voting today on this project. I look forward to working on it. But I want to say to the people of Hempstead and Uniondale, please come out to see our apprentice program in Hauppauge. You saw the apprentices earlier. Come see our program. I invite the legislators. It's truly the real deal. I know a few of you have been out there.

I'm one of those people -- actually I went to college and after college I went through apprenticeship and the last 25 years I've been representing working men and women as a business rep for the carpenters union. It's a great way to make a living and I look forward to work with some of the young people of that community and building their livelihood as a union carpenter. Thank you very much and have a Merry Christmas and a happy new year.

LEGISLATOR NICOLELLO: Thank you Anthony. You too. Joel Montalbano, Labor Local 66.

MR. MONTALBANO: Hello Presiding

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Officer and the rest of the legislature. I want to say on behalf of the signatory contractors and the men and women of Local 66 I just want to say thank you for your support on the Hub and that we are in support of the ordinance 192, 2018. Thank you.

LEGISLATOR NICOLELLO: Thank you Joel. John Cush, Ironworkers Local 361.

MR. CUSH: Good afternoon Presiding Officer, folks of the legislature. I want to thank you for affording me the opportunity to speak on behalf of the members of Ironworkers Local 361. Just to say that we back the proposed Nassau Hub. And I want to thank you for ensuring that this job gets done under a project labor agreement. Project labor agreement ensures that the area standards are protected. And everybody knows how expensive it is to live here in Nassau County. On behalf of my members and the residents of Nassau County thank you and we are in favor of the project.

LEGISLATOR NICOLELLO: Eric Alexander, Vision Long Island.

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Full Leg - 12-17-18

MR. ALEXANDER: Eric Alexander, director Vision Long Island. Want to praise the legislature for working collaborative with local communities. In addition to the labor that's here, there are community organizations here I know from Uniondale and other communities and moving the Hub forward. That's really kudos to this administration for bringing this project forward and advancing the Nassau Hub that we have all struggled with for many years to get right.

We are really happy to see that we know that the surrounding communities that are impacted really need a priority voice. We hear that in Uniondale and the community benefits agreement that I know Kevan Abrahams has taken on very firmly and kudos to your leadership in that. But there are other communities that need to be part of the conversation in addition. There will be some impacts that they will be dealing with. East Meadow, Salisbury, Hempstead, Westbury, Garden City. We want to see them in the process.

While the Nassau Hub is a regional

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project, decisions on Long Island get made from the bottom up. We know the Town of Hempstead, the entire town board, will be involved in the decision making in this project. So we want to ensure that local voices are heard. Really on some level the loudest.

The good news is, we have spoken to 40 different local organizations and almost to a person there's an openess to collaboration, to dialogue, to hearing the project, learning more about the project. And we know there is outreach underway both from the administration side the developer's side and community folks amongst themselves are connecting. So that's all good news.

So, as we head into the holiday we have some good news on the Hub thanks to your action today and lot of folks behind here today. With that, I will end on a positive note and try to be brief. Thank you Presiding Officer Nicolello for your leadership and Kevan Abrahams's also for your leadership on this. Congratulations.

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Full Leg - 12-17-18

LEGISLATOR NICOLELLO: Thank you Eric. Burt Tomaselli, Building Trades Counsel Nassau Suffolk.

MR. TOMASELLI: Good afternoon. As mentioned I'm Burt Tomaselli. I was born and raised in Huntington. I'm also a millenial. I went to a liberal arts college north of the Tampa Bay area where I could have spent the rest of my life, carved out a nice piece of my life but I decided to come home because I really had faith in Long Island. My entire generation was always told hey, you can do whatever you want, you got unlimited potential. I think that's why the Nassau Hub project is so appealing because of the potential of the project itself.

My generation was told you can be an architect, an astronaut, you can be whatever you want. But as long as you decide what it is and then you work for it. I think that's exactly what this project is. My generation sees that this is something that can be productive and fruitful and that we really want to work for it. I also think with

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the liveable housing there this is something that can prevent the brain drain, I know people don't like that term, but that's been something that's been crippling the region so far. Instead of people leaving for more promising communities this can be our promising community.

With the building construction trades counsel I see every single day how a project of this size and this magnitude can impact people. This isn't just a retail store or an apartment complex, this is a roof over the houses of hard working men and women of labor. This is an economic stimulus for local communities economic. And there's is a sigh of relief knowing that the home we put so much into is finally listening to us and giving back to us.

That being said, let a project like this set the tone for the greater Long Island community that regardless of age they are listening to the people that live here and actually care about what's to come. Thank you.

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Full Leg - 12-17-18

LEGISLATOR NICOLELLO: Thank you. Jack Majkatt from the Local 25 IBEW.

MR. MAJKATT: Good afternoon Presiding Officer Nicolello, ladies and gentlemen of the board. My name is Jack Majkatt. I'm a business representative for the International Brotherhood of Electrical Workers Local 25. The IBW represents thousands of electricians here in Nassau County. We are here today to say that we are in support of this ordinance as it does support project labor agreement for all Hub redevelopment. This PLA will protect local workers in area standard wages when negotiated with the Nassau County Suffolk building Trades. Under these terms we support this ordinance. I would also like to wish the board happy holidays and happy New Year's and thank you for the opportunity to speak.

LEGISLATOR NICOLELLO: Thank you Jack. You too. Anyone else want to speak on this? That was the last slip I have. Mr. Budnick.

MR. BUDNICK: John Budnick, 122

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Von Humenfeld Street, Massapequa Park. I'm going to ask you to also recall the property immediately to the north of the Hub, the newly designated by New York State and now the federal government the Mitchel Field historical district. I believe that this can be a resource that we can turn into an asset that will help in the development of the Hub for the benefit of all Nassau County.

We have a number of real estate parcels with buildings on them. I don't know if they need to be rehabbed or rebuilt or exactly what. There are opportunities for us to help to make this a touristy attraction, an attraction for the people living in the area too. It will also help to keep in mind the wonderful heritage of aviation and the wonderful heritage of the brave people who fought for America. I hope some day it's a future home of a veterans museum. Thank you very much. God bless you. Merry Christmas and happy New Year's each and every one of you.

LEGISLATOR NICOLELLO: Thank

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you. I would like to invite the administration up for a presentation. This is about the development of property. Public comment is before. We will have public comment after but not at this point. After the legislature is done with our business we will have public comment section. I will let the administration speak. This is a development plan agreement, an amendment to the lease. This is not the actual development itself. The construction and all of the approvals will come later. Right now we are just approving RXR and BSE having the ability to develop a plan for the Hub. So there is no environmental impact statement at this point.

MS. TSIMIS: Thank you Presiding Officer Nicolello. Good afternoon Minority Leader Abrahams, members of the legislature. I'm Evlyn Tsimis, deputy county executive for economic development.

I'm extremely pleased to be here on behalf of the Curran administration as the legislature is set to vote on our plan to advance redevelopment of the Hub. We thank

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you for holding a full hearing on the item and for the very productive dialogue we've had with many of you and your staff as we work to finalize the documents that are before you today.

With your approval these documents will give the team of BSE Global and RXR Realty the exclusive right to pursue development at the Coliseum site and once and for all kick start the first phase of Hub development. We've work to address a number of the issues raised in our discussions with you and we believe the final document is better for it. We thank you.

Before counsel Josh Meyer explains the changes, which many of you are familiar with, we do think it's important for the record to list them. Let me highlight the most important.

Number one, we are clearly requiring the developer to enter into a project labor agreement as has been said repeatedly.

Number two, we have clarified the

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legislative authority over the project documents. As this proceeds everything will be back to you before any construction can commence.

And number three, we have included more detail and structure around how we will craft a benefits plan to support Uniondale East Meadow and other adjacent and impacted communities.

Again, we appreciate the dialogue with you and strongly urge your approval of this important item. Thank you. Now Josh will walk you through.

MR. MEYER: Good afternoon legislators. Josh Meyer, West Group Law, 81 Main Street, White Plains, New York. I'm here today to provide a brief overview of the amendment before this body. Just as a reminder, this is a second amendment to the amended and restated Coliseum lease. Which, as we previously discussed, addresses a number of items. Including modifying the boxing events, basketball and baseball sports programing requirements set forth in the

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lease. Addresses additional security at events in the parking lot of the Coliseum. Modifies the lease assignment provisions. Approves a change of control allowing Onexim Sports and Entertainment Holdings USA, Inc. to succeed to control of Nassau Events Center LLC and pursue future development at the site pursuant to a development plan agreement.

I wanted to highlight a few of the proposed changes that were made to the last version of the development plan agreement since we were before this body two weeks ago. Including the project labor agreement, community benefits agreement and the legislature's role in the approval of any and all project documents.

For the project labor agreements, the developer will be required to enter into a project labor agreement with the labor organizations represented by the Building and Construction Trades Counsel of Nassau and Suffolk Counties who will be used to provide all labor for all construction work to be performed on all phases of the project. The

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Nassau County Commissioner of Labor will assist in the negotiations of the project labor agreements as necessary.

For the community benefits agreement, an advisory committee shall be established to review and advise the county regarding a community benefits plan. Their recommendations will be focused on how best to allocate the community benefit funding based on the following formula. For any portion of the site that is leased to the developer no less than one dollar per square foot of retail, residential, office or other commercial improvements built out at the site will be payable either annually for each year of the lease for the built out square footage or as a lump sum or as a combination of both.

In the event of a sale or some other disposition the formula will be consistent with the leasing formula.

In addition, the development plan agreement provides for a number of initiatives and programs to be included in the community benefits agreement.

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Finally, the development plan agreement incorporates provisions regarding the role and authority of this body amendments in approving, among other things, amendments, assignments and extensions of the development plan agreement and any additional project documents.

So with that, we will take any questions.

LEGISLATOR NICOLELLO: Deputy Presiding Officer Kopel.

LEGISLATOR KOPEL: Thank you Presiding Officer. I have one question for you. You recall when last you appeared before us a couple of weeks ago I suggested and you said you would take under advisement the idea that the county would get someone who is an expert in development to ensure that as this moves along we would get the best deal that I think the county can get not only financially but we would have the proper structure and amenities.

MS. TSIMIS: I can answer the question. We do intend to bring on additional

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support through Josh's firm. Any expertise that they do not have --

LEGISLATOR KOPEL: I didn't mean additional legal support.

MS. TSIMIS: No, no. I'm talking about a financial firm with expertise in pricing land, doing appraisals, that sort of thing as part of the team that will work on this deal. We will get it covered.

LEGISLATOR KOPEL: Excellent. I assume that will be made, the results of that whenever they come up with will be made available to us timely?

MS. TSIMIS: Absolutely. Every financial deal will be discussed at length and come before this body. The specifics will be worked out in the months to come as we negotiate the deal.

LEGISLATOR KOPEL: Perfect. Thank you.

LEGISLATOR NICOLELLO: Legislator Ford.

LEGISLATOR FORD: Thank you very much. I do appreciate the PLA that you have

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included into this and making it mandatory because it's very, very important. But I also want to bring up something as you move forward that just came to my attention today. It's my understanding at the Coliseum, the Hub location, that there is an exclusive ambulance corp. that takes care of the people there. I would like to see, considering that this is still Nassau County property and for the benefit of all our residents and with the number of people that will be moving there once these buildings are built and everybody is there, that we allow all our 911 calls to go through Nassau County medics. That they be allowed to go into this location, onto this site. I think it's better and would send a better message to all of the residents and to that visits there that it will be Nassau County people that will be taking care of those that are ill or for any type of emergencies that occur there. I think it's very important. And I think I'm right, Josh, am I right that there is exclusion? It just gives primary to Ambulance Corporation. I

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would like to see it come back to the county because I think it's right and I think it's proper.

MR. MEYER: That is our understanding of that and it can be built into future -- we'll take a look at how exactly how that's structured. Otherwise, it will be incorporated into the additional project documents.

LEGISLATOR FORD: I know Northwell will be the primary tenant for medical services. But I think in all fairness let's give something to the county and I think they deserve it.

LEGISLATOR NICOLELLO: Any other questions or comments? Minority Leader.

LEGISLATOR ABRAHAMS: How are you Evlyn? Josh, Dan, how are you guys? Just a couple of things. First, I want to thank you for reaching this point. I think based off of where we were with the hearing and then obviously with the committee vote, there were many concerns at this legislative body and I think you've addressed all of them and you've

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done a very, very good job at addressing each and every one of those items as it pertains to the PLA or with the CBA. I want to thank you.

I just want to make sure I clarify for the record before I begin questioning that there have been many versions of the amendments as you know. Many different items that have been clocked in that this legislative body is considering amendment three.

MS. TSIMIS: That's correct.

LEGISLATOR ABRAHAMS: I wanted to make sure to clarify because I know there have been many different versions.

A couple of questions with regard to the CBA. In regards to the monitor that's now been placed into the agreement, how do you envision that actually occurring, the selection of the monitor as well as their role.

MS. TSIMIS: The compliance monitor on the CBA that you mentioned, so that will be included, someone will be selected and

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included in the final agreement that comes before the legislature. We would imagine that the community benefits advisory committee would have a recommendation and then it would be between the county developer to finalize it but with the county making the final selection that would come before you as well. With the developer paying the cost of the monitor.

LEGISLATOR ABRAHAMS: Even better. Secondly, I just had a question in regards to the makeup of the committee. If I understand it correctly, I know there were some late changes that also -- correct me if I'm wrong -- the Presiding Officer has two picks, myself has two picks, the county executive of course has two picks, the supervisor has two and the town board has two and then the developer has picks.

MS. TSIMIS: Exactly.

LEGISLATOR ABRAHAMS: In terms of when those picks are made, we would just forward a letter to the county executive's attention letting her know we are selecting these individuals?

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MS. TSIMIS: That sounds great. We had not gotten that far. We wanted to get through today but that sounds like a fantastic way to start.

LEGISLATOR ABRAHAMS: I think Josh you pretty much confirmed my last question and I don't know how much I need to go into it. Just wanted you to confirm that it was a lease one dollar per square foot for the amount of build out lease space which is anywhere between two and two and a half million lease space. Square footage I'm sorry.

MR. MEYER: That was a hypothetical that was included in. If it was two to two and a half million, right. And it was a minimum as well, a dollar per square foot for each one of those.

LEGISLATOR ABRAHAMS: I don't have anything further.

LEGISLATOR NICOLELLO: Legislator DeRiggi-Whitton.

LEGISLATOR DERIGGI-WHITTON: Hi. I want to mention that I'm very happy also

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that we were able to reach an agreement with labor as well as with the community. I think it shows a good faith effort, and I hope that this relationship continues throughout the build. The developer starting with a good faith makes it easier for us to also feel that way.

I just wanted to read a statement into the record just basically stating that the county is the owner of a proprietary interest in the development based on the structure of the current lease as the Hub project as better financially, the county should also do better financially I presume.

MS. TSIMIS: Absolutely.

LEGISLATOR DERIGGI-WHITTON: Can you make a comment on that as well? Josh if you don't mind.

MR. MEYER: Absolutely. That will all come, the financial and economic aspects will be built into the future additional project documents to be completed. As we discussed this is a preliminary. But yes, as the developer does well obviously the

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rent that comes to the county would be an additional aspect of future leases. And in addition to that, based on the Coliseum lease that we have right now, any future development, and that's the whole point of this development or one major aspect of the point of development there is that county currently has minimum $4 million of rent plus a percentage or the percentages. Through this development it will draw additional people to this site to utilize the Coliseum and the county will reap the benefits as well and probably exceed the $4 million in minimum rent that will come to the county on the Coliseum side as well.

LEGISLATOR DERIGGI-WHITTON: Thank you.

LEGISLATOR NICOLELLO: Any other legislators? Thank you. Legislator Lafazan.

LEGISLATOR LAFAZAN: Just a statement for the record. Thank you Presiding Officer. Always try to be respectful and patient.

First of all thank you Evlyn. You

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have been remarkably accessible. I want to thank you so much during this process. And similar to Legislator DeRiggi-Whitton, I want to enshrine my sentiments into the record because today is a really pivotal day here in Nassau County as we are solidifying a crucial number of actions. And as a millenial legislator, today is even more impactful for my future.

We are making the quintessential millenial dream a reality. For kids like me and young adults like Jennifer and Burt who just spoke, growing up in the greatest place in the world can have a realistic shot to afford to stay here in the only place we've ever called home and genuinely want to stay here. Which for far too long was simply empty rhetoric. We are reaffirming out unified commitment to our brothers and sisters in labor that union strong is synonymous with Nassau County strong. I think that's a really important point that I want to make.

We are confirming in a bipartisan fashion our collective endeavor to

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revitalizing and breathing new life into a county that was once upon a time and can again be a crown jewel of a municipality in this nation.

Most importantly, we are showing all those who are paying attention that local government does work right here in Nassau County. So I am a categorical yes. I thank you for your time Presiding Officer.

LEGISLATOR NICOLELLO: Thank you very much. I don't think there's any more questions. Before we vote I just wanted to say that this presents the best and most realistic chance of moving forward and having a successful development of this property. BSE is clearly invested. They have invested over $200 million in the Coliseum and they want to see a property that's fully functioning and that feeds the Coliseum. Brett Yormark, on behalf of BSE, has been tremendous. Kept us involved in everything that's happened at the Coliseum.

RXR is invested. They are in many, many ways makes the most sense that they be

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part of this development because of their scope of their assets and their developments. Also because of the fact that they have properties next door to this which will help out during the construction.

I believe Scott Rechler is personally invested in seeing this come to a success, which is extremely important to us. It is important that we go forward with this to make this property a destination, to make it fully functioning after all these years. It is important to us that we realize the rent, sales taxes, the income taxes and all of the money that will flow to the county and its residents. It's vitally important to us that the construction be done by the construction trades in this county and we guarantee that by the PLA that's been negotiated into these amendments.

On behalf of myself, the majority, we fully support this. This is a win-win-win for the county and we are looking for a successful conclusion to this process.

LEGISLATOR ABRAHAMS: The

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residents of Nassau County should truly be proud. On a project of this magnitude, of this size I concur with the Presiding Officer and I'm proud to say that obviously this will be voted through unanimously. I've always said and I've shared this story with many of you. I grew up in a union household. My mom was Niesner, my dad was Local 3. It was our opportunity, I think it was said best, Pat Dolan might have said it, it was our opportunity for a middle class family.

I think everyone up here agreed that a project labor agreement had to be a part of the proposal. But we wanted to ensure that as we developed the framework of this particular proposal we wanted to make sure it was loud and clear from the outset so there could be no miscues and no changes down the road. I'm glad to see that this legislative body worked together to not just put labor first but put middle class first.

As it pertains to the community benefits agreement, it's the right thing to do. As it pertains to Uniondale, East Meadow

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the surrounding impact area, my colleague Legislator Bynoe represents parts of Hempstead and Westbury and many other areas, I believe it's truly incredible and needed to ensure that we set the groundwork. The Uniondale community that I represent, as well as the East Meadow community that I represent, in Hempstead as well, this is something that will truly, if done right and done properly, will transform and help transform those areas and integrate them, very importantly, into what's going on at the Hub.

That being said, I'm glad and enthusiastically looking forward to voting yes to move Nassau County forward on this proposal. Thank you again.

LEGISLATOR NICOLELLO: There being no further discussion among the legislators, all in favor of the amended ordinance signify by saying aye. Those opposed? Carries unanimously. We are moving forward.

MR. ARACICH: I want to thank you from the bottom my heart on behalf of 60,000

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members. Progressive politics starts with one word, progress. It has to be included. Thank you for everything that you have done and we won't let you down.

LEGISLATOR NICOLELLO: Thank you Matt. Thanks for the patience while the county officials are here. We usually do the consent calendar first. So I'm going to run through that now so we can have most of you on your way.

Consent calendar starts with number nine, ordinance 193. Number ten Ordinance 194 11, 195. 12 Ordinance 196. 13 Ordinance 197. 14 Ordinance 198. 15 Ordinance 199. 16 Ordinance 200. 17 Ordinance 201. 18 Ordinance 202. 19 Ordinance 203. 20 Ordinance 204. 21 Ordinance 205. 22 Ordinance 206. 23 Ordinance 207. 24 Ordinance 208. 25 Ordinance 209. 26 Ordinance 210. 27 Ordinance 211. 28 Ordinance 212. 29 Ordinance 213. 30 Ordinance 214. 32 Resolution 220. 33 Resolution 221. 34 Resolution 222. 35 Resolution 223. 36 Resolution 224. 37

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Full Leg - 12-17-18

Resolution 225. 38 Resolution 226. 39

Resolution 227. 40 Resolution 228. 41

Resolution 229. 42 Resolution 230. 43

Resolution 231. Skipping the next one. 45

Resolution 233. 46 Resolution 234. 47

Resolution 235. 48 Resolution 236. 49

Resolution 237. 50 Resolution 238. 51

resolution 239. 52 Resolution 240. 53

Resolution 241. 54 Resolution 242. 55

Resolution 243. 56 Resolution 244. 57

Resolution 245. 58 Resolution 246. 59

Resolution 247. 60 Resolution 248. 61

Resolution 249. 62 Resolution 250. 63

Resolution 251. 64 Resolution 252. 65

Resolution 253. 66 Resolution 254. 67

Resolution 255. 68 Resolution 256. 69

Resolution 257. 70 Resolution 258. 71

Resolution 259. 72 Resolution 260. 73

Resolution 261. 74 Resolution 262. 75

Resolution 263. 76 Resolution 264.

Moved by Deputy Presiding Officer Kopel. Seconded by Legislator Bynoe. Any debate or discussion on any of those items? Any public comment? Mr. Budnick.

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MR. BUDNICK: Thank you honorable chair, Mr. Nicolello, members of the board. I'm only going to address numbers 35, 36 and 37 about the parks department. That is, and I am 100 percent in favor of all these, especially number 37, having previously been the secretary and board member of Friends of Tackapausha. I think the amount should have been larger than $6,000 but that's beside the point. The real point I want to make is another institution that's controlled by the Nassau County Parks Department and yourselves, the Cradle of Aviation Museum. I'm going to say I'm a bit disappointed because I and a number of people have been trying to arrange for the inclusion of Eugene Jacques Bullard into the Cradle of Aviation. He is the first American black fighter pilot. He flew with the French Air Force after receiving numerous wounds so bad that he couldn't do much of anything else for the French army so they made him a member of the army air.

He is a recipient of virtually every award the French government had to

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bestow upon him. He was intentionally not allowed to join the American Air Service, it was called then, by the strictures of Woodrow Wilson, the then very racist president of the United States. I'm asking that we get help to install him, a man who downed at least two German enemy planes during World War I and about five more probables that crashed in German territory so they couldn't be officially counted.

I have some materials on Eugene Jacques Bullard, who during the 1990s by act of Congress was made lieutenant in the United States Air Force. And if it's good enough for them I think it should be good enough for the aviation space museum.

Also let me know, he is buried, after coming back to America and working among other things as a pilot of an elevator in Rockefeller Center where he gained great fame because he appeared every day in all of the 36 decorations that he had from the Republic of France. He was also invited by Charles DeGaulle to be one of the three people to

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reignite the flame at the tomb of the unknowns in France. Let me hand these things up for each of you from my friend Robert Harrison who has been fighting with me to accomplish this.

LEGISLATOR NICOLELLO: Thank you. Any other public comments on the items on the consent agenda?

MS. MEREDAY: Just whatever Mr. Budnick says I always concur as it pertains to veterans as far as recognition.

With regard to the capital plan, there are a number of them that are on this consent agenda. I just had some questions as it pertains to the road diet in Baldwin. I know there was some initial funding that has been already outlaid for that. Speaking on behalf of a number of residents who are not in support of that. So I wanted to make sure that that was on the record.

And secondly, I would also like to know what happened with funding for the Kellogg House in Baldwin. I know there was discussion with regard to that being incorporated into a capital plan I believe

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coming into 2018. But now as we are going into 2019 haven't heard anything as it pertains to that particular item. So again, we were looking at doing something with that facility that would recognize, celebrate and commemorate our veterans which would hopefully include the veteran that so notably honored outside of the United States, despite serving for this country, which happened to so many African Americans of color, particularly during World War I where over 200,000 African Americans served in a country that did not respect them and unfortunately many of them not getting respect as it pertains to 2018.

I wanted again on the record with regard to the capital plan as it pertains to funding. We can spend a million dollars to do surveys for roads or to let's say shorten or calm roads in Baldwin where we don't really have strong economic development but we can't seem to find funding to do surveys to address the needs for our veterans. Whether it's from an economic development standpoint or for a museum or facility to recognize and honor

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them. I did want to bring that to the table.

And lastly, with regard to the public safety and crossing guards issue. A number of us in the community have been working with the police commissioner and our local precincts to try to address some concerns. I brought this to this body previously. We need to work together to address the urgency of getting more crossing guards to protect our young people and senior citizens crossing the street and allowing our officers to go back to the role of patrolling.

I was one of those who stood before you years ago to make sure that the police department had their funding and resources to put our POP officers back on the street. I'm coming to you now so that we can get them off of the corners as crossing guards and to put some resources in place so we can better promote through our communities to increase the number of crossing guards so that our officers can get back on the street and we can increase our public safety officers as well.

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Thank you.

LEGISLATOR NICOLELLO: Thank you. Any other public comment? All in favor of the consent items signify by saying aye. Those opposed? Carries unanimously.

I'm going to take something out of order because I want to get him out of the room. Item 44 is a resolution to accept gifts offered by the Nassau County Police Department Foundation to the Nassau County Police Department.

Moved by Deputy Presiding Officer Ford. Seconded by Legislator DeRiggi-Whitton. Make sure we get our commissioner out of here as quickly as possible.

MR. STEPHANOFF: Lieutenant Greg Stephanoff. I have Police Commissioner Patrick Ryder. Alexander Yagoli from the Police Foundation. And Jaclyn Dell from the county attorney's office.

Item 641 of '18 is to accept a donation from the Nassau County Police Department Foundation for architectural,

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engineering services for development and design of the new Nassau County Police Academy and intel center. The value of the donation is $3,538,000.

LEGISLATOR NICOLELLO: First of all, we had a question with respect to the legalities and the county attorney is going to answer that. But I just wanted to state on behalf of the county a very big thank you to the Foundation for this donation. It's a tremendous amount of money. Every cent that you are donating is money that the taxpayers' money is not going to this project. To the Foundation I say thank you.

But we had one quick question which was I want to clarify with the county attorney the process that was followed was according to all municipal laws and regulations et cetera.

MS. DELL: Deputy county attorney Jaclyn Dell on behalf of the county attorney's office. Given all the information that has been made available to our office, we can confirm that the procurement of services by the Foundation complies with all applicable

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laws and regulations.

LEGISLATOR NICOLELLO: That's all we needed. Commissioner did you want to add anything?

COMMISSIONER RYDER: I just want you to notice Allie got a new coat. It is Christmas. Thank you all very much for your support.

LEGISLATOR NICOLELLO: Legislator DeRiggi-Whitton.

LEGISLATOR DERIGGI-WHITTON: Thank you. Is it okay if I ask Ken Arnold to come up? The commissioner of DPW. Thank you Commissioner. Would you mind just explaining for us the procurement for the three contracts involved.

MR. ARNOLD: I will let Bob Labeur speak because he was on the committee.

MR. LABEUR: Bob Labeur. This was done with an open RFP that was advertised in accordance with our normal procurement procedures. Advertised on the county website e-procure and New York State Contract Reporter. We received eight responses to our

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RFP. The RFP was rated by staff within the county and one representative from the Foundation, which then those ratings created a short list of what we felt were the most qualified respondents. We did not open the cost proposals.

We invited the three firms in for an interview. Each firm was asked the same questions and we based our selection on their responses. We then opened the cost proposals and the firm Specter Group was selected based not only on their qualifications and responses to the questions asked, but also on their cost proposal. That's for the procurement of architectural services.

The procurement of the environmental study, the Foundation asked us to provide the names of three qualified firms that we felt would be the best firms for this task. It's a rather large undertaking. Those three firms were contacted by the Foundation and they responded to the Foundation directly with their fee proposals and the lowest rated fee proposal Cameron Associates was selected.

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The third contract, which was a consulting firm call Tactical Design, they are the premier, one of the only if not the only, firms that can do these types of facilities. These facilities that involve tactical training and police training. That was again procured directly by the Foundation without DPW involvement other than the creation of their official scope of work.

LEGISLATOR DERIGGI-WHITTON: Thank you Rob. Just real quick though. We have to -- I think it's a wonderful and generous offer and gift to the police academy. But can you give me your opinion if you feel that these three contracts were procured within line of the general municipal law that we follow with the county?

MS. DELL: I believe they substantially complied with the general municipal law. I feel it's important so state that the Foundation is a not-for-profit independent organization so they're not bound by the general municipal law. These were not county funds. These were private donations.

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However, as far as our procurement policy is concerned, we do believe that they substantially complied.

LEGISLATOR DERIGGI-WHITTON: If the county attorney is comfortable with that. I know that as the county we have to kind of hold ourselves to a certain standard with procurement. If this exception is acceptable to the county attorney then I guess we're okay with it but it doesn't quite sit right.

MS. DELL: I think in the future, given the scope and the magnitude of this type of donation, moving forward we would recommend a different process. However, based on the information that we've received we do believe that they have complied with all applicable laws.

LEGISLATOR DERIGGI-WHITTON: Thank you.

LEGISLATOR NICOLELLO: Anyone else? I think we're all set. Any public comment? Mr. Budnick.

MR. BUDNICK: I am absolutely more than delighted to see this happening. I

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do hope that they get me copies of the environmental impact and other material because I would like to see it. Remember, you guys are the trustees of all this property over at Mitchel Field and the other county properties. You need to keep that in your mind through and into the future and even until your successors. You are our trustees on this whole thing.

One of the reasons I'm so happy to see the police museum moving away from two blocks from me at the Forthworth School in Massapequa Park, is not that it's leaving but it's getting such a great new home in the center, quote unquote, just north of the Hub of the county that we are talking about so much. It will be a definite asset to the increase and betterment of the Hub and the projects that hopefully will take place in the future in this whole area. Thank you very much. My highest commendations to you all one and all. Happy holidays, Merry Christmas happy new year.

LEGISLATOR NICOLELLO: Thank you

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Mr. Budnick. Same to you. Any others? You did put a slip in so go ahead. You're Thomas Kaufman, right?

MR. KAUFMAN: Yes. Garden City. I was here in June 4th of this year. We talked about glyphosate, Roundup and how I went around asking Hicks and Home Depot and all these people to take it off their shelves and they didn't. I address this to you. I gave you all the information on it. I have another bunch of brochures here for you that I will hand out afterwards.

I don't understand why nothing is happening environmentally with Nassau County. You're not doing anything about glyphosate that are in our aquifers. You're not doing anything with dioxin, which I just discovered is a major cancer causing thing. And what I understand is Suffolk County is doing something about it. Why are we not doing anything about that? Dioxin. Is it an unknown among the group?

LEGISLATOR NICOLELLO: These are items that we are calling. This one is

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specific to the donation by the Nassau County Police Foundation to the county for the development, for the ultimate construction. This is not a general round table. We will have an opportunity after the legislature finishes it's business to have public comment. You are welcome to come back at that point. If you do come back it's not a dialogue. You get to state whatever your issue is, we listen and that's it. It's not a question and answer.

MR. KAUFMAN: Then you turn the page. There's a report from the government. It just came out. We have two years to take care of the planet then we're fried. May I have come back and discuss that?

LEGISLATOR NICOLELLO: Absolutely.

MR. KAUFMAN: Thank you.

LEGISLATOR NICOLELLO: Any other public comment? Hearing none, all in favor of this item signify by saying aye. Those opposed? Carries unanimously. Thank you again to the Foundation. Very generous

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donation.

Item two, a hearing on an ordinance to adopt the capital budget for the county of Nassau for the first year of the four year capital plan to commence on January 1, 2019 pursuant to the provisions of Section 310 of the county government law of Nassau County.

This is a motion to open the hearing by Legislator Kennedy. Seconded by Legislator Mule. All in favor of opening the hearing signify by saying aye. Passes unanimously. The hearing is open.

We will not be passing or calling the actual capital budget and capital plan items today. It's still under negotiation. Does anyone have anything to add to the hearing at this time? No one? Any public comment? Mr. Budnick.

MR. BUDNICK: I am going to recapitulate one of your comments not too long ago in another meetings of this outstanding legislature under your leadership and ask and hope that the northbound lane, not the northbound, the northern lane of Old Country

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Road westbound is somewhere within the capital item of this proposed capital budget. It is horrible. It's disgusting. And I've seen it almost cause accidents. I haven't seen it actually cause accidents only almost. So I just hope that somebody remembers your comments and perhaps adds mine to make sure that that lane of Old Country Road westbound on the north side of Old Country Road as it goes east and west is fixed. My compliments to you. Thank you.

LEGISLATOR NICOLELLO: Thank you Mr. Budnick. Anyone else want to speak on the hearing? Hearing none, we get a motion to close the hearing. Moved by Legislator Mule. Seconded by Legislator Kennedy. All in favor of closing the hearing signify by saying aye. Those opposed? Hearing is close.

Item three is a hearing on a proposed local law to require certain county employees to receive medical health first aid training.

It's moved by Legislator Bynoe. Seconded by Legislator Schaefer. That's a

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motion to open the hearing. All in favor of opening the hearing signify by saying aye. Those opposed? The hearing is open.

LEGISLATOR BYNOE: Thank you Presiding Officer. This bill, mental health first aid training bill, would require that employees, both full and part-time employees, who provide services directly to the public receive the eight hours of mental health first aid training. The training will be provided by the county and will help employees recognize symptoms common to mental illness and substance abuse. They will be able to de-escalate crises situations safely and will be trained to make sure that referrals are provided to those organizations can assist individuals in crises.

This is an opportunity for Nassau County to do something proactive as it relates to our ongoing epidemic with opioid addiction, antisocial aggressive behaviors in and around our schools. And I believe it would properly equip our employees to be on the front lines.

The bill also allows for the

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training to occur over a three-year period in so much that our employees will be trained during regular business hours and this will allow for that scheduling.

The financial impact statement from OLBR has indicated the money set aside by the administration in this year's budget for mental health first aid would be sufficient. I would like that my colleagues support this item.

I just want to raise a point that there are different components of the mental health first aid training and depending on what type of employees are receiving the training they will either receive public safety oriented training, adult oriented training or youth oriented training. And some of the titles for those employees include our probation staff as well as human services, social services, correction officers and the like.

LEGISLATOR NICOLELLO: Legislator Schaefer.

LEGISLATOR SCHAEFER: Legislator

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Bynoe, I want to commend you for putting this forward. I think personally that mental health and improvements in mental health are really at the core of what society needs. All of society. We can probably use the mental health training here in the legislature. I will sign up. But I think it's amazing and a great idea. Certainly departments like social services and dealing with the youth of today should absolutely have as much training as they can get. I know they usually get a lot of training but every little bit helps. So thank you.

LEGISLATOR NICOLELLO: Alternate Deputy Presiding Officer Ford.

LEGISLATOR FORD: I too want to thank you. I think this really is very key. I think that as a result of it, when people are trained to recognize these things they will have a better understanding of people who suffer from mental illness. And I think you will see a higher level of respect and compassion. And sometimes you may even recognize it in fellow workers. So you might

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even see an increase in moral. I think that all around this is really very poignant and very responsible and very important legislation and I support you and I thank you very much for bringing this to us.

LEGISLATOR NICOLELLO: Legislator Mule.

LEGISLATOR MULE: Thank you Presiding Officer. I too want to commend you Legislator Bynoe for putting this forward. I am a social worker by profession and training and I know the importance of the ability to both recognize and to de-escalate situations. And we saw this weekend or last week in the news about that woman who was in the city. I strongly suspect that had people been properly trained that situation could have been avoided in terms of de-escalation instead of escalating the situation and making it what it was. I don't have a crystal ball so I can't say that for certain we know this will certainly be helpful in many ways throughout the agency, so I strongly support this.

LEGISLATOR NICOLELLO: Anyone

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else? Any public comment? I do have a slip put in before by Eda Franco. Thank you for your patience.

MS. FRANCO: Good afternoon Presiding Officer Nicolello, Minority Leader Abrahams and the legislature. I just thank you for the opportunity to be here today. My name is Eda Franco and I am the executive director of the Mental Health Association of Nassau County. An organization that's been around for 65 years serving the needs of those here in Nassau County facing mental health and substance abuse issues.

It is my pleasure and delight to support this bill wholeheartedly as a necessary act in order to allow to bring mental health into the mainstream. We have, to in order to address the stigma, that's the catchy phrase that we say now, in order to address it we have to give people tools, knowledge and information that can help them in their every day.

While I love that it's for the county employees, it's really for all of us.

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All of those that are not familiar with mental health diagnosis. Not familiar with symptoms. Not familiar with how to de-escalate and deal with issues that you face on a day to day with people you might just walk by.

So, I thank Legislator Bynoe for the opportunity to speak about this today and to encourage the legislature that this will be the beginning of many bills and more support for mental health and substance abuse services.

If you would allow me I would like to invite my chief program officer Jeff McQueen that can give you some on-the-ground information.

MR. MCQUEEN: Jeff McQueen, chief program officer with the Mental Health Association. I think that this bill is extremely important. Just to give you an example, I'm also a combat veteran and a chair of the Veterans Health Alliance of Long Island.

So there are different modules.

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There's a veterans component. There's a module that's for our correction officers, our law enforcement as well as an adult module and children's module. I had the pleasure of doing six of them for the Nassau County Police Department, the academy, as well as doing it in-house for family members who served as veterans or caretakers of veterans.

One of the instances that we had was a spouse identified from our training that her husband was going through some symptoms. The husband went to work and the police were called while the husband was at work. The officer that arrived also attended the veterans mental health training. Instead of this first point of contact being harmful to this veteran it was helpful to this veteran. This is what we want to be able to do with this particular model. It allows the individual to let that first responder and people that see them identify what's going on and that first touch be a helpful touch and not a harmful one.

MS. FRANCO: Thank you very much

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for this opportunity and happy holidays.

LEGISLATOR NICOLELLO: Thank you for your patience again. Would you like to --

LEGISLATOR BYNOE: Just to follow-up. This work on the mental health initiative here in Nassau County began with a former colleague of this legislature, Fran Becker. Fran and I worked together to make sure that some of those community trainings were offered and in fact met with the prior police commissioner to ensure that those trainings were offered in our academy as well. Moving this bill forward would be just advancing that work. It appears that there is support for the bill so I don't need to allow any further but I will go further than that to say thank you for my colleagues for supporting this bill.

LEGISLATOR NICOLELLO: Thank you for bringing it to us. Legislator --

MS. MEREDAY: No, no. Been ask. Turned it down. You guys are good as far as that's concern. I do stand here to commend Legislator Bynoe for this significant and very

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important resource and process that we definitely need. And to know the work first hand with regard to the Mental Health Association because a gentleman that I worked with who was also a veteran, Bobby Meyer, was very significant in terms of the assistance that my organization needed with a number of veterans that were seeking some assistance through Nassau County. Unfortunately, some of their records and files were dumped or et cetera et cetera.

But again, I am hopeful again, going into 2019, that this type of legislation is going to provide some positive and proactive resources and support.

Also, I'm very encouraged again that you are looking at this to incorporate assistance for those workers within the county who are providing front line support services for our residents who are in need. Particularly social services. I had the opportunity on my own time and dime to do a cultural sensitivity and awareness workshop within social services. Again, because it's

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important for them to understand that they do have support for the work that they do and in terms of working in the diverse representation and constituents that come through there. Particularly my case there was a situation with a number of veterans who did not get that helpful first time opportunity. So I had a meeting with the commissioner and we were able to put that in place.

Those are the types of activities that, again, individuals like myself with the experience and the background can bring to this type of situation so that all boats are lifted together and that we are headed in a positive and proactive destination. Because we hear too often about the negative and tragic. This is an opportunity for us to be in the forefront for a change.

So, I do support your efforts and I do hope that this to passes unanimously. And everyone gets an opportunity possibly, if you have not, to go to social services and see what the needs are of the residents of Nassau County. Particularly our veterans and our

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single parents who have to be there with their children for extended periods of time and then you might get a better understanding of the things and resources they need to continue to do their work so that we are taking people off of the support rolls and making them more self-sufficient and healthy and hold. Thank you.

LEGISLATOR NICOLELLO: Thank you. Any other public comment?

MR. BUDNICK: Once again I would like to commend you all, Mr. Nicolello, Mr. Kopel, Ms. Ford, Mr. Abrahams, all the members of this legislature for what I hope will be a unanimous vote in favor of mental health first aid. Also, I believe all county employees should be also taught how to use Narcan and they should also have first aid training. Including how to use the cardiac pulmonary resuscitation. Pardon my language, EKG in a box. Merry Christmas. Happy New Year and thank you for putting up with me. Have a nice day.

LEGISLATOR NICOLELLO: Thank you

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again.

MS. SPATZ: Kathleen Spatz, South Hempstead. I always go home and say to myself why didn't I get up there and say something because there are very important issues that are always on the table in front of the legislature. And this training I find to be extremely important and a wonderful asset for anyone who works here for Nassau County. I'm just praying that it overflows. I mean, there is an abundance of Narcan training going on throughout the county, Town of Hempstead. I understand that Narcan training -- I have taken it three times -- is saving lives.

But however I'm very distressed with what happens following someone being saved by the Narcan administration. I believe that I've heard in this legislature that we need to put some type of process in place following a Narcan resuscitation as far as treatment. I know that's a difficult thing to do but I feel strongly that it's something that we really need to take a hard look at. Because I've heard from Nassau County police

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officers how they have had to use Narcan on the same person multiple times in a single day. So obviously people leave, they don't have to go to the hospital, they don't have to follow-up, we save them and they go right back out there and try to kill themselves again. I would love for this to be addressed. We need to save the lives of our residents. Thank you for your time.

LEGISLATOR NICOLELLO: Thank you. Any other public comments? Hearing none, motion to close the hearing. Legislator Bynoe moves to close the hearing. Legislator Schaefer seconds it. All in favor of closing the hearing signify by saying aye. Those opposed? Carries unanimously.

Item five, we are going to jump to item five, which is the local law. To require certain county employees to receive mental health first aid training. Moved by Legislator Bynoe. Seconded by Legislator Walker. Any discussion, debate on this? Any public comment? All in favor signify by saying aye. Those opposed? It carries

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unanimously.

We are almost done Mr. Lewis. I know you have been waiting patiently. You have a general slip in. Unfortunately, the way our rules are structured now somebody can get up on items and speak five or six times and somebody with a general item has to wait until the end. We may have to take a look at that.

Item four, a vote on a proposed local law amending Title 72 of the miscellaneous laws of Nassau County requiring signage at intersections informing motorists of a photo violation monitoring system.

Moved by Legislator Ferretti. Seconded by Legislator Drucker. That item requires an amendment. The amendment will require signage indicating a red light camera system to be placed within a reasonable distance of the intersection as determined by a traffic engineer. It will also prohibit notices of liability being dismissed solely because a sign is missing so as long as the county has made a reasonable effort to install

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and maintain the sign. And it requires the executive director of the TVPA to annually file with the clerk of the legislature a certification that the signage has been installed and maintained to the best of his knowledge.

Legislator Ferretti makes a motion to amend and Legislator Drucker seconds that. All in favor of the amendment signify by saying aye. Those opposed? Amendment carries unanimously. Now on the amended local law. Legislator Ferretti.

LEGISLATOR FERRETTI: Thank you Presiding Officer Nicolello. We've had discussions on this as a body in the past and this law is intended to increase both public safety and fairness in relation to the red light camera program. There were some issues that the administration had brought to our attention which we have addressed through the amendment process now. That being DPW having an issue with the 200 foot requirement. There were some intersections where that may not be feasible. So we've amended that to being a

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reasonable amount of distance.

In terms of the issue of when a natural disaster may cause a sign to blow over would there be an issue with the court. That was brought to our attention. So now there would be a rebuttal presumption put into the legislation that would -- there would be a presumption that the signs were in place unless it can be rebutted.

Also, to ensure that the signs are there, the commissioner of TPVA will be required on July 15th and December 15th of each year to certify that the signage is in actually in place. If that is done then that rebuttal of presumption would exist.

I think this would go a long way. I'm sure many of my colleagues here on in this body would agree we all have received calls from constituents who feel they have been ticketed unfairly whether it be because of a stop unfairly stop within inches of a white line or whether they were not aware that there was a red light camera present or it was a stop that they made that was not a, quote,

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complete stop. They were going point one miles per hour.

And I'm hopeful that this legislation will go a long way in ensuring not only that these constituents feel that if they were to receive a ticket, it was a fair ticket, but also the goal of the program is to follow the law. Stop at red lights. Make complete stops on right turns on red. And if this bill gets the support of this body, which I hope it does, I feel that it will go a long way to ensure that's the case. Thank you.

LEGISLATOR NICOLELLO: Thank you Legislator Ferretti. Does anyone want to add anything? Minority Leader.

LEGISLATOR ABRAHAMS: Just a quick thing. You mentioned that TPVA would be the executive director to monitor this on an annual basis?

LEGISLATOR FERRETTI: It would be every July 15th and December 15th they would certify that they have monitored it.

LEGISLATOR ABRAHAMS: In our discussion, and I don't know if Mr. Arnold

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wanted to come up, he had mentioned that he would be actually the person that monitors to ensure that. I don't know Ken if you -- this was in our conversation with our staff. I just want to make sure that's clear for the record so that it doesn't get lost in translation that TPVA is saying it's DPW and DPW is saying it's TPVA.

MR. ARNOLD: TPVA would certify. My staff may supply a document to them for that action.

LEGISLATOR ABRAHAMS: So they would still certify. Gotcha. Thank you John.

LEGISLATOR NICOLELLO: Legislator Lafazan.

LEGISLATOR LAFAZAN: My thanks to Presiding Officer and to reiterate my comments. When we last visited this we had major issue this summer with the red light camera on the intersection of 25A and Route 106. Legislator Ferretti this legislation is both timely and will positively impact the lives of my constituents and the constituents

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of all 19 of us up here. So I thank you for putting forth this legislature and I'm going to be a resounding yes.

LEGISLATOR NICOLELLO: Anyone else? Any public comment? Hearing none, all in favor signify by saying aye. Those opposed? Carries unanimously. That was the amended local law. Congratulations Legislator Ferretti.

Number six, an ordinance amending Ordinance 543-1995 as amended by ordinance 46-C-2000 and 38-A-2014 with respect to salaries and benefits for certain noncontract employees of the County of Nassau.

Moved by Legislator Ford. Seconded by Legislator Birnbaum. This needs an amendment. The amendment will reduce the payoff for unused vacation days to 30. It will increase the vacation time accruals for employees hired between August 15, 2014 and March 1, 2019. It reduces the payoff for unused sick days to 30.

Legislator Ford makes a motion to amend. Seconded by Legislator Birnbaum. All

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in favor of amending signify by saying aye. Those opposed? The amendment passes. The amended ordinance is now before us.

LEGISLATOR FORD: This legislation, which was a bipartisan effort, strikes a balance between providing ample vacation and sick benefits to Nassau County nonunion officers or employees while saving substantial taxpayers dollars by limiting vacation day and sick day payouts. Vacation day and sick day payouts are both now limited to 30 days as the Presiding Officer had stated.

I also would like to clarify new vacation days accruals on the record. For nonunion officers and employees hired in 2018 during the second year of employment, which is their 2019 anniversary date, to the 2020 anniversary date they will accrue one half vacation day up to 11 days. All years thereafter they will accrue 13 days.

Additionally, regarding sick leave, any officer or employee who already has three years of actual completed service as of her

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2019 his or her anniversary date shall not be limited to earning the days of sick leave.

This was legislation that we felt was important and we also included those employees to make amends for the employees that were hired after 2014. We all realized that we had reduced accrued vacation days and sick days to the point where it probably -- have to give credit to anybody who agreed to work with us with only getting two days vacation in their first year of employment. We are trying to even things out.

This also is when we are given benefits of having sick and vacation time it's for the benefit and welfare of the employee. So we want to urge the employees to take their time, take their sick time, to take their vacation time when necessary. So that by limiting the amount that they can retire with hopefully they will realize they should use the time before they lose it. This is why we are doing it. We will be continuously looking at this because there are some other charges that we look to make to amend some things.

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But this is actually one step in this direction and there will be other steps as well.

LEGISLATOR NICOLELLO: Legislator Bynoe.

LEGISLATOR BYNOE: Thank you Presiding Officer. I support this legislation moving forward. I am happy also that some items from a bill that this caucus submitted is also now being incorporated into this bill. I think that's wonderful. There were provisions that were provided on our version of the bill that weren't incorporated. But I do think this is a great step forward and I think we can continue to look at the bill for modifications in the future.

In particular, I would like to share a little something with you guys that one part of the bill that wasn't included was a requirement that employees take at least five consecutive days of vacation each year so that they could use their time. It's used very heavily in the banking industry and it's one of the items that's audited. It's used as

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an audit for fraud detection. If they come in and see someone hasn't taken a five day vacation they in many cases write it up as a finding.

I found an article, there are many articles that speak to this issue, but one in particular to a municipal employee who worked for Dixon, Illinois as a comptroller. This person actually, in a relative uncomplicated scheme, for 22 years embezzled from the government. 179 deposits were actually siphoned from the municipal government resulting in I think it's somewhere about -- she stole $181,000 over that period of time and it was only detected when that person took an extended vacation. So there is a benefit to having employees take a five day consecutive vacation. I would just hope that this body down the road would consider that as well as other items that weren't part of that bill.

LEGISLATOR FORD: You and I both sat and talk about this and this was something we had our differences. While I agree with

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it, I liked the thought process behind it, I had some concerns only because if people had certain circumstances with families, they may want to save their vacation time like maybe take every Monday off if they have a sick child, whatever, it could be something like that.

That being said, I think that we even had a meeting with you and resources, they weren't inclined to support this. But this is something that I think even now that we have an inspector general we can ask her what her thoughts are on this. She may find this may be a tool she may use in the scope of her job. Whether or not that would make it easier for her. Maybe if we can't do it like every year you have to take it, maybe if we did it every other year or something where we can mandate the five day vacation rule. So that at some point we would be able to audit some of the positions to see if there's anything going on. But I believe it should still be something we should consider and think about.

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LEGISLATOR BYNOE: Thank you.

LEGISLATOR NICOLELLO: You have been waiting patiently.

MS. HUBER: Karen Huber from the Office of Human Resources. Thank you for allowing me to speak on this piece of legislation today. It is the county's understanding that the implementation of this new legislation will coincide with the implementation of the people's application which is slotted to start March 1 of 2019. We have committed to work with the comptroller's office to make that implementation date and we believe that the March 1, 2019 implementation date of the legislation would ease the transition with making this new legislation a change because of the current system that we have now and the support that we have for that current system is slowly diminishing because of attrition and retirements that it would be easier to implement it with the people's application of March 1st. Thank you.

LEGISLATOR FORD: Thank you. And I also, aside from the recommendation made by

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Legislator Bynoe, that we look into this, one issue I have also is the bridging of time because we eliminated that ability for people who worked in other governments when they came over here to be able to bridge their time. I'm hoping that once we do this and have people serve it might make it easier for you to be able to track down where people worked and to see if there's any considerations we can give for those people and if it will work in their benefit as well.

MS. HUBER: The only concern and I would like to bring it up is that because the implementation is March 1 of 2019 that we may have some gaps in employees that have an anniversary date between January and the end of February that we have to consider them in some way also. Thank you.

LEGISLATOR FORD: Thank you.

LEGISLATOR NICOLELLO: Anyone else in the legislature? Any public comment? Mr. Budnick.

MR. BUDNICK: Speaking for myself, based upon my experience as a park

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ranger where once because of the attack and injury of a fellow employee I was brought back in from vacation. And on at least three occasions in the District Attorney's Office, because of two eavesdropping warrants that had to be done and one other situation that had to be addressed I was brought back in from vacation. I would hope that you might consider some time in the future considering some reserving of benefits of those who have had their vacations cancelled by their department head. That's all. Thank you.

LEGISLATOR NICOLELLO: Thank you again. Anyone else? All in favor of the amended ordinance signify by saying aye. Those opposed? Carries unanimously. Now we have emergency items. Mr. Pulitzer could you call all the emergencies at once.

MR. PULITZER: Be my pleasure. An emergency resolution declaring an emergency for immediate action upon number one, a resolution to authorize a transfer of appropriations heretofore made within the budget for the year 2018. An ordinance

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supplemental to the annual appropriation ordinance in connection with the general fund. That was number two.

Number three, an ordinance supplemental to the annual appropriation ordinance in connection with the general fund.

Number four, an ordinance supplemental to the annual appropriation ordinance in connection with the general fund. That was number five. A resolution to authorize a transfer of appropriations heretofore made within the budget for the year 2018. I'm going to call an emergency for clerk item 658-18.

LEGISLATOR NICOLELLO: Are you done?

MR. PULITZER: Are you recusing Legislator Rhoads?

LEGISLATOR NICOLELLO: Legislator Rhoads, why don't you leave for the emergency call and then you can leave for the specific item as well. What item is that? Let the record reflect that at this time Legislator

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Rhoads is leaving the chambers. He is not going to participate in debate, discussion or vote on the emergency and will not be participating in the debate or discussion or the vote on the item.

MR. PULITZER: I will read it Presiding Officer. An emergency resolution declaring an emergency for immediate action upon a resolution authorizing the county attorney to compromise and settle workers' compensation claims pursuant to the workers' compensation law section 14(6) and section 15-8 as well as the county law, the county government law of Nassau County and the Nassau County Administrative Code.

Next one would be emergency item 659-18. An emergency resolution declaring an emergency for immediate action upon a resolution to accept a gift offered by the Terry Farrell Firefighters Fund to the Nassau County Office of Emergency Management.

Next would be emergency for clerk item 660-18, an emergency resolution declaring an emergency for immediate action upon an

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ordinance repealing ordinance 172-18 and fixing the tax rates and levying taxes for the 12 months 2019 fiscal year, beginning January 1, 2019 and ending December 31, 2019, upon taxable properties within the towns and cities of the county of Nassau for county; county fire prevention, safety, communication and education fund, county police headquarters, county police district, Nassau Community College, county environmental bond fund, Nassau County Sewer and Storm Water Resources District Fund, county Disputed Assessment Fund and for the aforementioned 2019 fiscal year for town, town highway, town general fund, town general fund part town, town special district, unpaid water charges in arrears, town sidewalks and curb assessment and imposed within the county of Nassau outside the city of Long Beach and determining the equalization rates in relation thereto and authorizing and directing the county executive and the clerk of the Nassau County Legislature to execute separate tax warrants addressed to the receivers of the taxes of the towns and the

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cities within the county of Nassau for the collection of the several sums mentioned therein; pursuant to the provisions of the county government law of Nassau County and the Nassau County Administration Code, the real property tax law, the county law, the local finance law, the tax law, the town law and the education law of the state of New York.

Any questions?

LEGISLATOR NICOLELLO: Thank you Mr. Pulitzer. Legislator Gaylor makes a motion to establish the emergency. Seconded by Legislator McKevitt. All in favor of establishing the emergency signify by saying aye. Those opposed? Passes unanimously. The emergencies are established.

Since Legislator Rhoads is not in the room let's call his item, which he is recusing himself, item 658 of 2018 is a resolution authorizing the county attorney to compromise and settle workers' compensation claims pursuant to the Workers' Compensation Law Section 14(6) and Section 15 subdivision 8, as well as the county law and the county

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government law.

That one is moved by Legislator Solages. Seconded by Legislator Kennedy. That is before us.

MS. LOCURTO: Lisa Locurto from the county attorney's office. I am joined by counsel from our third party administrator Triad. This is an offer with the state to buy out certain workers' compensation claims. To go into the specifics of the claims I would suggest we go into executive session. But we are available to discuss all aspects of the settlement and why we feel it's beneficial. We are also going to have Budget come in with us to lay out how the monies will be spent.

LEGISLATOR NICOLELLO: I don't know that we are asking any questions on specific claims. I don't think this has to go into executive session. Does anyone have questions as to specific claims that's being settled? No. I think we can go ahead and do this in public.

MS. LOCURTO: I'm going to have counsel explain the structure of the

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settlement.

MR. SINDORF: I'm Lloyd Sindorf, the chief financial officer of the Triad Group, Nassau County's third party administrator for workers' compensation.

On behalf of the county, Triad has negotiated on the county's behalf with the New York State Workers' Compensation Board legal Agreement Management Office for a proposed buyout of the county's 15A compensation claims. The county has 132 open 15A claims and receives approximately $900,000 per year in reimbursements from New York State. The reimbursements are provided for workers compensation cases that involve injured employees with prior injuries or preexisting conditions and are paid from the New York State special funds. Based on the calculated life value of the 132 15A claims the State is offering the county 14.7 million to buy out these claims and no longer provide the county with the eligible special funds reimbursement each year.

Triad is suggesting that by using a

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portion of the 14.7 million buyout, estimated to be approximately $15.8 million to settle cases via full and final Section 32 settlement and the county can offset the loss of annual cash flow from reimbursements that will end with the buyout.

Through these settlements the county will also offset the long-term liability of the 15A cases. With the buyout the county would have a remaining 8.9 million from the buyout for general budget purposes and would relatively unchanged in terms of annual expenditure and long term liability of the workers compensation program. Thank you.

LEGISLATOR NICOLELLO: Are all of the claims being resolved?

MR. SINDORF: Yes. Out the 15A fund there.

LEGISLATOR NICOLELLO: How is it that the county is receiving more money from the state than it would take to resolve the claims?

MR. SINDORF: Through our strategy we are suggesting settling cases outside of

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those 132 15A cases. These cases that we're settling are more recent and higher cost claims that the county is responsible for. Not these 15A cases.

LEGISLATOR NICOLELLO: I don't know if I follow you there. Tell me that again.

MR. SINDORF: We are suggesting the settlements be on newer higher cost claims that are not part of this 15A fund. This 15A fund was established for older cases that had preexisting conditions for employment. So with these new cases that are being settled the county can go lower their liability and cash flow that they are losing from this 15A fund.

LEGISLATOR NICOLELLO: The older cases will continue?

MR. SINDORF: Yes and they will become the county's full liability and will no longer receive those 15A reimbursements.

LEGISLATOR NICOLELLO: How many of those cases are there?

MR. SINDORF: These 15A claims

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were claims prior to 2007 when the fund was officially closed in 2010 but for claims that were reported 2007. These are claims that are over ten years old. And I'm sorry, what was the most recent question?

LEGISLATOR NICOLELLO: Is there any continuing liability for the county on the claims?

MR. SINDORF: On 15A claims yes. The county would take over that liability because they would no longer receive that approximately $900,000 reimbursement. With that reimbursement that is projected to decline over the years as those cases, the individuals on those cases pass away and the fund also diminishes.

LEGISLATOR NICOLELLO: Why is this on by emergency? Do you know?

MS. LOCURTO: The State has made a 60 day window of opportunity to take advantage and sign the stipulation. So we would like to get it signed as soon as possible. The buyout is based on the percentage point to discounted over the life

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of the claims to today's value. That percentage point is at a favorable basis point. So we want to take advantage of it before the close of the year if possible.

LEGISLATOR NICOLELLO: When does the 60 day period end?

MR. SINDORF: February 14, 2019.

MS. LOCURTO: Looking at the current rates, like in the last two weeks, the percentage buyout has increased. So then the amount -- I'm sorry decreased -- so the amount to get the highest present day value percentage point we want to lock into that rate as soon as possible.

LEGISLATOR NICOLELLO: What do you think it's going to change between now and February?

MR. SINDORF: The proposal is based on the 20 year treasury note rate plus an added 50 basis points. Just giving the upcoming expected federal reserve increases in the rates that will increase the discount rate for this proposal.

LEGISLATOR NICOLELLO: I'm just a

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little confused. The State is offering a certain amount of money. Is that amount of money tied to these financial conditions that you are referring to?

MR. SINDORF: Yes. In their calculation they take those 132 15A cases and they project the cost over the lifetime based on the life expectancy of those individuals. Then with that calculation they discount back the value to today's value using that US treasury rate. They're discounting the indemnity value but not the medical value. So that discount impacts that indemnity value that's being offered in the proposal.

LEGISLATOR NICOLELLO: Deputy Presiding Officer Kopel.

LEGISLATOR KOPEL: First of all, there's no possibility of future cases being filed that are not being considered?

MR. SINDORF: No. The 15A fund has been closed to any future cases.

LEGISLATOR KOPEL: You mentioned the calculation based on a discounted cash flow kind of calculation there. Is this offer

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firm for the 60 days?

MR. SINDORF: Yes.

LEGISLATOR KOPEL: Then the possible rate changes by the fed should not make any difference, wouldn't that be fair to say?

MR. SINDORF: Yes. But if the proposal were to expire they would adjust the --

LEGISLATOR KOPEL: Understood. But the Presiding Officer asked why it was done by emergency. It seems to me that this might be from a little bit of time for us to study it and there's just no reason, I mean, the reason that you gave just doesn't seem to apply. There isn't any emergency. If it's firm. If we were in February or something I get it. Or the offer wasn't a 60 day offer, take it or leave it and you got ten minutes I get it. But I don't see where the urgency is here.

MR. PERSICH: Andy Persich, Office of Management and Budget. Part of the reason we were looking to get the money in

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'18, was to try and close this deal to hopefully offset any shortages we may have in the '18 budget. We know it's expiring. We looked at this way back when but we weren't sure if it was viable deal. It came to us. We thought it was reasonably sound. Financially made sense. And we could use it in '18. So.

LEGISLATOR KOPEL: Does the '18 budget is it still unbalanced?

MR. PERSICH: It's marginally balanced as we sit here right now.

LEGISLATOR KOPEL: And the '19 budget you're flush?

MR. PERSICH: '19 hasn't even started yet.

LEGISLATOR KOPEL: Any projections?

MR. PERSICH: I'm hopeful it is. We presented it as balanced. So we hoping it will continue that way. Things change every day in budget land. I hate to say that. Every day is something new.

LEGISLATOR KOPEL: How much do

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you still need to balance in '18?

MR. PERSICH: As of my November report -- we've had this in our projections as doing this back in October we were trying to see structurally if we could do this. We pulled it out. We're looking to put it back in because we are marginally the $2.5 million surplus as of the October projections that we did. So it's very close. On the plus side surplus of around 2.5.

LEGISLATOR KOPEL: We are already at the end of December.

MR. PERSICH: We won't really know how '18 finishes until the end of January because we have accruals and everything else that gets done. As it stands right now with some budget holes we got in the beginning of the year, some shortage in other revenues, we are balanced but it's very close.

LEGISLATOR KOPEL: Okay.

LEGISLATOR NICOLELLO: So in other words, this is being driven by budgetary needs of the county as opposed to --

MR. PERSICH: Correct Presiding

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Officer. Somebody is coming to us with a pretty good deal. On the surface it looks like financially it works. And the sooner we get the money in the door the better we are. Things could change January 1st. You don't know what's going to happen in the state. This fund is, for lack of a better word, is evaporating over time. They are offering a pretty favorable deal that I think when you look at it on the surface somebody wants to give the county money to pay down claims without bonding for it. It makes sense.

LEGISLATOR NICOLELLO: Is there anything that suggests it's going to evaporate?

MR. PERSICH: It's a million dollars a year roughly thereabouts. $900,000 that we get it over time. But the workers' comp fund isn't the most solvent fund out there in the state. And the second injury fund I would be cautioned as to how much longer it may be in existence. We don't know when the state is going to change it and we have to fund this.

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LEGISLATOR NICOLELLO: Do you have any information that this is going to evaporate by the end of January?

MR. PERSICH: I do not have that.

LEGISLATOR NICOLELLO: To do what you are suggesting in terms of taking $8 million and using it to budget balancing for 2018 we still have continuing workers comp claims, correct?

MR. PERSICH: That is correct.

LEGISLATOR NICOLELLO: And when the state makes this one time payment those payments would no longer be made by the state?

MR. PERSICH: Correct.

LEGISLATOR NICOLELLO: So what you're doing is you're taking these monies from the state which would be used to offset some of these claims and you're simply using it to balance a budget for 2018.

MR. PERSICH: I view it as we're reducing our claims liability by using some of these proceeds to buy out some of the higher claims we have.

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LEGISLATOR NICOLELLO: I agree with that part of it but the rest of it you want to use simply for the purposes of a budget balancing.

MR. PERSICH: It's a one shot. I'm not going to tell you it's not. If we were flush with a lot of cash I wouldn't be here go.

LEGISLATOR NICOLELLO: It's a one shot and we know the expenses are going to continue into the future?

MR. PERSICH: Correct. I would say we are reducing claims that are higher value with the money we are receiving in. I'm hoping that it will reduce our expenses in appropriations in future years is what I'm looking for.

LEGISLATOR NICOLELLO: I understand that part of it and it appears based on what you're telling us there's value to that. But again this $8 million that you are taking out and using to balance the budget it takes that money out of being used for purposes of paying these claims going

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forward. So going forward there won't be the state monies to reimburse us. We'll have taken $8 million and put it into the budget you'll have to use county operating funds.

MR. PERSICH: This is on the recommendation that this deal came to us from our third party administrator.

LEGISLATOR NICOLELLO: I'm disputing but I am disputing what you intend to do the proceeds of the deal.

MR. PERSICH: Lloyd has one comment to make for you.

MR. SINDORF: I want to add on the settlements, we are projecting with those settlements we would offset the county's exposure from these 15A cases. So let's say that the county is losing $900,000 of reimbursement, if we settle what we are projecting to be 30 cases the county would no longer have to pay out on those 30 cases that we are projecting which would equate to approximately the $900,000 that they are receiving from the state for the reimbursements.

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LEGISLATOR NICOLELLO: On the other hand, if the $8 million they intend to use to balance the budget that still is available in a reserve fund or in some other form to pay claims you could in fact settle more cases which in fact would lower the county's exposure.

MR. SINDORF: Correct. If we used more than the $6 million we are proposing you could offset it even more than what you're doing now just to be even. To live off the cash flow annually and long-term liability.

LEGISLATOR NICOLELLO: Anyone else have any questions?

LEGISLATOR ABRAHAMS: Thank you Presiding Officer. I think Andy can probably answer my question in regards to the budgetary stuff. If I heard it correctly Andy, it sounded like we were going to spend 5.8 million on post-2007 cases. My question is more tied to how will we know we have enough to pay for the pre-2007 cases?

MR. PERSICH: I'm going to have to defer to my expert here but we budget every

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year what we have to pay out in workers' comp claims. This is on the expense side of the budget. So, the revenue coming in is just an offset in the workers' comp budget. But we have to appropriate money for the expenses that these claims costs us annually. So new claims, old claims are paid out of our bucket of budget lines. We will always have to appropriate what we estimate those costs to be in the operating budget annually. And it's broken into four different categories. It's medical, indemnity assessment and there's another one I forgot off the top of my head. Every year we budget an appropriation to cover the cost of these claims.

LEGISLATOR ABRAHAMS: I guess my question is more tied to the fact that before we've been getting money from the state to be able to pay these claims. Now we won't be with this settlement.

MR. PERSICH: Correct.

LEGISLATOR ABRAHAMS: So, I guess I get back do you have a breakdown of the claims by the year that they actually were

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generated?

MR. PERSICH: I'm pretty sure we sent that claims history over to you guys on Friday.

LEGISLATOR ABRAHAMS: If we have it we have it. I guess we can review that. I'm just concerned about --

MR. PERSICH: One piece of this that I think needs to be looked at too is part of the assessments that we get every year from workers' comp there's different buckets. Part of what we pay into is an expense to us. There's this shortage in the second injury fund where the 15A comes. We pay into that. It's kind of our money a little bit that we are paying back to. We funded the fund and that's how we're getting the money back. So.

LEGISLATOR ABRAHAMS: I have to go back and discuss this with staff. Another quick question. There's been a lot of back and forth in regards to the budgetary purposes of doing this. What you're stating for the record today is that if the legislature does not pass this today it won't be allowed to use

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as part of 2018? I don't know why I remember from previous years the mechanics were there for items that we've moved transfers or considered items in January that still had the impact on 20 -- or the previous year's budget. Sounds like there is some trepidation about doing this by emergency. Can it be done in January or you're saying it has to be done today?

MR. PERSICH: I think the only way the comptroller's office will recognize this is if we execute the agreement before the 31st of December. For lack of a better thing, it's a settlement of a claim is how we're doing this. It's not an accrualable item in their eyes for 2018.

LEGISLATOR ABRAHAMS: Thank you.

LEGISLATOR NICOLELLO: Two things. One is, speaking for our side, whether we need some more analysis. Probably an analysis by the Independent Budget Review Office of how this deal works. And eventually, if it is in the county's best interest, certainly we would be inclined to

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accept the monies from the state.

But the second part of this, the use of the $8 million is a one shot for a budget that you've indicated is in balance. When you will no longer have this money available, this $8 million, to pay for ongoing expenses from a budgetary standpoint that makes no sense whatsoever to us.

MR. PERSICH: Fair enough. I understand your position. It's been part of our projections. We took in, we put it back, we took it out. We were anticipating this since I want to say September or thereabouts. But we had to do an analysis on our own to see if this was viable. That's the reason it came to you guys late.

LEGISLATOR NICOLELLO: We would ask that you come back with at least the settlement stating the payout with the state. We'd be interested in considering that in January. But we're not going to be doing that today. I would ask for a motion to table. Motion by Legislator Gaylor. Seconded by Legislator Kopel. All in favor of tabling

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signify by saying aye. Those opposed? It's tabled by a unanimous vote, correct? Let's recalibrate that vote. Ten votes to table and eight votes not to table.

LEGISLATOR ABRAHAMS: You guys all agree not to table? Eight votes not to table.

LEGISLATOR NICOLELLO: We have ten votes to table. Eight votes not to table. Therefore it is tabled.

You can invite Legislator Rhoads back in the room.

There are items in the emergency calendar that are consent items. I will call those now. 659 of 2018, 660 or 2018, 663. I'm sorry, that's 653. 654, 657. Moved by Legislator Mule. Seconded by Legislator Lafazan. All in favor of these items signify by saying aye. Those opposed? They carry unanimously.

Now we have just two more items that have to be called. 655 is an ordinance supplemental to the annual appropriation ordinance in connection with the general fund.

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Full Leg - 12-17-18

Moved by Alternate Deputy Presiding Officer Ford. Seconded by Legislator Bynoe. That's before us. This is the TPVA item, 655.

MR. PERSICH: This item is a supplemental appropriation in the amount of $3.4 million to cover the expenses to the third party red light camera vendor. The revenues in TPVA have been doing well and this is the offsetting expense to cover those expenses.

LEGISLATOR NICOLELLO: Do we have any questions on this? Legislator Ferretti.

LEGISLATOR FERRETTI: Good evening Mr. Persich. How are you? Just a couple of questions. Where is this excess revenue coming from? I know you said it's doing well.

MR. PERSICH: It's already booked in the system. These are violations that we have already late. We have a revenue in the financial system that says we have exceeded the budget by this amount. Now we have to pay the third party vendor. Which we haven't paid yet. We have no appropriation left. Because

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the revenue has been so strong it's lagging. We are approximately I want to say $69 million or above that. I'm sorry. $78 million as total revenue collections within the department of TPVA. A portion of that money is the red light camera violations. This is a function of those violations being so high it's exceeded the appropriation budget, meaning the expenses are in direct correlation with the revenue.

LEGISLATOR FERRETTI: Is this a result of increased intersections that are controlled by the red light cameras?

MR. PERSICH: I think part of it is volume. Part of it is has got to do with the number of cameras. And I think from last year, our violations from what I see, is up by 40,000. So it's creating a revenue stream because the number of violations are up.

LEGISLATOR FERRETTI: Do we know if the amount of intersections controlled by cameras is increased?

MR. PERSICH: I don't think it's increased enough to sustain. I think it's

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just the fact that the existing intersections are generating revenue too.

LEGISLATOR FERRETTI: It's concerning to me that -- we all like revenue but the goal of the red light camera program is to increase public safety and really for it to be working the amount of revenue in my opinion should be decreasing not increasing. So if there is some other factor like an increase in the amount of intersections controlled that would in my mind at least ease my mind that this program is working. But if you're telling me the amount of intersections are remaining static and the amount of tickets that are being issued are going up.

MR. PERSICH: It's twofold. I think we have additional cameras out there in '18. But the second thing too, as far as change of behavior, it does definitely change behavior. But I think when the new drivers, if you have teenagers that get their licenses and everything else, they think these red light cameras are not there. Sometimes you get the newbie violation almost like the cell

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phone thing that they end up getting hit with the violation.

LEGISLATOR FERRETTI: We always have 17 year old drivers. We had 17 year old drivers last year. We'll have 17 year old drivers next year. If the amount of intersections are the same and the amount of ticket violations is increasing something is not working.

MR. PERSICH: Point taken. I agree with that analysis.

LEGISLATOR FERRETTI: Does any of this revenue, is any of it from increased boot and tow?

MR. PERSICH: I'm sorry?

MR. PERSICH: Is any of the increased revenue attributed to increases in the boot and tow.

MR. PERSICH: Collections are partially up but not boot and tow. The scofflaw enhancement that we're talking about no. From previous sessions no. But part of it is from additional collections but not on the moving violation side of it. This is red

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light camera revenue which is a separate thing. It's the vendor who needs this money to get paid.

LEGISLATOR FERRETTI: Thank you.

LEGISLATOR NICOLELLO: Anyone else have any questions? Legislator Birnbaum.

LEGISLATOR BIRNBAUM: Do you know how often we pay the vendor? How many times a year? Is it just once a year?

MR. PERSICH: No. We pay them pretty much monthly. We are getting down to the end of the year. Because revenue is going through has been higher than what we anticipated the appropriation on the expense side had outpaced it. It's a good news bad news story. The good news is that we got more money in the door. The bad news is we have to pay somebody a little bit to collect that money.

LEGISLATOR BIRNBAUM: Do you know if the contract with this vendor is remaining the same for next year?

MR. PERSICH: I do not have the

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answer to that Legislator. I can get you the answer to that. It's the same vendor I think for the past number of years.

LEGISLATOR BIRNBAUM: I know it's the same vendor but I think the contract had switched. The amounts we were paying them based on the amount of tickets.

MR. PERSICH: It might have but I don't think it has switched recently.

LEGISLATOR BIRNBAUM: Not recently but I just wondered how many years this contract is in place and if our revenues are going up are they making an extra percentage over a certain amount?

MR. PERSICH: It's static at 35 from what I understand. It's a standard cut that they get.

LEGISLATOR NICOLELLO: Anyone else? Thank you Andy. Any public comments? All in favor signify by saying aye. Those opposed? Carries unanimously. I believe the last item on this calendar 656 of 2018 an ordinance supplemental to the annual appropriation in connection with the general

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fund. Moved by Legislature Birnbaum. Seconded by Legislature Walker. 656.

MR. PERSICH: Yes. This item is supplementally appropriating additional sales tax revenue for suits and damages that we have to pay in 2018. So we need the money in the appropriation in order to cover this shortfall. These are suits that need to be settled, that have been settled in '18 and I don't have an appropriation to cover it as a result of the Restivo judgement. So I need to put additional funds in there to cover the shortfall.

LEGISLATOR NICOLELLO: Anyone have any questions on this? Thank you Mr. Persich. Appreciate it. Any public comment? Hearing none, all in favor signify by saying aye. Those opposed? Carries unanimously.

We have a motion to adjourn.

Mr. Pulitzer, would you call the procedural resolution setting a calendar for 2019. That will be the last item of business.

MR. PULITZER: I don't have it

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Presiding Officer. I'm getting it now. I don't have it right at the moment. I will go ahead Presiding Officer.

A resolution as to procedure to establish a calendar for meetings of the legislature of the County of Nassau for the calendar year of 2019 pursuant to the county government law of Nassau County.

LEGISLATOR NICOLELLO: Thank you. Motion by Legislator Gaylor. Seconded by Legislator Bynoe. Sets the calendar next year. If there are any conflicts we will try to resolve them early in year. We can amend the calendar at that time. Any discussion? Public comment? All in favor signify by saying aye. Those opposed? Carries unanimously.

We are going to put this meeting in recess. We do have additional public comment which we will call at this time. Thank you Mr. Lewis. You have been waiting for hours.

MR. LEWIS: Thank you honorable members of the legislature, Presiding Officer.

LEGISLATOR NICOLELLO: You helped

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create us so it's partially your fault.

MR. LEWIS: Neil Lewis, executive director, Sustainability Institute of Malloy College. As you know, we work on energy policy issues at the Sustainability Institute, and I thought I would give you a report for our efforts this year. We had a few goals and I have some newsletters and I was going to hand them to you when I was done speaking.

The big issues that we were interested in and been following for a couple of years now is commercial pace. The ramping up for EV, electric vehicles, building retrofits by municipalities, solar mandate issue that we did a white paper on and offshore wind. So we just had a big presentation on the offshore wind project. I will save you on that.

I did want to mention a paper that we wrote that we made public on Friday at our meeting and is now posted on our website. This one does not impact the county directly. It is a recommendation for laws at the local level, the town level, that would change

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building codes to call for solar to be included in all new building approvals. We did this paper with a lot of input. I do want to reiterate it's not something that the county would actually act on. We are recommending that it's within the powers of -- as a home rule state, the local law of the towns and villages across Long Island under which sometimes called a stretch code. This is an area where most of the codes are done at the state level. But our research showed about a dozen years ago that there's an that you can stretch the codes locally and that's the energy area. So, we have had success in doing that in the past and we are recommending it again.

You may ask why do I bother mentioning it if it doesn't actually recommend that you as a legislature do something because that is a town issue primarily, and my point is it does tie back to the main issue I did want to mention to you which is commercial pace.

So the projects that would be

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funded for new solar on new commercial buildings could all be covered under commercial pace. That's why I wanted to sort of end the year by stopping in. I wanted to thank the presiding officer, I met with several of the legislators, for your work in introducing the commercial pace legislation. As you recall, the issue was first brought before the leg in 2016. It's always been a bipartisan issue. It was unanimously approved back then but it ran into some problems. Now you've brought it back. You've held a hearing on November 15th. You amended the local law. However, you're not done yet. I encourage you to please consider putting it on for January. Basically you have all the paperwork. So what was given to you at the November meeting and reviewed by the clerks and the attorneys and everything, included the agreement with the Energy Improvement Corporation. That is the entity that you would then have representation under that the state created to carry out the program. So we still do need action on that resolution. I don't think it necessarily

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needs a public hearing again because it's just resolution.

But both of these documents that you still need to approve, the agreement and the addendum, are not things that you can change in terms of the language. So it's all what you were already given.

I wanted to end by mentioning in my handout, the newsletter on our meetings, we report on the fact that as of the beginning of October, the end of September, Suffolk County now does have commercial pace up and running. I spoke with the gentleman that we had here to speak at the hearing, Mark Feilkin. He told me there's two projects that were already under consideration in Suffolk and in for potential approval. Some $800,000 we need when we add up the two projects.

So the point is these are real properties that the commercial pace mechanism, which does not cost taxpayers anything, does not put the county on any risk, but that mechanism that helps make happen here in Nassau County.

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We've done a great job in 2018 but I just have to urge you to help make sure we get it over the finish line and get the program up and running and get those last two things approved.

LEGISLATOR NICOLELLO: Thank you for your patience and thank you for your comments. We appreciate it. Maybe if you get in touch with Mr. Otsuni we will make sure we get the resolutions and do what we have to do.

MR. LEWIS: Maybe we can come back here in January.

LEGISLATOR NICOLELLO: Right. Any other public comment? Mr. Budnick.

MR. BUDNICK: I hope somehow funding could somehow be arranged out of this source for the possibility of various county buildings getting solar cells on them to try and offset the utility bills that the county pays. Number one.

Number two, we need a separately elected Nassau County assessor. We need a separate entity separately elected from the

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rest of the administration to take care of assessments. I would hope that you would consider placing an item on next November's election for consideration of the people of Nassau County considering whether to create a separately elected assessor. I believe based upon recent incidents and situations that there is more than an adequate basis to request this.

Also like to suggest that consideration be given to recreating the presence, mandatory presence of the county executive and county comptroller here at these meetings as nonvoting members as they were for the Nassau County Board of Supervisors up until 1996.

I would like to also note something else. In this room apparently a presentation was recently given about the state of the aquifers of Nassau County. Thus far I haven't been able to obtain a copy of it. I'm trying to see what I can do about that because I think we all need to know that.

One of the things that I also would

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like to talk about for a moment is the one for dioxane problem which is different from a dioxin problem. Which is probably mostly along the Long Island Railroad track areas where it was used a number of years ago and has very possibly gotten into the aquifers. I don't know if anybody is doing any studies about that.

But I do know that the state has done a study. Apparently there are a number of water districts and entities here in Nassau County who have some of them apparently a severe 14 dioxane problem. It needs to be studied and needs to be analyzed and needs to be worked upon to determine what action needs to be taken by the county and the individual water providers. Thank you very much for putting up with me and once again Merry Christmas, Happy New Year's, happy holidays. And God bless you for putting up with me. Thank you.

LEGISLATOR NICOLELLO: Thank you Mr. Budnick. That concludes the legislative calendar, we have Rules Committee, but in the

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mean time I just wish everybody happy holidays, Merry Christmas and happy New Year.

(Meeting was recessed at 4:54 P.M.)

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CERTIFICATION

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

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

IN WITNESS WHEREOF, I have hereunto set my hand this 20th day of December 2018

FRANK GRAY

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NASSAU COUNTY LEGISLATURE

RICHARD NICOLELLO
PRESIDING OFFICER

RULES COMMITTEE

LEGISLATOR RICHARD NICOLELLO
CHAIR

Theodore Roosevelt Building
1550 Franklin Avenue
Mineola, New York

December 17, 2018
5:03 P.M.

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

LEGISLATOR RICHARD NICOLELLO
Chair

LEGISLATOR ROSE MARIE WALKER

LEGISLATOR STEVEN RHOADS

LEGISLATOR LAURA SCHAEFER

LEGISLATOR KEVAN ABRAHAMS
Ranking member

LEGISLATOR DELIA DERIGGI-WHITTON

LEGISLATOR SIELA BYNOE

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Rules - 12-17-18

LEGISLATOR NICOLELLO: Mr. Pulitzer, call the roll for the Rules Committee.

MR. PULITZER: Rules Committee roll call. Legislator Siela Bynoe.

LEGISLATOR BYNOE: Here.

MR. PULITZER: Legislator Delia DeRiggi-Whitton.

LEGISLATOR DERIGGI-WHITTON: Here.

MR. PULITZER: Ranking member Kevan Abrahams.

LEGISLATOR ABRAHAMS: Here.

MR. PULITZER: Legislator Steven Rhoads.

LEGISLATOR RHOADS: Present.

MR. PULITZER: Replacing Vice Chairman Howard Kopel will be Legislator Rose Walker.

LEGISLATOR WALKER: Here.

MR. PULITZER: Chairman Richard Nicolello.

LEGISLATOR NICOLELLO: Here.

MR. PULITZER: We have a quorum.

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Rules - 12-17-18

Legislator Laura Schaefer.

LEGISLATOR SCHAEFER: Here.

LEGISLATOR NICOLELLO: We have four contracts and an addendum item. E-132 2018 is a resolution authorizing the county executive to execute an amendment to a personal services agreement between the county and JE Architects Engineers PC, formerly known as Carter and Burgess.

Mr. Arnold.

That is moved by Legislator DeRiggi-Whitton and seconded by Legislator Bynoe.

MR. ARNOLD: E-132-18 is a contract amendment for JE Architects associated with the Shared Facilities Efficiency Program or we call it the building consolidation program. This contract is not retroactive. It expires in April. We are looking to extend an additional time until September of '21. In addition, we are looking to increase the cap of the contract by $3.1 million. The work that is ongoing that JE Architects is involved with is phase two of

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the family court. Phase one closeout of the family court. And the closeout of the crime lab. Those are the three big projects that are still ongoing that we need their services.

LEGISLATOR NICOLELLO: 132. Any questions?

LEGISLATOR ABRAHAMS: I'm sorry Rich. Hey Ken. Sorry about that. We just wanted to clarify or just wanted to ensure, understand how to ensure how DPW is going to be able to ensure that JE is providing the services to be transparent and above board? How do you do your checks and balances to ensure that?

MR. ARNOLD: We do it a couple of ways. During the claim process they have to supply an update in each monthly claim what is accomplished, which is reviewed by the department. In addition, during each phase we have biweekly project meetings with them to go over where the projects are, over the issues and what needs to be looked ahead as we go forward.

LEGISLATOR ABRAHAMS: So, in

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preparation of the RFQ and the RFP and other agreements, the contract and documentation to procure the architectural engineering firm's review and develop cost estimates and cash flow projections, to develop and maintain a master schedule for all projects including evaluate any potential change concerning the budget and scheduling impacts.

If I'm understanding your response correctly as it pertains to this, you guys generally do -- explain that to me how it pertains to what I just read.

MR. ARNOLD: The program manager is the liaison to county staff. So they work with county staff overseeing the construction manager, the contractor, the design engineers on county projects. So as those three entities supply us information they review all that information and work with out county staff to make sure that everything is adequate and we agree with it.

LEGISLATOR DERIGGI-WHITTON: Rich, can I ask one question?

LEGISLATOR NICOLELLO: Yes.

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Rules - 12-17-18

LEGISLATOR DERIGGI-WHITTON: Ken, this company is going to be issuing the RFPs right? And the RFQs?

MR. ARNOLD: This company works with county staff in development of the RFPs and RFQs. The county puts out the RFPs and RFQs.

LEGISLATOR DERIGGI-WHITTON: So the county is going to review them before they go out?

MR. ARNOLD: Of course.

LEGISLATOR DERIGGI-WHITTON: They're just writing them.

MR. ARNOLD: They're experts and supplement our staff in certain areas. This is a big problem so we need program management on this project.

LEGISLATOR DERIGGI-WHITTON: And you feel that we need this assistance?

MR. ARNOLD: Yes.

LEGISLATOR DERIGGI-WHITTON: It's a little pricey, right?

MR. ARNOLD: The big thing on this contract is the closeout out of family

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court phase one with respect to some issues there. We also expect delay claims on the closeout of the crime lab. We need their expertise in that process.

LEGISLATOR DERIGGI-WHITTON: As long as the last word is your's with the county that's what we're worried about.

MR. ARNOLD: Of course.

LEGISLATOR DERIGGI-WHITTON: Thank you.

LEGISLATOR NICOLELLO: Any other questions? Mr. Budnick.

MR. BUDNICK: John Budnick. I wanted to remark, I hope with reference to the family court project, which is continuing, that a accommodation is being arranged so we can move those juvenile delinquents, as they are now termed, including the age of 16 year olds and next year it will be the 17 year olds, out of the district court building in Hempstead and eventually have them only in the family court to keep the entire family court operation together under one roof. Thank you.

LEGISLATOR NICOLELLO: Thank you

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Rules - 12-17-18

Mr. Budnick. Any other discussion? Any public comment? All in favor signify by saying aye. Those opposed? Carries unanimously.

E-133 of 2018, a resolution authorizing the county executive to execute an amendment to a personal services agreement between the county and Jacobs Project Management Company.

Moved by Legislator Rhoads. Seconded by Legislator Schaefer.

MR. FALKOWSKI: Good afternoon. Vinnie Falkowski, deputy commissioner environmental programs for Department of Public Works. I manage the capital program as it relates to the sewage treatment plants, the collection system and the pumping stations that support our system.

Item E-133-18, which is an amendment to Jacobs Facility Program Management to provide management services for the capital program at the sewage treatment systems at Cedar Creek, Glen Cove and for the non-Sandy related pumping stations. The

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Department of Public Works therefore requests that this body approve E-133-18 with Jacobs Project Management Company in the amount of $2,989,971 as well as extend the contract expiration date until December 2020.

LEGISLATOR NICOLELLO: Thank you. Do we have any questions? I don't hear any. Legislator DeRiggi-Whitton.

LEGISLATOR DERIGGI-WHITTON: This is a year late? Is the contract late?

MR. FALKOWSKI: No. It expires this month.

LEGISLATOR DERIGGI-WHITTON: Okay. I have it that the amended amendment ended on December 31, 2017.

MR. FALKOWSKI: There's a one year letter of extension by the department by the commissioner.

LEGISLATOR NICOLELLO: Any other questions? Any public comment? Hearing none, all in favor signify by saying aye. Those opposed? It carries unanimously.

E-134 2018 is a resolution authorizing the county executive to execute an

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Rules - 12-17-18

amendment to a personal services agreement between the county and the Nassau County Vocational Education and Extension Board.

Moved by Legislator Rhoads. Seconded by Legislator Walker.

MR. TUSSA: Scott Tussa, chief fire marshal Nassau County.

Item E-134-18 is an amendment to the current VEEB contract to extend it through 2019. The VEEB contract provides for fire training for the 71 volunteer fire departments in Nassau County. This extension would be at the same cost as the 2018 contract. There would be no increase in cost to the county.

LEGISLATOR NICOLELLO: Thank you Chief. Does anyone have any questions? I don't hear any. Any public comment? All in favor signify by saying aye. Those opposed? Carries unanimously. Thank you. Enjoy the holidays.

E-135 2018 is a resolution authorizing the county executive to execute an amendment to a personal services agreement between the county and the Water Division of

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Rules - 12-17-18

Arcadis, a joint venture.

Moved by Legislator Bynoe.

Seconded by Legislator DeRiggi-Whitton.

MR. FALKOWSKI: I have been asked to speak to Nassau County Legislature about 135-18, which is an amendment to the Hazen and Sawyer, Malcomb, Pirney joint venture as you mentioned.

This joint venture has been a tremendous asset since Superstorm Sandy devastated our sewage treatment plant at Bay Park. They have partnered with Nassau County and our many vendors and contractors to make an indelible progress on several severely damaged Bay Park facility, as well as with efforts to improve the county's resiliency during future events.

The great Vince Lombardo once said "Individual commitment to a group effort that's what makes a team work, a company work, a society work, a civilization work."

The joint venture has made a tremendous difference towards the county's goal to restore these services and improve our

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environment going forward. The amendment will assist the county with program management services for the western bays resiliency project, as well as a continuation of the capital program for environmental services at Bay Park and Sandy-related pumping stations.

The amendment also contemplates efforts to further mitigate the release of nitrogen into Reynolds Channel and the western bays through the Long Beach consolidation and through the potential Point Lookout sewer effort. A feasibility study is contemplated for the Point Lookout area in 2019.

The amendment supports the coordinated effort between the New York State Department of Environmental Conservation and Nassau County to revive the western bays. Which was once a productive fishing area and the largest concentration of salt marsh in the South Shore estuary.

The county is a party to this agreement with the New York State Department of Environmental Conservation agreement number CO1-20170626-244 to restore and provide

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mitigation efforts to our systems to ultimately improve water quality in our waterways.

The Department of Public Works therefore requests that this body approve E-135-18 with Hazen and Sawyer Malcomb Pirney joint venture in the amount of $24,352,000 as well as extend the contract expiration date until December 31, 2023. Thank you.

LEGISLATOR NICOLELLO: That may have been the first time anyone has quoted Vince Lombardi on behalf of a contract in front of the Rules Committee.

MR. FALKOWSKI: I've been accused of being the first for many things.

LEGISLATOR NICOLELLO: Anyone have any questions? Minority Leader.

LEGISLATOR ABRAHAMS: According to the backup the contract cost is 24.3 million as you mentioned. Just explain to us again the necessity to expand the scope of services. Seems like a very large number.

MR. FALKOWSKI: Yes, it is a very large number. It's a very large program. As

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many of you are aware, we have funding for, you know, the rebuilding of Bay Park. It's about $830 million plus the resiliency project. Several hundred million dollars more. So we're talking in the order of over a billion dollars for this program. Hence the quote, it takes a very large team to build very large programs. I've built billion dollar programs before and this team is the finest I've seen across several governments. New York City, New York State. It's a really good team and there's a lot of value added. The costs are attributable to finish the program that we are undertaking right now to add the resiliency project, to do the consolidation with Long Beach and potentially sewer Point Lookout.

LEGISLATOR ABRAHAMS: Okay.

LEGISLATOR NICOLELLO: Any other questions? Any public comment? Hearing none, thank you sir. All in favor signify by saying aye. Those opposed? Carries unanimously. I'm going to call for a motion to untable several items. A-59 2018, E-127, E-128,

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E-129, E-130 of 2018. Motion to untable by Legislator Walker. Seconded by Legislator Bynoe. Those items are untabled.

At the request of the administration, want to say a few words on behalf Mr. Arnold? Before you say anything, moved by Legislator Walker. Seconded by Legislator Bynoe. We need a vote on the motion to untable. All in favor of untabling signify by saying aye. Those opposed? Carries unanimously.

MR. ARNOLD: These are very important projects. The first one, A-59, is the purchase of trucks for the use for Suez. I have both Mr. McDermott here and Mr. Cotugno to answer questions on that.

The other four are our civil site on-call design contracts. That I believe the issue was our utilization plan was brought up at the last meeting why they were tabled. I clarify that on-call contracts are associated with unscoped work. It's civil design work but we don't know the exact scope yet, so the department does not look for utilizations

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plans until we actually issue work task orders. Then these contractors would come in with subcontractors if needed. At that point the department would go through the reviewing process to make sure they did their outreach and comporting with appendix EG of their contracts. I will let Rich and Mr. McDermott speak to the flush trucks.

LEGISLATOR NICOLELLO: Give us the brief version.

MR. COTUGNO: Rich Cotugno. The three flush trucks were procured under the agreement between Nassau County and Suez for the operation and maintenance of the sewer system. As part of the contract on January 7, 2015, the vehicles that the county had for maintenance of the sewer collection system were transferred over to Suez. Part of the vehicles on that list are the ones that are currently under -- have been identified for replacement. They have gone beyond their useful life. They're 1996 flush trucks. There's three of them. At this time we went out and went for a replacement.

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Rules - 12-17-18

Contractually, the county, in Section 21.7, is required to pay for the replacement cost of those vehicles.

LEGISLATOR NICOLELLO: Thank you. Do we have any questions?

LEGISLATOR BYNOE: Thank you Presiding Officer. My concerns were satisfied in so much that I was able to review the portion of the contract that requires us to replace those trucks. So thank you.

LEGISLATOR NICOLELLO: Legislator DeRiggi-Whitton.

LEGISLATOR DERIGGI-WHITTON: Ken, can I clarify something? We discussed about a project in my district, the Manor Haven Boulevard, looking for the design. I just don't see it listed on here.

MR. ARNOLD: Are you looking at the backup for the on-call contract or some other document?

LEGISLATOR DERIGGI-WHITTON: No. When we were talking about the construction service. So it would be B-4.

MR. ARNOLD: There's no work

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assigned in the documents of the contract packages. I can provide you a listing of all the on-call contracts, both task orders that will be put out immediately for these. Manor Haven is definitely one of the task orders that we put out.

LEGISLATOR DERIGGI-WHITTON: For some reason I have a list of locations with all these different projects. Merrick Road, Old Country Road, Peninsula Boulevard.

MR. ARNOLD: I can tell you that Manor Haven is one of our task orders going out.

LEGISLATOR DERIGGI-WHITTON: I appreciate you putting it on the record. Thank you.

LEGISLATOR ABRAHAMS: Quick question. Just a quick question on the last four items. I want to thank Mr. Arnold for coming and meet with us this morning to give us an idea in terms of his presentation in terms of his utilization plan. In the event the utilization plan is implemented, I just want to make sure I have a clear understanding

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of who actually is going to be reviewing the best efforts to ensure that the utilization percentages are actually met as per the plan. Would that be done by Office of Minority Affairs or someone else in the administration?

MR. ARNOLD: Farrah is here from the OMA. I will ask her to come up. But the department and OMA worked together to ensure that we do our outreach. For any on-call if we get subcontractor requests and they are not minority, my staff is directed to work with her office to see what opportunities we have.

MS. MOZAWALLA: Farrah Mozawalla, Office of Minority Affairs. Because these are on-call contracts there's no task identified. Once the task is defined, then we will be reaching out to them, to DPW, and when they have their subcontractor, when they need subcontracting opportunities they will provide us with the utilization plan. If they do not have MWBEs for those utilization plans we will use our MWBE list and start emailing them and start calling the different MWBEs. If it's

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civil engineering, which I think these on-call contracts are, then it's usually surveyors, cost estimating and construction administration. Those would be the type of MWBEs that we have in large numbers and those would be the ones that we would be reaching out to.

LEGISLATOR ABRAHAMS: Real quick. In the backup one of the contracts actually indicates I guess one of the vendors felt comfortable in providing to us a utilization plan. Would your office have the capability to ensure that the percentages of that plan as the best effort is designated for minority business enterprises or women business enterprises, you feel comfortable in your office being able to track to make sure those percentages in this contract were met?

MR. ARNOLD: Before Farrah answers, let me make sure we are all on the same page. Utilization plan is misleading if it's a percentage on an on-call because we don't know the exact tasks. That consultant took it upon himself -- I'm not sure what firm

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he submitted, could have been a survey firm because a lot of these firms don't do survey -- but we don't know the exact amount of survey over the life of the contract. I don't want to mislead this body and say we have a percentage with these on-calls. It all depends on the tasks assigned and each task will ensure that any subcontractor that is proposed is vetted to make sure we get out best faith effort. If that makes sense.

LEGISLATOR ABRAHAMS: Putting aside what has been presented to the legislature, what I'm guessing is when you do develop the utilization plan at a later date the Office of Minority Affairs will have the ability to determine if those utilization plan percentages are met?

MS. MOZAWALLA: If the good faith measure is there we're trying to meet that good faith measure. So if it's not met then we would work with DPW to try to ensure it's met.

LEGISLATOR ABRAHAMS: You have the capability to determine whether or not --

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Rules - 12-17-18

MS. MOZAWALLA: For the state projects we do not. For the county projects we work together. So we try our best to make sure we do it.

LEGISLATOR ABRAHAMS: That's all. Thank you.

LEGISLATOR NICOLELLO: Any other debate or discussion? Hearing none? Any public? Mr. Budnick.

MR. BUDNICK: About vehicles that the county is purchasing and allowing its vendor to utilize, is there a provision in that contract that allows for any income that these people, these companies, generate through the use of these vehicles over and above things like bus box revenue and things like that? Either is used to defray the cost of the utilization of the equipment or to the benefit of the county against the general fund? Just a thought to pass along to you. Thank you.

LEGISLATOR NICOLELLO: Thank you Mr. Budnick. Any other public comment? Hearing none, all in favor signify by saying

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aye. Those opposed? Carries unanimously.

We have one item on the addendum that we have to consider. Legislator Walker makes a motion to suspend the rules. Legislator Rhoads makes a second to that motion. All in favor of suspending the rules signify by saying aye. Those opposed? Carries unanimously.

Item 651 of 2018, an ordinance making certain determinations pursuant to SEQRA and authorizing the county executive of the County of Nassau to accept on behalf of the county of Nassau an offer of purchase from the Nassau County Land Bank Corporation of certain premises located in the village of Hempstead, hamlets of Roosevelt, Malverne and Uniondale.

Let me get a motion. That's moved by Legislator DeRiggi-Whitton. Seconded by Legislator Schaefer. Legislator Bynoe has recused herself and is not be participating in any debate, discussion or vote on this item.

So having been said, Legislator Rhoads.

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Go ahead. You want to do a short presentation?

MS. RUSSELL: Good evening. My name is Brenda Russell Land Bank. I'm the executive director of the Nassau County Land Bank. I'm here today to seek your approval of the ordinance for the sale of Nassau County owned properties to the Nassau County Land Bank Corporation. The Nassau County Land Bank is a nonprofit organization that is charged with taking vacant, abandoned or tax distressed properties and returning them back to productive use and providing affordable housing throughout the county to its residents.

The properties that are listed here today are all former tax distressed properties that are now currently owned by the county. They are vacant properties located in residential areas. The sale would also not only help us further our mission but also generate revenue for the county as there is a 50-50 split of the net proceeds on the sale of the homes that will be built on the properties

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and the property will also be returned back to the tax rolls and be a taxable status. The Nassau County Land Bank is prepared to develop these properties as soon as this is approved. Thank you.

LEGISLATOR NICOLELLO: Legislator Rhoads.

LEGISLATOR RHOADS: Thank you Mr. Chairman. The one question I had, I think you are doing fantastic work, part of the idea was that we were going to included Sandy properties, trying to identify Sandy properties for potential inclusion into the land bank. Is it possible to get from the nonprofit just a list of what properties we have been able to identify so far? Which ones we have rehabilitated? Have we been successful in selling any of those properties? Just to keep some sort of track of what's happening.

MS. RUSSELL: We can provide you with that information. We also list all of our activity on our website, which is part of the county's website which indicates all of

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the acquisitions. And when we do have sales it will indicate that as well. Where the sales took place and how much revenue was generated from those sales.

Right now we don't have Sandy distressed properties in our ownership. However, at this point we decided to move forward with properties that are vacant because it would allow us to do new construction, which is a little bit quicker easier. Then take those proceeds and use those to reinvest in Sandy and other zombie home properties throughout the county.

LEGISLATOR RHOADS: If you need suggested properties to take a look at I could probably give you hundreds.

MS. RUSSELL: We welcome suggestions.

LEGISLATOR NICOLELLO: Any other debate or discussion? Thank you very much. Any public comment? Hearing none all in favor signify by saying aye. Those opposed? Carries unanimously.

Motion to adjourn. Minority Leader

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Abraham has been waiting for that motion all day.

LEGISLATOR ABRAHAMS: Wish everybody happy holiday season. Merry Christmas, Happy Kwanza, Happy New Year as well to you Presiding Officer and to the entire legislature.

LEGISLATOR NICOLELLO: Second on that? Legislator Walker. All in favor of adjourning signify by saying aye. Passes unanimously.

(Meeting was adjourned at 5:33 P.M.)

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CERTIFICATION

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

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

IN WITNESS WHEREOF, I have hereunto set my hand this 20th day of December 2018

FRANK GRAY

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PUBLIC NOTICE

PLEASE TAKE NOTICE THAT

THE NASSAU COUNTY LEGISLATURE

WILL HOLD A MEETING OF THE

RULES COMMITTEE

ON

MONDAY, DECEMBER 17, 2018 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 11501

MICHAEL C. PULITZER
Clerk of the Legislature
Nassau County, New York

DATED: December 10, 2018
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. Passes will be distributed on a first come first served basis beginning one half hour before the meeting begins and attendees will be given an opportunity to sign in to address the Legislature for a maximum of three minutes. **Public comment is limited to Agenda items.** The Nassau County Legislature is committed to making its public meetings accessible to individuals with disabilities and every reasonable accommodation will be made so that they can participate. Please contact the Office of the Clerk of the Legislature at 571-4252, or the Nassau County Office for the Physically Challenged at 227-7101 or TDD Telephone No. 227-8989 if any assistance is needed. Every Legislative meeting is streamed live on http://www.nassaucountyny.gov/agencies/Legis/index.html.

NASSAU COUNTY LEGISLATURE

12th TERM MEETING AGENDA

RULES COMMITTEE

DECEMBER 17, 2018 1:00 PM

Richard Nicolello – Chairman
Howard Kopel – Vice Chairman
Steve Rhoads
Laura Schaefer
Kevan Abrahams – Ranking
Delia DeRiggi-Whitton
Siela Bynoe

Michael C. Pulitzer, Clerk of the Legislature

Clerk Item No.	Proposed By	Assigned To	Summary
E-132-18	**PW**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND JE ARCHITECTS/ENGINEERS P.C. F/K/A CARTER & BURGESS ARCHITECTS/ENGINEERS P.C. E-132-18
E-133-18	**PW**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND JACOBS PROJECT MANAGEMENT COMPANY. E-133-18
E-134-18	**FC**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF FIRE COMMISSION AND NASSAU COUNTY VOCATIONAL EDUCATION AND EXTENSION BOARD. E-134-18
E-135-18	**PW**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF HAZEN & SAWYER/MALCOLM PIRNIE, THE WATER DIVISION OF ARCADIS, A JOINT VENTURE. E-135-18
			THE FOLLOWING ITEMS MAY BE UNTABLED
65-18	**LE**	**R**	**PROPOSED LOCAL LAW NO. – 2018** A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE IN RELATION TO DEPOSITS OF MATERIAL ON COUNTY ROADS. 65-18(LE)
A-22-18	**PR**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE DIRECTOR OF NASSAU COUNTY OFFICE OF PURCHASING TO AWARD AND EXECUTE A CONTRACT BETWEEN THE COUNTY OF NASSAU ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND SPRAGUE OPERATING RESOURCES LLC. A-22-18

Clerk Item No.	Proposed By	Assigned To	Summary
A-59-18	**PR**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE DIRECTOR OF NASSAU COUNTY OFFICE OF PURCHASING TO AWARD AND EXECUTE A CONTRACT BETWEEN THE COUNTY OF NASSAU ACTING ON BEHALF OF THE DEPARTMENT OF PUBLIC WORKS AND JACK DOHENY COMPANIES, INC. A-59-18
B-4-18	**PW**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO AWARD AND EXECUTE A CONTRACT BETWEEN THE COUNTY OF NASSAU ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND WELSBACH ELECTRIC CORP. OF L.I. B-4-18
E-2-18	**PW**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS, AND HAKS ENGINEERS, ARCHITECTS AND LAND SURVEYORS, P.C. E-2-18
E-46-18	**TV**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY TRAFFIC AND PARKING VIOLATIONS AGENCY AND CAMPANELLI & ASSOCIATES P.C. E-46-18
E-52-18	**PW**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS, AND ARCADIS OF NEW YORK, INC. E-52-18
E-117-18	**AT**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY ATTORNEY AND VERITEXT LEGAL SOLUTIONS. E-117-18

Clerk Item No.	Proposed By	Assigned To	Summary
E-126-18	**PK**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A USE AND OCCUPANCY AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS AND HOBIESWIM CORPORATION. E-126-18
E-127-18	**PW**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND LOUIS. K. MCLEAN ASSOCIATES ENGINEERS & SURVEYORS, PC. E-127-18
E-128-18	**PW**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND NV5 NEW YORK – ENGINEERS, ARCHITECTS, LANDSCAPE ARCHITECTS AND SURVEYORS. E-128-18
E-129-18	**PW**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND LOCKWOOD, KESSLER & BARTLETT, INC. E-129-18
E-130-18	**PW**	**R**	**RESOLUTION NO. -2018** A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND LIRO ENGINEERS, INC. E-130-18

L E G I S L A T I V E C A L E N D A R

NASSAU COUNTY LEGISLATURE MINEOLA, NEW YORK
SEVENTEENTH MEETING DECEMBER 17, 2018 1:00P.M.
SEVENTEENTH MEETING OF 2018

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. **PROCEDURAL RESOLUTION NO. 30-2018**

A RESOLUTION AS TO PROCEDURE TO APPOINT THE NASSAU COUNTY INSPECTOR GENERAL.

2. **HEARING ON ORDINANCE NO. 174-2018**

AN ORDINANCE TO ADOPT THE CAPITAL BUDGET FOR THE COUNTY OF NASSAU FOR THE FIRST YEAR OF THE FOUR-YEAR CAPITAL PLAN, TO COMMENCE ON JANUARY 1, 2019, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 548-18(PW)

3. **HEARING ON PROPOSED LOCAL LAW NO. -2018**

A LOCAL LAW TO REQUIRE CERTAIN COUNTY EMPLOYEES TO RECEIVE MENTAL HEALTH FIRST AID TRAINING. 440-18(LE)

4. **VOTE ON PROPOSED LOCAL LAW NO. -2018**

A LOCAL LAW AMENDING TITLE 72 OF THE MISCELLANEOUS LAWS OF NASSAU COUNTY REQUIRING SIGNAGE AT INTERSECTIONS INFORMING MOTORISTS OF A PHOTO VIOLATION-MONITORING SYSTEM. 541-18(LE)

5. **VOTE ON PROPOSED LOCAL LAW NO. 2018**

A LOCAL LAW TO REQUIRE CERTAIN COUNTY EMPLOYEES TO RECEIVE MENTAL HEALTH FIRST AID TRAINING. 440-18(LE)

6. **ORDINANCE NO. 152-2018**

AN ORDINANCE AMENDING ORDINANCE NO. 543-1995, AS AMENDED BY ORDINANCE NOS. 46-C-2000 AND 38-A-2014, WITH RESPECT TO SALARIES AND BENEFITS FOR CERTAIN "NON-CONTRACT" EMPLOYEES OF THE COUNTY OF NASSAU. 479-18(LE)

7. **ORDINANCE NO. 174-2018**

AN ORDINANCE TO ADOPT THE CAPITAL BUDGET FOR THE COUNTY OF NASSAU FOR THE FIRST YEAR OF THE FOUR-YEAR CAPITAL PLAN, TO COMMENCE ON JANUARY 1, 2019, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 548-18(PW)

8. **ORDINANCE NO. 192-2018**

AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE ON BEHALF OF THE COUNTY OF NASSAU TO EXECUTE A SECOND AMENDMENT TO AMENDED AND RESTATED COLISEUM LEASE, BETWEEN THE COUNTY OF NASSAU, AS LANDLORD, AND NASSAU EVENTS CENTER, LLC, AS TENANT, OF CERTAIN PREMISES LOCATED IN UNIONDALE, TOWN OF HEMPSTEAD, COUNTY OF NASSAU, STATE OF NEW YORK, SAID PROPERTY KNOWN AS SECTION 44, BLOCK F, LOTS 351 AND 415 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU, AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL PERTINENT DOCUMENTS IN CONNECTION THEREWITH. 540-18(CE)

9. **ORDINANCE NO. 193-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DISTRICT ATTORNEY'S OFFICE. 577-18(OMB)

10. **ORDINANCE NO. 194-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 591-18(OMB)

11. **ORDINANCE NO. 195-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 592-18(OMB)

12. **ORDINANCE NO. 196-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 593-18(OMB)

13. **ORDINANCE NO. 197-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 595-18(OMB)

14. **ORDINANCE NO. 198-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 596-18(OMB)

15. **ORDINANCE NO. 199-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE LITIGATION FUND. 597-18(OMB)

16. **ORDINANCE NO. 200-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE LITIGATION FUND. 598-18(OMB)

17. **ORDINANCE NO. 201-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF THE COUNTY CLERK. 599-18(OMB)

18. **ORDINANCE NO. 202-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE PROBATION DEPARTMENT. 600-18(OMB)

19. **ORDINANCE NO. 203-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 601-18(OMB)

20. **ORDINANCE NO. 204-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE FIRE COMMISSION. 624-18(OMB)

21. **ORDINANCE NO. 205-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE GENERAL FUND. 626-18(OMB)

22. **ORDINANCE NO. 206-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DISTRICT ATTORNEY'S OFFICE. 627-18(OMB)

23. **ORDINANCE NO. 207-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MANAGEMENT AND BUDGET. 628-18(OMB)

24. **ORDINANCE NO. 208-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE PROBATION DEPARTMENT. 640-18(OMB)

25. **ORDINANCE NO. 209-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HUMAN SERVICES. 643-18(OMB)

26. **ORDINANCE NO. 210-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HUMAN SERVICES. 644-18(OMB)

27. **ORDINANCE NO. 211-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HUMAN SERVICES. 645-18(OMB)

28. **ORDINANCE NO. 212-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 646-18(OMB)

29. **ORDINANCE NO. 213-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HUMAN SERVICES. 647-18(OMB)

30. **ORDINANCE NO. 214-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HUMAN SERVICES. 648-18(OMB)

31. **RESOLUTION NO. 202-2018**

A RESOLUTION TO ADOPT THE FOUR-YEAR CAPITAL PLAN FOR THE COUNTY OF NASSAU, TO COMMENCE ON JANUARY 1, 2019, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 549-18(PW)

32. **RESOLUTION NO. 220-2018**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF PLAINTIFFS, AS SET FORTH IN THE ACTION ENTITLED SHAUB GREENAWAY, SHARON KNIGHT AND AVERY KNIGHT V. COUNTY OF NASSAU, NASSAU COUNTY POLICE OFFICERS VINCENT PAPA, RONALD SCHMITT, CLARENCE HUDSON AND WILLIAM STIO, AND VILLAGE OF HEMPSTEAD AND VILLAGE OF HEMPSTEAD POLICE OFFICERS FRANE READO AND WALTER OHR, CIVIL DOCKET NO.11-CV-02024 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 612-18(AT)

33. **RESOLUTION NO. 221-2018**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM WITH DEFENDANTS, AS SET FORTH IN THE ACTION ENTITLED NASSAU COUNTY V. NEW YORK STATE URBAN DEVELOPMENT CORP. D/B/A EMPIRE STATE DEVELOPMENT CORP., ET AL., INDEX NO: 2750/2004 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 614-18(AT)

34. **RESOLUTION NO. 222-2018**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF PLAINTIFFS, AS SET FORTH IN THE ACTION ENTITLED JORGE RAMIREZ V. COUNTY OF NASSAU INDEX NO: 3770/2012 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 615-18(AT)

35. **RESOLUTION NO. 223-2018**

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 ARTISTS IN PARTNERSHIP, INC. 589-18(PK)

36. **RESOLUTION NO. 224-2018**

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 PUBLIC ACCESS TELEVISION CORPORATION. 590-18(PK)

37. **RESOLUTION NO. 225-2018**

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 FRIENDS OF TACKAPAUSHA, INC. 613-18(PK)

38. **RESOLUTION NO. 226-2018**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY POLICE DEPARTMENT. 621-18(PD)

39. **RESOLUTION NO. 227-2018**

A RESOLUTION APPROVING A SUPPLEMENTAL AGREEMENT #1 FOR FEDERAL-AID PROJECT ADMINISTERED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE COUNTY OF NASSAU TO PARTICIPATE IN THE NON-FEDERAL SHARE OF THE COST OF CONSTRUCTION, AND IN THE COST OF CONSTRUCTION SUPERVISION AND INSPECTION OF THE PROJECT, AND AUTHORIZING THE COUNTY EXECUTIVE OF THE COUNTY OF NASSAU TO EXECUTE AN AGREEMENT, ON BEHALF OF THE COUNTY WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE PERFORMANCE OF SUCH WORK FOR THE PROJECT AND FOR THE PARTICIPATION BY THE COUNTY IN THE NON-FEDERAL SHARE OF THE COST OF THE PROJECT, IDENTIFIED AS P.I.N. 0760.81, TRAFFIC SIGNAL EXPANSION PHASE 4, IN NASSAU COUNTY, NEW YORK. 617-18(PW)

40. **RESOLUTION NO. 228-2018**

A RESOLUTION APPROVING A SUPPLEMENTAL AGREEMENT #2 FOR FEDERAL-AID PROJECT ADMINISTERED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE COUNTY OF NASSAU TO PARTICIPATE IN THE NON-FEDERAL SHARE OF THE COST OF CONSTRUCTION, AND IN THE COST OF CONSTRUCTION SUPERVISION AND INSPECTION OF THE PROJECT, AND AUTHORIZING THE COUNTY EXECUTIVE OF THE COUNTY OF NASSAU TO EXECUTE AN AGREEMENT, ON BEHALF OF THE COUNTY WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE PERFORMANCE OF SUCH WORK FOR THE PROJECT AND FOR THE PARTICIPATION BY THE COUNTY IN THE NON-FEDERAL SHARE OF THE COST OF THE PROJECT, IDENTIFIED AS P.I.N. 0760.28, OLD COUNTRY ROAD SIGNALS PHASE 1, IN NASSAU COUNTY, NEW YORK. 618-18(PW)

41. **RESOLUTION NO. 229-2018**

A RESOLUTION APPROVING A REVISED SUPPLEMENTAL AGREEMENT #2 FOR FEDERAL- AID PROJECT ADMINISTERED BY THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE COUNTY OF NASSAU TO PARTICIPATE IN THE NON-FEDERAL SHARE OF THE COST OF CONSTRUCTION, AND IN THE COST OF CONSTRUCTION SUPERVISION AND INSPECTION OF THE PROJECT, AND AUTHORIZING THE COUNTY EXECUTIVE OF THE COUNTY OF NASSAU TO EXECUTE AN AGREEMENT, ON BEHALF OF THE COUNTY WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR THE PERFORMANCE OF SUCH WORK FOR THE PROJECT AND FOR THE PARTICIPATION BY THE COUNTY IN THE NON-FEDERAL SHARE OF THE COST OF THE PROJECT, IDENTIFIED AS P.I.N. 0759.98, TRAFFIC SIGNAL EXPANSION PHASE 6, IN NASSAU COUNTY, NEW YORK. 619-18(PW)

42. **RESOLUTION NO. 230-2018**

A RESOLUTION AUTHORIZING THE RELEASE OF CASH IN LIEU OF SURETY BOND IN THE AMOUNT OF $154,518.02 AND RELEASE OF CASH ESCROW DEPOSIT IN THE AMOUNT OF $6,840.76 FOR A SUBDIVISION KNOWN AS "MAP OF SEAFORD VILLAS", LOCATED AT THE WEST SIDE OF JACKSON AVENUE AND 365 FEET NORTH OF MERRICK ROAD, HAMLET OF SEAFORD, TOWN OF HEMPSTEAD, COUNTY OF NASSAU, NEW YORK. 616-18(PW/PL)

43. **RESOLUTION NO. 231-2018**

A RESOLUTION CHANGING THE OFFICIAL NAME OF THE CHAPEL IN BUILDING "A" AT THE NASSAU COUNTY CORRECTIONAL CENTER TO "REVEREND LILLIAN FRIER-WEBB CHURCH ON THE INSIDE SPIRITUAL CENTER.". 578-18(CE)

44. **RESOLUTION NO. 232-2018**

A RESOLUTION TO ACCEPT GIFTS OFFERED BY THE NASSAU COUNTY POLICE DEPARTMENT FOUNDATION TO THE NASSAU COUNTY POLICE DEPARTMENT. 641-18(PD)

45. **RESOLUTION NO. 233-2018**

A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE **TOWN OF OYSTER BAY TO CORRECT ERRONEOUS** CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 579-18(AS)

46. **RESOLUTION NO. 234-2018**

A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE **TOWN OF NORTH HEMPSTEAD TO CORRECT ERRONEOUS** CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 580-18(AS)

47. **RESOLUTION NO. 235-2018**

A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE **TOWN OF HEMPSTEAD TO PARTIALLY EXEMPT** CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 581-18(AS)

48. **RESOLUTION NO. 236-2018**

A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE **TOWN OF NORTH HEMPSTEAD TO PARTIALLY EXEMPT** CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 582-18(AS)

49. **RESOLUTION NO. 237-2018**

A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE **TOWN OF HEMPSTEAD TO CORRECT ERRONEOUS** CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 583-18(AS)

50. **RESOLUTION NO. 238-2018**

A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE **CITY OF GLEN COVE TO CORRECT ERRONEOUS** CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 585-18(AS)

51. **RESOLUTION NO. 239-2018**

A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE **TOWN OF NORTH HEMPSTEAD TO PARTIALLY EXEMPT** CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 586-18(AS)

52. **RESOLUTION NO. 240-2018**

A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE **TOWN OF HEMPSTEAD TO PARTIALLY EXEMPT** CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 587-18(AS)

53. **RESOLUTION NO. 241-2018**

A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE **TOWN OF OYSTER BAY TO PARTIALLY EXEMPT** CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 588-18(AS)

54. **RESOLUTION NO. 242-2018**

A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE **TOWN OF NORTH HEMPSTEAD TO PARTIALLY EXEMPT** CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 609-18(AS)

55. **RESOLUTION NO. 243-2018**

A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE **TOWN OF HEMPSTEAD TO PARTIALLY EXEMPT** CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 610-18(AS)

56. **RESOLUTION NO. 244-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2018. 584-18(OMB)

57. **RESOLUTION NO. 245-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2018. 594-18(OMB)

58. **RESOLUTION NO. 246-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2018. 602-18(OMB)

59. **RESOLUTION NO. 247-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2018. 603-18(OMB)

60. **RESOLUTION NO. 248-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2018. 620-18(OMB)

61. **RESOLUTION NO. 249-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2018. 622-18(OMB)

62. **RESOLUTION NO. 250-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2018. 623-18(OMB)

63. **RESOLUTION NO. 251-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2018. 625-18(OMB)

64. **RESOLUTION NO. 252-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2018. 639-18(OMB)

65. **RESOLUTION NO. 253-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2018. 649-18(OMB)

66. **RESOLUTION NO. 254-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2018. 650-18(OMB)

67. **RESOLUTION NO. 255-2018**

A RESOLUTION TO AUTHORIZE THE ASSESSOR OF THE COUNTY OF NASSAU TO EXTEND ON THE ANNUAL ASSESSMENT ROLL OF THE COUNTY OF NASSAU FOR THE YEAR TWO THOUSAND AND NINETEEN FOR THE TOWN OF HEMPSTEAD AMOUNTS ASSESSED BY THE TOWN BOARD OF THE TOWN OF HEMPSTEAD FOR SURVEY, AND/OR DEMOLITION AND/OR SECURING UNSAFE PREMISES AND/OR CLEARING COSTS; PURSUANT TO THE TOWN LAW AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 629-18(AS)

68. **RESOLUTION NO. 256-2018**

A RESOLUTION TO AUTHORIZE THE ASSESSOR OF THE COUNTY OF NASSAU TO EXTEND ON THE ANNUAL ASSESSMENT ROLL OF THE COUNTY OF NASSAU FOR THE YEAR TWO THOUSAND AND NINETEEN FOR THE TOWN OF HEMPSTEAD AMOUNTS ASSESSED BY THE TOWN BOARD OF THE TOWN OF HEMPSTEAD FOR SURVEY, AND/OR DEMOLITION AND/OR SECURING UNSAFE PREMISES AND/OR CLEARING COSTS; PURSUANT TO THE TOWN LAW AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 630-18(AS)

69. **RESOLUTION NO. 257-2018**

A RESOLUTION TO AUTHORIZE THE ASSESSOR OF THE COUNTY OF NASSAU TO EXTEND ON THE ANNUAL ASSESSMENT ROLL OF THE COUNTY OF NASSAU FOR THE YEAR TWO THOUSAND AND NINETEEN FOR THE TOWN OF OYSTER BAY AMOUNTS ASSESSED BY THE TOWN BOARD OF THE TOWN OF OYSTER BAY FOR SURVEY, AND/OR DEMOLITION AND/OR SECURING UNSAFE PREMISES AND/OR CLEARING COSTS; PURSUANT TO THE TOWN LAW AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 631-18(AS)

70. **RESOLUTION NO. 258-2018**

A RESOLUTION TO AUTHORIZE THE ASSESSOR OF THE COUNTY OF NASSAU TO EXTEND ON THE ANNUAL ASSESSMENT ROLL OF THE COUNTY OF NASSAU FOR THE YEAR TWO THOUSAND AND NINETEEN, FOR THE TOWN OF OYSTER BAY AMOUNTS ASSESSED BY THE TOWN BOARD OF THE TOWN OF OYSTER BAY FOR CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS; PURSUANT TO THE TOWN LAW AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 632-18(AS)

71. **RESOLUTION NO. 259-2018**

A RESOLUTION TO AUTHORIZE THE ASSESSOR OF THE COUNTY OF NASSAU TO EXTEND ON THE ANNUAL ASSESSMENT ROLL OF THE COUNTY OF NASSAU FOR THE YEAR TWO THOUSAND AND NINETEEN, FOR THE TOWN OF HEMPSTEAD AMOUNTS ASSESSED BY THE TOWN BOARD OF THE TOWN OF HEMPSTEAD FOR CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS; PURSUANT TO THE TOWN LAW AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 633-18(AS)

72. **RESOLUTION NO. 260-2018**

A RESOLUTION TO AUTHORIZE THE ASSESSOR OF THE COUNTY OF NASSAU TO EXTEND ON THE ANNUAL ASSESSMENT ROLL OF THE COUNTY OF NASSAU FOR THE YEAR TWO THOUSAND AND NINETEEN, FOR THE TOWN OF HEMPSTEAD AMOUNTS ASSESSED BY THE TOWN BOARD OF THE TOWN OF HEMPSTEAD FOR CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS; PURSUANT TO THE TOWN LAW AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.
634-18(AS)

73. **RESOLUTION NO. 261-2018**

A RESOLUTION TO AUTHORIZE THE ASSESSOR OF THE COUNTY OF NASSAU TO EXTEND ON THE ANNUAL ASSESSMENT ROLL OF THE COUNTY OF NASSAU FOR THE YEAR TWO THOUSAND AND NINETEEN, FOR THE TOWN OF HEMPSTEAD AMOUNTS ASSESSED BY THE TOWN BOARD OF THE TOWN OF HEMPSTEAD FOR CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS; PURSUANT TO THE TOWN LAW AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.
635-18(AS)

74. **RESOLUTION NO. 262-2018**

A RESOLUTION TO AUTHORIZE THE ASSESSOR OF THE COUNTY OF NASSAU TO EXTEND ON THE ANNUAL ASSESSMENT ROLL OF THE COUNTY OF NASSAU FOR THE YEAR TWO THOUSAND AND NINETEEN, FOR THE TOWN OF HEMPSTEAD AMOUNTS ASSESSED BY THE TOWN BOARD OF THE TOWN OF HEMPSTEAD FOR CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS; PURSUANT TO THE TOWN LAW AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.
636-18(AS)

75. **RESOLUTION NO. 263-2018**

A RESOLUTION TO AUTHORIZE THE ASSESSOR OF THE COUNTY OF NASSAU TO EXTEND ON THE ANNUAL ASSESSMENT ROLL OF THE COUNTY OF NASSAU FOR THE YEAR TWO THOUSAND AND NINETEEN, FOR THE TOWN OF HEMPSTEAD AMOUNTS ASSESSED BY THE TOWN BOARD OF THE TOWN OF HEMPSTEAD FOR CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS; PURSUANT TO THE TOWN LAW AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.
637-18(AS)

76. **RESOLUTION NO. 264-2018**

A RESOLUTION TO FIX THE TIME AND DATE ON WHICH CONSOLIDATED TAX WARRANTS SHALL BE ISSUED TO THE TOWN AND CITY RECEIVERS OF TAXES FOR THE COLLECTION OF TAXES AND ASSESSMENT LEVIED BY THE NASSAU COUNTY LEGISLATURE AND EXTENDED BY THE COUNTY ASSESSOR; PURSUANT TO THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 638-18(AS)

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

County of Nassau acting on behalf of Human Services and La Fuerza Unida.
RE: Youth Development. $33,466.00. ID#CLHS18000058.

County of Nassau acting on behalf of Human Services and The Safe Center, Inc.
RE: Youth Development. $14,384.00. ID#CLHS18000043.

County of Nassau acting on behalf of Human Services and Gateway Youth Outreach, Inc.
RE: Youth Development. $57,000.00. ID#CQHS18000161.

County of Nassau acting on behalf of Human Services and EAC, Inc.
RE: Youth Development. $9,992.00. ID#CLHS18000052.

County of Nassau acting on behalf of Human Services and Five Towns Community Center, Inc.
RE: Youth Development. $102,973,00. ID#CLHS18000055.

County of Nassau acting on behalf of Human Services and S.T.R.O.N.G. Youth, Inc.
RE: Youth Development. $54,562.00. ID#CLHS18000041.

County of Nassau acting on behalf of the Treasurer and Grant Street Group.
RE: Extended Time Online Tax Lien Auctioneer for 2019. $.01. ID# CLTR18000001.

County of Nassau acting on behalf of Minority Affairs and Rainbow Production.
RE: 2016 Kwanazaa Performance. $600.00. ID# CQMA18000001.

County of Nassau acting on behalf of Human Services and H.E.L.P. Services, Inc.
RE: Youth Development. $25,907.00. ID#CLHS18000062.

County of Nassau acting on behalf of Social Services and Lynbrook Senior Care d/b/a The Bristol at Lynbrook ALP. RE: Assisted Living Facility. $.01.
ID# CQSS18000057.

County of Nassau acting on behalf of Purchasing and JP Morgan Chase.
RE: P-Card Services. $.01. ID#CLPR18000001.

County of Nassau acting on behalf of the District Attorney and Hofstra University.
RE: Meeting Facilities for Law Enforcement. $17,000.00. ID#CQDA18000007.

PROPOSED ORDINANCE NO. 199 –2018

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Litigation Fund.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 9, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
5,773,400	Police District Fund	LIT	PD	OO	5,773,400

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

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

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

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 200 –2018

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Litigation Fund.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 9, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
2,062,803	Partial Release of Court Escrow	LIT	BU	OO	2,062,803

§ 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. 201 –2018

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF THE COUNTY CLERK.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated October 30, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
27,000	New York State Archives LGRMIF	GRT	CL	DE	27,000

§ 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. 202 –2018

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 2, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
215,000	Nassau County Traffic Safety Board	GRT	PB	AA	157,300
				AB	56,000
				BB	1,400
				DD	300

§ 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. 203 –2018

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 2, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
70,000	NYS Department of Health	GRT	HE	AA	39,469
				AB	17,931
				DD	12,600

§ 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. 204 –2018

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE FIRE COMMISSION.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated October 30, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
94,000	NYS Department of Homeland Security and Emergency Services	GRT	FC	AA	6,000
				AB	600
				BB	70,400
				DD	17,000

§ 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. 205–2018

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the General Fund.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 16, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
2,500,000	General Fund	GEN	BU	OO	250,000
				OO	2,250,000

§ 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. 206 –2018

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the District Attorney's Office.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 26, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
633,399	NYS Division of Criminal Justice Services	GRT	DA	AA	480,941
				AB	152,458

§ 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. 208–2018

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 16, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
235,247	NYS Office of Children & Family Services	GRT	PB	AA	57,214
				AB	24,273
				DE	153,760

§ 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. 209–2018

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 26, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
119,025	New York State Office of Mental Health	GRT	HS	DE	119,025

§ 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. 210 –2018

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 26, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
13,600,025	New York State Office of Mental Health	GRT	HS	AA	1,974,758
		GRT	HS	AB	700,000
		GRT	HS	BB	20,000
		GRT	HS	DD	103,401
		GRT	HS	DE	10,676,866
		GRT	HS	HH	125,000

§ 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. 211 –2018

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 26, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
23,568,699	New York State Office of Alcohol and Substance Abuse Services	GRT	HS	DE	23,568,699

§ 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. 212 –2018

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 16, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
490,000	NYS Department of Health	GRT	HE	AA	335,933
				AB	142,168
				DD	7,000
				HH	4,899

§ 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. 213 –2018

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 26, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
5,045,475	New York State Office of Alcohol and Substance Abuse Services	GRT	HS	AA	2,900,000
		GRT	HS	AB	922,475
		GRT	HS	BB	15,000
		GRT	HS	DD	693,000
		GRT	HS	DE	15,000
		GRT	HS	HH	500,000

§ 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. 214 –2018

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 26, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
3,476,595	New York State Office of Mental Health	GRT	HS	DE	3,476,595

§ 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. 152 - 2018

AN ORDINANCE AMENDING ORDINANCE NO. 543-1995, AS AMENDED BY ORDINANCE NOS. 46-C-2000 AND 38-A-2014, WITH RESPECT TO 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 a of Section 3.3 of Ordinance No. 543-1995, as amended by Ordinance Nos. 46-C-2000 and 38-A-2014, is amended to read as follows:

(a) The maximum vacation time which may be accumulated by an officer or employee is:

(i) For officers or employees hired before August 15, 2014, ninety (90) days
(ii) For officers and employees hired between August 15, 2014 and before October 1, 2018, seventy-five (75) days
(iii) For officers and employees hired on or after October 1, 2018, forty (40) days

Section 2. Subsection b of section 3.6 of Ordinance No. 543-1995, as amended by Ordinance Nos. 46-C-2000 and 38-A-2014, is amended to read as follows:

(b) Unless discharged for cause, upon termination of service, an officer or employee hired on or after August 15, 2014 and before October 1, 2018 shall be entitled to receive cash payment for accumulated vacation and unused sick leave to be computed as follows:

(1) Adding the number of unused vacation days, except as provided in subdivision (b)(3), not exceeding seventy-five (75) days; plus
(2) Fifty percent (50%) of the number of unused sick leave days not to exceed one hundred seventy-five (175) days.
(3) Where termination takes place on a date other than that of the officer's or employee's anniversary date the officer or employee shall receive no credit for a prorated number of the additional vacation days such officer or employee would have received on the next anniversary date.

Section 3. Section 3.6 of Ordinance No. 543-1995, as amended by Ordinance Nos. 46-C-2000 and 38-A-2014, is amended to add the following subdivision (c):

(c) Unless discharged for cause, upon termination of service, an officer or employee hired on or after October 1, 2018 shall be entitled to receive cash payment for accumulated vacation and unused sick leave to be computed as follows:

(1) Adding the number of unused vacation days, except as provided in subdivision (c)(3), not exceeding forty (40) days; plus

(2) Fifty percent (50%) of the number of unused sick leave days not to exceed eighty-five (85) days;
(3) Where termination takes place on a date other than that of the officer's or employee's anniversary date the officer or employee shall receive no credit for a prorated number of the additional vacation days such officer or employee would have received on the next anniversary date.

Section 4. Section 3.8 (a) of Ordinance No. 543-1995, as amended by Ordinance Nos. 46-C-2000 and 38-A-2014 is amended to read as follows:

3.8 Maximum Accumulation of Sick Leave

(a) The maximum sick leave which may be accumulated by an officer or employee is:

(i) For officers and employees hired before August 15, 2014, two hundred (200) days
(ii) For officers or employees hired between August 15, 2014 and before October 1, 2018, one hundred and seventy-five (175) days
(iii) For officers or employees hired on or after October 1, 2018, eighty-five (85) days

§5. Severability.

If any clause, sentence, paragraph, subdivision, section or part of this ordinance or the application thereof to any Permittee, 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 law or in its application to the Permittee, individual, corporation, firm, partnership entity or circumstance directly involved in the controversy in which order or judgment shall be rendered.

§6. State Environmental Quality Review Act Determination

It is hereby determined by the Nassau County Legislature, the lead agency, and pursuant to the provisions of the State Environmental Quality Review Act ("SEQRA"), 8 NYECL section 0101 et seq. and its implementing regulations, Part 617 of 6 NYCRR, and Section 1611 of the County Government Law of Nassau County, that this Ordinance will not have a significant impact on the environment and that no further environmental review or action is required.

§7. Effective Date

This Ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 174-2018

AN ORDINANCE TO ADOPT THE CAPITAL BUDGET FOR THE COUNTY OF NASSAU FOR THE FIRST YEAR OF THE FOUR-YEAR CAPITAL PLAN, TO COMMENCE ON JANUARY 1, 2019, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.

WHEREAS, section 310 of the County Government Law of Nassau County requires the County Executive to submit to the Nassau County Legislature ("County Legislature") a proposed four-year Capital Plan ("Capital Plan"), the first year of which shall be referred to as the Proposed Capital Budget ("Proposed Capital Budget"); and

WHEREAS, on the 15th day of October 2018, the County Executive filed with the Clerk of the County Legislature three (3) copies of such Capital Plan and Proposed Capital Budget, together with her capital budget message ("Capital Budget Message") including a summary and explaining the main features of the Proposed Capital Budget; and

WHEREAS, such Capital Plan includes, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, details, descriptions and projections of proposed capital programs, projects and activities, as well as descriptions and projections regarding all of the proposed funding sources for each capital program, project or activity contained in the Capital Plan; and

WHEREAS, such Capital Plan also includes, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, a report on the outstanding indebtedness of the County and of the Nassau County Interim Finance Authority, a report on previously approved capital programs, projects and activities which have not been completed, a report on authorized but unissued serial bonds, and projections of the County's outstanding indebtedness assuming completion of pending capital programs, projects and activities and assuming authorization and financing of all proposed capital programs, projects and activities included in such Capital Plan; and

WHEREAS, the County Executive has, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, submitted along with such Capital Plan a Proposed Capital Budget, including a listing of the capital programs, projects and activities, other than judgments and settlements, which are proposed to be authorized in the first year of the four year capital plan and the cost estimates associated therewith; and

WHEREAS, the County Legislature has, pursuant to subdivision b of section 310 of the County Government Law of Nassau County, made such Capital Plan and Capital Budget Message relating to the Proposed Capital Budget available for public inspection and purchase; and

WHEREAS, the County Legislature has, pursuant to subdivision b of section 310 of the County Government Law of Nassau County, published at least twice, at intervals of one week in the official newspapers, a copy of such Capital Budget Message and duly held a public hearing on such Proposed Capital Budget; and

WHEREAS, the County Legislature has given due consideration and deliberation to each and all of the items which are set forth in such Proposed Capital Budget and to the statements of all persons who were heard at such hearing; now, therefore,

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

Section 1. In accordance with the Proposed Capital Budget filed by the County Executive with the Clerk of the County Legislature the capital programs, projects and activities, other than judgments and settlements, which are proposed to be authorized in the first year of the four year capital plan and the cost estimates associated therewith, as identified in Appendix A attached hereto and incorporated herein, are hereby approved and adopted by the County Legislature as the Capital Budget of the County of Nassau for the fiscal year beginning January 1, 2019, and ending December 31, 2019.

§ 2. This ordinance, including Appendix A, 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. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 192 - 2018

AUTHORIZING THE COUNTY EXECUTIVE ON BEHALF OF THE COUNTY OF NASSAU TO EXECUTE A SECOND AMENDMENT TO AMENDED AND RESTATED COLISEUM LEASE, BETWEEN THE COUNTY OF NASSAU, AS LANDLORD, AND NASSAU EVENTS CENTER, LLC, AS TENANT, OF CERTAIN PREMISES LOCATED IN UNIONDALE, TOWN OF HEMPSTEAD, COUNTY OF NASSAU, STATE OF NEW YORK, SAID PROPERTY KNOWN AS SECTION 44, BLOCK F, LOTS 351 AND 415 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU, AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL PERTINENT DOCUMENTS IN CONNECTION THEREWITH.

WHEREAS, pursuant to Ordinance No. 134-2013 the County of Nassau (the "County") leases to Nassau Events Center, LLC ("Tenant") the above-described property (hereinafter, the "Premises") pursuant to a Lease Agreement originally made between County of Nassau, as landlord, and Nassau Events Center, LLC ("NEC"), as tenant, executed by the County as of October 30, 2013, as amended pursuant to Ordinance No. 32-2015 by that certain First Amendment to Lease dated as of April 27, 2015, and as further amended pursuant to Ordinance No. 125-A-2015 by that certain Second Amendment to Lease dated as of October 16, 2015 (collectively, the "Lease");

WHEREAS, pursuant to the terms of the Lease, the County severed the Lease into two (2) separate leases for portions of the Premises: (i) an Amended and Restated Coliseum Lease dated as of July 30, 2015 (the "Amended and Restated Coliseum Lease") by and between the County and Nassau Events Center, LLC; and (ii) an Amended and Restated Plaza Lease dated as of July 30, 2015 by and between the County and NEC Plaza, LLC;

WHEREAS, pursuant to Ordinance No. 17-2018 the County amended the Amended and Restated Coliseum Lease, by amendment dated as of February 2018 entitled, "First Amendment to Amended and Restated Coliseum Lease," to facilitate the return of the New York Islanders NHL hockey team to the NYCB LIVE Nassau Veterans Memorial Coliseum (the "Coliseum") by modifying (i) the AHL team requirement and (ii) the Enhanced Minimum Rent provisions;

WHEREAS, the County and Tenant desire to enter into a second amendment to the Amended and Restated Coliseum Lease, such amendment entitled, "Second Amendment to Amended and Restated Coliseum Lease" (the "Second Amendment"), to: (i) modify the boxing event, basketball and baseball sports programming requirements set forth in Section 4.7, Subparts (d), (f) and (h) of the Amended and Restated Coliseum Lease; (ii) modify the lease provisions regarding security at events at the Coliseum site; (iii) modify the lease assignment provisions; (iv) approve a change of control allowing Onexim Sports and Entertainment Holding USA, Inc. to succeed to control of Nassau Events Center, LLC; and (v) pursue the future development of the Premises pursuant to provisions of Section 54 of the Restated Coliseum Lease, including by entering into a Development Plan Agreement by and between the County and NEC's joint venture, Nassau Hub Master Developer LLC, as a preliminary step towards development; all as is set forth in the Second Amendment, a copy of which is on file in the office of the Clerk of the Nassau County Legislature; and

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the "SEQR Act"), and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the "Regulations" and collectively with the SEQR Act, "SEQRA"), the Legislature must satisfy the requirements contained in SEQRA and the Regulations prior to making a final determination whether to undertake the proposed action of entering into the Second Amendment and the Development Plan Agreement (the "Action"); now, therefore,

BE IT ORDAINED BY THE LEGISLATURE OF THE COUNTY OF NASSAU AS FOLLOWS:

1. Pursuant to Sections 617.5(c)(21) of the Regulations, the Action is classified as a "Type II action" (as said quoted term is defined in the Regulations); and the Legislature hereby determines that no environmental impact statement or any other determination or procedure is required under the Regulations.

2. That the County Executive is hereby authorized to execute, on behalf of the County of Nassau, the Second Amendment and the Development Plan Agreement, and to execute any and all other instruments and to take such other action as is necessary to effectuate and carry out the purposes of the Amendment.

3. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 193 –2018

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the District Attorney's Office.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated October 26, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
114,300	NYS Division of Criminal Justice Services	GRT	PD	AA	112,300
				DD	2,000

§ 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. 194 –2018

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 October 22, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
145,869	NYS Division of Criminal Justice	GRT	PD	AA	143,000
				DD	2,869

§ 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. 195 –2018

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 October 22, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
108,803	U.S. Department of Justice, Office of Justice Programs	GRT	PD	AA	86,220
				AB	22,583

§ 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. 196 –2018

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 October 22, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
103,693	U.S. Department of Justice, Office of Justice Programs	GRT	PD	AA	79,515
				AB	20,828
				DD	3,350

§ 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. 197 –2018

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 9, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
55,355	NYS Department of Health	GRT	HE	AA	42,032
				AB	12,765
				HH	558

§ 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. 198 –2018

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated November 9, 2018, 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:

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
5,900,000	US Department of Health and Human Services	GRT	HE	AA	66,550
				AB	31,946
				DD	288
				DE	5,801,216

§ 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.

NASSAU COUNTY LEGISLATURE

12th TERM MEETING AGENDA

RULES COMMITTEE

ADDENDUM

DECEMBER 17, 2018 1:00 PM

Richard Nicolello – Chairman
Howard Kopel – Vice Chairman
Steve Rhoads
Laura Schaefer
Kevan Abrahams – Ranking
Delia DeRiggi-Whitton
Siela Bynoe

Michael C. Pulitzer, Clerk of the Legislature

Clerk Item No.	Proposed By	Assigned To	Summary
651-18	**PW/RE**	**R**	**ORDINANCE NO. -2018** AN ORDINANCE MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND AUTHORIZING THE COUNTY EXECUTIVE OF THE COUNTY OF NASSAU TO ACCEPT, ON BEHALF OF THE COUNTY OF NASSAU, AN OFFER OF PURCHASE FROM NASSAU COUNTY LAND BANK CORPORATION OF CERTAIN PREMISES LOCATED IN THE VILLAGE OF HEMPSTEAD, HAMLETS OF ROOSEVELT, MALVERNE, AND UNIONDALE, IN THE COUNTY OF NASSAU, STATE OF NEW YORK, AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE DEEDS, CONTRACTS OF SALE, AND ALL PERTINENT DOCUMENTS IN CONNECTION THEREWITH TO CONSUMMATE THE SALE. 651-18(PW/RE)

651 -18

Nassau County

Department of REAL ESTATE PLANNING & DEVELOPMENT

Staff Summary

Subject Real Property Direct Sale Ordinance	Date November 28, 2018
Department Real Estate Planning & Development	Vendor Name
Department Head Name Kenneth Arnold	Contract Number
Department Head Signature	Contract Manager Name
Project Manager Name Kevin C. Walsh	

Proposed Legislative Action					
	To	Date	Approval	Info	Other
	Assgn Comm				
	Rules Comm				
	Full Leg				

Internal Approvals			
Date & Init.	Approval	Date & Init.	Approval
11/11/18	Dept. Head		Legislative Affairs
	Budget		County Atty.
11.30.18 EST	Deputy C.E.	11/30/18	County Exec.

Purpose: To approve an ordinance **(Attachment A)** for the sale of County owned properties (see attached list of eight properties). The County of Nassau and the Nassau County Land Bank Corporation shall enter into a contract of sale **(Attachment B)** to purchase the properties (the "Properties) located in Village of Hempstead, and the hamlets of Roosevelt, Malverne, and Uniondale in the County of Nassau.

The Nassau County Land Bank Corporation was formed to address the still-lingering effects of the foreclosure crisis which has created pockets of blight in neighborhoods and communities in Nassau County. It is a not-for-profit corporation and a New York State public authority, organized pursuant to the New York State Land Bank Act (Article 16 of the Not-for-Profit Corporation Law). The Nassau County Land Bank was organized on June 20, 2016. Furthermore, the Nassau County Land Bank was authorized by Nassau County, its sponsoring government, by Ordinance 87-2015, enacted by the Nassau County Legislature by unanimous affirmative vote on July 13, 2015 and approved on July 14, 2015 by the Nassau County Executive.

The Nassau County Land Bank intends to develop the Properties into affordable housing units. The County shall receive consideration in the amount of Fifty Percent (50%) of the net profits realized after certain expenses as set forth in the Contract of Sale upon the Land Bank's sale of any of the properties. Some of the parcels have significant Village tax liens which would be subject to a separate Intermunicipal Tax Collection Agreement with the Village of Hempstead to be negotiated prior to the Land Bank's sale of the property, which agreement would be subject to legislative approval.

Discussion: The Nassau County Planning Commission has passed resolutions recommending the sale of each of the Properties and have issued Negative Declarations under SEQRA **(Attachment D)**. The Nassau County Land Bank has proposed to improve said Properties with affordable housing.

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Nassau County

Department of REAL ESTATE PLANNING & DEVELOPMENT

Impact on Funding: Revenue of Fifty Percent (50%) of net profits on the sale of each property. Pursuant to Local Law five per cent (5%) of the sale proceeds will go to the County's Open Space Fund and ninety–five per cent (95%) of the proceeds will be used for the County's Building Consolidation Plan.

Recommendation: Approve Ordinance.

ORDINANCE NO. - 2018

MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND AUTHORIZING THE COUNTY EXECUTIVE OF THE COUNTY OF NASSAU TO ACCEPT, ON BEHALF OF THE COUNTY OF NASSAU, AN OFFER OF PURCHASE FROM NASSAU COUNTY LAND BANK CORPORATION OF CERTAIN PREMISES LOCATED IN THE VILLAGE OF HEMPSTEAD, HAMLETS OF ROOSEVELT, MALVERNE, AND UNIONDALE, IN THE COUNTY OF NASSAU, STATE OF NEW YORK, AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE DEEDS, CONTRACTS OF SALE, AND ALL PERTINENT DOCUMENTS IN CONNECTION THEREWITH TO CONSUMATE THE SALE

APPROVED AS TO FORM

Deputy County Attorney

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WHEREAS, the County of Nassau did heretofore acquire title to these properties;

WHEREAS the Nassau County Land Bank Corporation is a not-for-profit corporation and a New York State public authority, organized pursuant to the New York State Land Bank Act, Article 16 of the Not-for-Profit Corporation Law;

WHEREAS, the Nassau County Land Bank Corporation seeks to facilitate the development of affordable housing units upon County-owned vacant parcels located in the Village of Hempstead and Hamlets of Roosevelt, Malverne, and Uniondale,

WHEREAS the Nassau County Land Bank Corporation has requested that the County convey to it the aforesaid parcels (the "Premises") to provide affordable housing units and has made an offer to purchase same in the amount of Fifty Percent of any net profits realized per unit, more particularly described in the certain Contract of Sale (the "Contract") by and between the County of Nassau and the Nassau County Land Bank Corporation a copy of which is on file in the office of the Clerk of the Nassau County Legislature;

WHEREAS, in accordance with Section 1611 of the Nassau County Charter and acting in an advisory capacity to the Nassau County Legislature, the Nassau County Planning Commission reviewed the proposed action and determined that it is an "Unlisted Action" pursuant to the New York State Environmental Quality Review Act ("SEQRA"), and further reviewed the Environmental Assessment Form for the proposed action and determined that the evidence before it indicated that the proposed action will have no significant environmental impact and does not require further environmental review; and

WHEREAS, the Nassau County Planning Commission, acting in an advisory capacity to the Nassau County Legislature, passed resolutions for the proposed action, copies of said resolutions are attached hereto as Appendix A and incorporated herein, recommending that no further environmental review or action is required on such proposed action.

BE IT ORDAINED BY THE LEGISLATURE OF THE COUNTY OF NASSAU AS FOLLOWS:

1. That the County Executive is hereby authorized to accept the offer of purchase of Nassau County Land Bank Corporation for the Premises as more particularly described below, subject to all the terms and conditions as outlined in the Contract.

All that certain plot, pieces or parcel of land situate, lying and being in Roosevelt, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 55, Block 427, Lot 440 as shown on the Land and Tax Maps of the County of Nassau,

All that certain plot, piece or parcel of land situate, lying and being in Malverne, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 38, Block 107, Lots 303-304 as shown on the Land and Tax Map of the County of Nassau,

All that certain plot, piece or parcel of land situate, lying and being in Uniondale, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34, Block 336, Lots 22-23 as shown on the Land and Tax Map of the County of Nassau,

All that certain plot, pieces or parcels of land situate, lying and being in the Village of Hempstead, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34 Block 247, Lots 399-400 as shown on the Land and Tax Maps of the County of Nassau,

All that certain plot, pieces or parcels of land situate, lying and being in the Village of Hempstead, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34 Block 378, Lot 214 as shown on the Land and Tax Maps of the County of Nassau,

All that certain plot, pieces or parcels of land situate, lying and being in the Village of Hempstead, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34 Block 366, Lots 146-148 as shown on the Land and Tax Maps of the County of Nassau,

All that certain plot, pieces or parcels of land situate, lying and being in the Village of Hempstead, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34 Block 295, Lot 28 as shown on the Land and Tax Maps of the County of Nassau,

All that certain plot, pieces or parcels of land situate, lying and being in the Village of Hempstead, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34 Block 242, Lots 287-288 as shown on the Land and Tax Maps of the County of Nassau,

2. That the County Executive be, and he hereby is authorized to execute for, and on behalf of the County of Nassau, the deeds from the County of Nassau, as Grantor, to Nassau County Land Bank Corporation, as Grantee, upon compliance with the terms and conditions of this sale, and to execute any and all other instruments and to take such other action as is necessary, to effectuate the terms of such offer and carry out the purposes of the Contract.

3. That 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 proposed sale of the subject Premises has been determined not to have a significant effect on the environment and no further review is required.

4. This ordinance shall take effect immediately.

November 19, 2018

Brittney C. Russell, Esq.
Executive Director
Nassau County Land Bank Corporation
40 Main Street
Hempstead, N.Y. 11550

Re: Property Transfers County of Nassau to Nassau County Land Bank

Dear Director Russell:

This letter shall set forth the terms and conditions pursuant to which the County of Nassau (the "County") is prepared to sell the above referenced premises to the Nassau County Land Bank Corporation (the "Land Bank") for affordable housing purposes.

Purchase Price: The Purchase Price for the property shall be Fifty Percent (50%) of the net proceeds realized from the eventual sale of the Premises. The net proceeds shall be the Gross Sales Price of the property less any direct costs incurred by the Land Bank in the acquisition and sale of the property, including architectural and consulting fees, construction management fees, attorneys' fees related to any variances or other governmental approvals that may be required, costs related to the maintenance of the Premises, construction costs of the building and other direct costs during the construction period.

Method of Payment: The Purchase Price shall be paid by bank or certified check payable to the "County of Nassau".

Closing Date:

The closing of title shall occur upon obtaining the requisite approvals including, without limitation, approval of the Nassau County Legislature.

Closing Contingencies:

Upon closing the Land Bank shall apply for all necessary governmental land use approvals, consents, licenses, permits, commitments and agreements, in final, non-appealable form for the construction, use, maintenance and operation of an affordable housing unit, including, without limitation, the obtaining of all necessary variances, special exceptions or permits, rezoning, site plan and other planning commission or board of supervisor approvals, environmental approvals, curb cut approvals and satisfactory ingress and egress, sewer and water district extension approvals

The County shall enter into any Inter-Municipal Agreement ("IMA"), if necessary, for the payment of outstanding Village property taxes, where the Premises may be located, acceptable to the County in its sole and absolute discretion.

Instruments of Conveyance:

At the closing the County shall deliver to the Land Bank a quitclaim deed (the "Deed") for the Premises. The delivery and acceptance of the Deed at the closing, without the simultaneous execution and delivery of a specific agreement, if any, or the instant letter which by its terms shall survive the closing, shall be deemed to constitute full compliance by the County with all the terms, conditions and covenants of this letter on the County's part to be performed.

The Deed shall contain a restriction that the Land Bank may only use the Premises for the development of affordable housing or housing for veterans and for no other purpose. The restriction shall run with the land and be binding upon the grantee and his heirs, successors and assigns.

It is the intent of the County and the Land Bank that the above restriction shall run with the land and shall be binding upon the eventual Purchaser, its successors and assigns. If there is a breach of any of the conditions or covenants herein made by the Land Bank or is successors or assigns, then the County, its successors or assigns, may take any action permitted by applicable laws, rules, or

regulations to enforce such conditions, including, but not limited to, specific performance of such conditions and/or reversion of title to the County, at is sole option and discretion.

Notwithstanding the above paragraph, such restriction shall be subordinate to any and all mortgages on the Premises held by a commercial bank, savings and loan association, credit union, saving bank, national bank, licensed funding company or licensed mortgage banker or the State of New York Mortgage Agency, its successors and assigns, and such restriction shall be extinguished by a sale at foreclosure by any of said lenders or a deed given to one of them in lieu of foreclosure. The provisions of this paragraph shall be included in each such mortgage and shall survive Closing.

Recording Fees, Title Insurance and Related Expenses:

The transfer of the Premises to the Land Bank shall be without cost or expense to the County. The Land Bank shall pay all recording fees, if applicable, title premiums, transfer taxes, if applicable, and all other fees and expenses relating to the sale of the Premises. Without limiting the generality of the foregoing, the Land Bank shall be responsible for paying any open taxes, which may have accrued prior to the transfer of title to the Land Bank, subject to the provisions of any IMA.

No Representations or Warranties by County/Due-Diligence:

The County makes no representations or warranties, express or implied, regarding the Premises. The Land Bank has conducted its own independent investigation, at its sole cost and expense, of the Premises. The determination of the Land Bank to purchase the Premises has been made in the sole discretion of the Land Bank. The Land Bank has not and shall not rely on any representations or warranties by the County in making its decision to purchase the Premises.

Land Bank acknowledges and represents to the County that neither the County nor any agent or representative of the

County has made any statements or representations regarding the physical condition of the Premises, its zoning, its compliance with any environmental or occupational protection, pollution, subdivision or land use laws, rules, regulations or requirements, the state of title, the uses which can be made of the same, or the rents, income, expenses, operation or any other matter or thing affecting or relating to the Premises, or to any buildings or improvements thereon erected, except as expressly set forth in this letter. Land Bank is purchasing the Premises in its **"AS IS, WHERE IS, WITH ALL FAULTS"** condition as of the date of this letter, subject to ordinary wear and tear and natural deterioration and obsolescence between the date of this letter and the Closing Date. All understandings and agreements heretofore had between the parties or their respective agents or representatives are merged in this letter which alone fully and completely expresses their agreement.

No Recourse to County:

The sale of the Premises shall be without recourse, in any event, to the County. The County shall not be liable for payment of any brokerage commissions.

County Approval:

The sale of the Premises is subject to all requisite County approvals, including, without limitation, approval of the Nassau County Legislature. The County shall have no liability under this letter to any person unless (i) all County approvals have been obtained, including, approval by the Nassau County Legislature, (ii) this letter has been executed by the County Executive or his duly-designated deputy and (iii) the Land Bank has approved the execution of this letter and the purchase of the Premises.

Notices:

Any notice which a party is required or may desire to give the other shall be in writing and may be sent by personal delivery or by mail (either (i) by United States registered or certified mail, return receipt requested, postage prepaid, or (ii) by Federal Express or similar generally recognized overnight carrier regularly providing proof of delivery), addressed as follows (subject to the right of a party to designate a different address for itself by notices similarly given):

To the County:

County of Nassau
Office of Real Estate Services
Attention: Kevin C. Walsh,
Chief Real Estate Negotiator and Special Counsel
One West Street, Room 200
Mineola, New York 11501
516-571-0591

To Land Bank:

Brittney C. Russell, Esq.
Executive Director
Nassau County Land Bank Corporation
40 Main Street
Hempstead, N.Y. 11550

With a copy to:

Theodore E. Hommel
Assistant County Attorney & Counsel to Nassau County
Land Bank Corp.
One West Street
Mineola, N.Y. 11501

Any notice so given by mail shall be deemed to have been given as the date of delivery (whether accepted or refused) established by U.S. Post Office return receipt or the overnight carrier's proof of delivery. Any such notice not so given shall be deemed given upon receipt of the same by the party to whom the same is to be given.

Assignment: The Land Bank may not assign its rights under this letter to any other party without the prior written consent of the County and any such assignment without such consent shall be void and of no effect; provided, however, that the Land Bank may assign its rights under this letter to the individual the Land Bank selects to purchase the Premises. Notwithstanding the above, no such assignment shall relieve the Land Bank from its obligation under this letter to construct an affordable housing unit.

No Arrears: Land Bank and any permitted assignee are not in arrears to the County upon any debt or contract and are not in default as surety, contractor, or otherwise upon any obligation to the County, including any obligation to pay taxes to, or perform services for or on behalf of, the County.

If the Land Bank is interested in proceeding with the purchase and sale of the Premises on the terms and conditions set forth herein, please acknowledge the Land Bank's understanding and agreement with the foregoing by having the enclosed copy of this letter executed by the Land Bank in the space provided below and returning it to me.

Sincerely,

Kevin C. Walsh
Chief Real Estate Negotiator and Special Counsel
Office of Real Estate Services

Acknowledged and Agreed:

NASSAU COUNTY LAND BANK

By: _____
Name: Brittney C. Russell, Esq
Title: Executive Director
Date: 11/28/18

Acknowledged and Agreed:

COUNTY OF NASSAU

By: _____
Name
Title: Deputy County Executive
Date: _____

LIST OF PROPERTIES

1. All that certain plot, pieces or parcel of land situate, lying and being in Roosevelt, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 55, Block 427, Lot 440 as shown on the Land and Tax Maps of the County of Nassau,

2. All that certain plot, piece or parcel of land situate, lying and being in Malverne, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 38, Block 107, Lots 303-304 as shown on the Land and Tax Map of the County of Nassau,

3. All that certain plot, piece or parcel of land situate, lying and being in Uniondale, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34, Block 336, Lots 22-23 as shown on the Land and Tax Map of the County of Nassau,

4. All that certain plot, pieces or parcels of land situate, lying and being in the Village of Hempstead, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34 Block 247, Lots 399-400 as shown on the Land and Tax Maps of the County of Nassau,

5. All that certain plot, pieces or parcels of land situate, lying and being in the Village of Hempstead, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34 Block 378, Lot 214 as shown on the Land and Tax Maps of the County of Nassau,

6. All that certain plot, pieces or parcels of land situate, lying and being in the Village of Hempstead, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34 Block 366, Lots 146-148 as shown on the Land and Tax Maps of the County of Nassau,

7. All that certain plot, pieces or parcels of land situate, lying and being in the Village of Hempstead, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34 Block 295, Lot 28 as shown on the Land and Tax Maps of the County of Nassau,

8. All that certain plot, pieces or parcels of land situate, lying and being in the Village of Hempstead, Town of Hempstead, County of Nassau, State of New York, known and designated as Section 34 Block 242, Lots 287-288 as shown on the Land and Tax Maps of the County of Nassau,

NASSAU COUNTY PLANNING COMMISSION

DISPOSITION OF COUNTY-OWNED PROPERTY & SEQRA DETERMINATION

NCPC-OSPAC FILE NO: 24-2008

WHEREAS, pursuant to Local Law 7-2003, the NASSAU COUNTY PLANNING COMMISSION (COMMISSION) issues the following recommendation to the NASSAU COUNTY LEGISLATURE and the NASSAU COUNTY EXECUTIVE regarding the disposition of real property owned by Nassau County; and

WHEREAS, the NASSAU COUNTY BUREAU OF REAL ESTATE forwarded to the COMMISSION a proposal to transfer the following County-owned real property to Habit for Humanity in Nassau County, Inc., more particularly described as:

NCPC-OSPAC FILE # 24-2008	Henry Street Sec 55– Block 427 –Lot 440 Roosevelt

WHEREAS, the COMMISSION forwarded to the NASSAU COUNTY OPEN SPACE AND PARKS ADVISORY COMMITTEE (OSPAC), the proposal for the sale of the abovementioned real property; and

WHEREAS, the COMMISSION held a public hearing on August 21, 2008 as required by the Public Officers Law of New York State with regard to the transfer of the Nassau County land; and

WHEREAS, at its meeting on September 18, 2008, the COMMISSION was advised by Nassau County Planning Department staff that OSPAC unanimously passed a verbal resolution at the September 10, 2008 meeting to recommend the sale of NCPC-OSPAC # 24-2008; and

WHEREAS, in accordance with §1611 of the Nassau County Charter and acting in an advisory capacity to the NASSAU COUNTY LEGISLATURE, the COMMISSION is required to review certain actions in accordance with the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the COMMISSION has reviewed the Environment Assessment Form (EAF) and supporting documentation for the proposed action.

NOW THEREFORE BE IT RESOLVED, the COMMISSION, based upon its review of the EAF and supporting documentation for this project recommends that the Nassau County Legislature finds that the proposed action regarding NCPC-OSPAC #24-2008 is an unlisted action and it does not have the potential to create a significant adverse impact on the environment, and therefore does not require further environmental review; and be it further

RESOLVED, that the COMMISSION hereby recommends that the NASSAU COUNTY LEGISLATURE adopt a "Determination of Non-Significance" and issue a NEGATIVE DECLARATION under SEQRA for the proposed action described as NCPC-OSPAC # 24-2008; and be it further

RESOLVED, that the COMMISSION hereby recommends that the Nassau County Legislature approve the sale of the subject property.

The foregoing resolution was offered

ON MOTION OF Commissioner Jorge
seconded by First Vice-Chair Bellissimo

Upon roll call the vote was as follows:

Jeffrey Greenfield, Chair	AYE
Michael Bellissimo, First Vice-Chair	AYE
Neal Lewis, Second Vice-Chair	AYE
Philip Como	AYE
Clara Gillens-Eromosele	AYE
Omar Jorge	AYE
Mary McCaffery	AYE
Leonard Shapiro	AYE

The Chair declared the resolution duly adopted.
Adopted: September 18, 2008

Resolution of Nassau County Planning Commission
Adopted: September 18, 2008
OSPAC File# 24-2008

STATE OF NEW YORK)
) SS:
COUNTY OF NASSAU)

I, PATRICIA BOURNE, Executive Commissioner for the Nassau County Planning Commission, do hereby certify, that I have compared the preceding with the original resolution passed by the Planning Commission of Nassau County, New York,

on September 18, 2008

on file in my office and recorded in the record of proceedings of the Planning Commission of the County of Nassau and do hereby certify the same to be a correct transcript therefrom and of the whole said original.

I further certify that the resolution herein above-mentioned was passed by the concurring affirmative vote of the Planning Commission of the County of Nassau.

IN WITNESS WHEREOF, I have hereunto set my hand,
this 2 day of October in the year of two thousand and eight.

PATRICIA BOURNE, EXECUTIVE COMMISSIONER
NASSAU COUNTY PLANNING COMMISSION

State Environmental Quality Review (SEQR)

NEGATIVE DECLARATION

Notice of Determination of Non-Significance

Project Number: 24-2008 Date: September 18, 2008

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Nassau County Planning Commission as agent for the lead agency, Nassau County Legislature, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Habitat for Humanity in Nassau County, Inc. has requested to purchase Section 55 Block 427 Lot 440.

SEQRA Status: Type I ☐

Unlisted √

Conditioned Negative Declaration: ☐ Yes
√ No

Description of Action: Habitat for Humanity in Nassau County, Inc. has requested to purchase Section 55 Block 427 Lot 440.from the County to develop affordable housing.

Location: Henry Street, Roosevelt
NCTM # Section 55 Block 427 Lot 440.

Reasons supporting this determination:

Completion of the Short Form Environmental Assessment Form has identified no significant adverse environmental impacts.

Determination of Significance

The environmental criteria set forth in §617.7 (c) are considered to be indicators of significant adverse environmental impacts. Using these thresholds the Nassau County Legislature finds the following factors as its basis for the NEGATIVE DECLARATION determination:

1. The proposed action will not result in a potentially adverse change in existing air quality since no additional vehicle trips will be induced;
2. The proposed action will not result in any changes in the use or significant increase in intensity of use of the recreational resources or roadways associated with the site;
3. The proposed action will not generate any additional vehicle trips. Further, the proposed action will not affect solid waste production and will not result in erosion, flooding, leaching or drainage problems;

4. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna. Accordingly, the proposed action will not interfere with the movement of any resident or migratory fish or wildlife species, nor will it have adverse impacts on significant habitat areas or result in any other significant adverse impact to natural resources;
5. The proposed action will allow physical improvements to the subject parcel and will not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the County;
6. The proposed action will not create a material conflict with community plans or goals as officially approved or adopted;
7. The proposed action will not cause a substantial change in the use of either the quantity or type of energy;
8. The proposed action will not create a hazard to human health;
9. The proposed action will not result in a substantial change in the use or intensity of land, including cultural or recreational resource, or its capacity to support existing uses.
10. The proposed action will not result in a material demand for other actions that would result in any of the above consequences.
11. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
12. When considered cumulatively with other related actions, the proposed action will not have a significant effect on the environment or meet of the above criteria.

Accordingly, based on the aforementioned findings the proposed action provides a suitable balance of social, economic and environmental factors. The Nassau County Legislature therefore determines that the proposed action will not have an adverse impact on the environment and a Draft Environmental Impact Statement (DEIS) is not required with the issuance of this NEGATIVE DECLARATION.

SEQRA Negative Declaration

Eric D. Eichenlaub, Esq. Maj. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Christopher Ostuni, Esq, Min. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Danielle Oglesby, Planner II, NCPC

Name and Title of Preparer | **Signature of Preparer**

For Further Information:

Contact Persons:	Eric D. Eichenlaub, Esq. Majority Counsel Nassau County Legislature Christopher Ostuni, Esq. Minority Counsel Nassau County Legislature
Address:	Nassau County Legislature 1550 Franklin Avenue Mineola, New York 11501
Telephone Number:	(516) 571-4321

For Unlisted Actions a copy must be filed with the lead agency (Nassau County Legislature)

Applicant: Nassau County

Other Involved Agencies: None

For Type I Actions and Conditioned Negative Declarations, a copy must be sent to:

Environmental Notice Bulletin at: enb@gw.dec.state.ny.us

ENB, NYS Department of Environmental Conservation
625 Broadway
Albany, NY 12233-1750

County Executive, c/o County Clerk

617.20

Appendix C

State Environmental Quality Review

SHORT ENVIRONMENTAL ASSESSMENT FORM

For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR
Nassau County

2. PROJECT NAME
Henry Street

3. PROJECT LOCATION:
Municipality Roosevelt County Nassau

4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map)
Henry Street, Roosevelt. Section 55 Block 427 Lot 440

5. PROPOSED ACTION IS:
☑ New ☐ Expansion ☐ Modification/alteration

6. DESCRIBE PROJECT BRIEFLY:
The site will be purchased by Habitat for Humanity in Nassau County, Inc to develop affordable housing.

7. AMOUNT OF LAND AFFECTED:
Initially +/- 4,542 sq. ft. acres Ultimately +/- 4,542 sq. ft. acres

8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS?
☑ Yes ☐ No If No, describe briefly.

9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT?
☑ Residential ☐ Industrial ☐ Commercial ☐ Agriculture ☐ Park/Forest/Open Space ☐ Other
Describe:

10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION?
☐ Yes ☑ No

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: Nassau County Date: _____

Signature: _____

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

Reset

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.

☐ Yes ☑ No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.

☐ Yes ☑ No

C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:

No

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:

No

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:

No

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:

No

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:

No

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:

No

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:

None

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?

☐ Yes ☑ No If Yes, explain briefly:

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?

☐ Yes ☑ No If Yes, explain briefly:

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

☐ Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.

☑ Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide, on attachments as necessary, the reasons supporting this determination.

Nassau County Legislature

Name of Lead Agency

Date

Chumi Diamond

Print or Type Name of Responsible Officer in Lead Agency

Clerk of the Legislature

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Danielle Osborne

Signature of Preparer (if different from responsible officer)

Reset

NASSAU COUNTY PLANNING COMMISSION

DISPOSITION OF COUNTY-OWNED PROPERTY & SEQRA DETERMINATION

NCPC-OSPAC FILE NO: 21-2008

WHEREAS, pursuant to Local Law 7-2003, the NASSAU COUNTY PLANNING COMMISSION (COMMISSION) issues the following recommendation to the NASSAU COUNTY LEGISLATURE and the NASSAU COUNTY EXECUTIVE regarding the disposition of real property owned by Nassau County; and

WHEREAS, the NASSAU COUNTY BUREAU OF REAL ESTATE forwarded to the COMMISSION a proposal to transfer the following County-owned real property to Habit for Humanity in Nassau County, Inc., more particularly described as:

NCPC-OSPAC FILE # 21-2008	Jefferson Avenue Sec 38– Block 107 –Lots 303-304 Malverne

WHEREAS, the COMMISSION forwarded to the NASSAU COUNTY OPEN SPACE AND PARKS ADVISORY COMMITTEE (OSPAC), the proposal for the sale of the above mentioned real property; and

WHEREAS, the COMMISSION held a public hearing on August 21, 2008 as required by the Public Officers Law of New York State with regard to the transfer of the Nassau County land; and

WHEREAS, at its meeting on September 18, 2008, the COMMISSION was advised by Nassau County Planning Department staff that OSPAC unanimously passed a verbal resolution at the September 10, 2008 meeting to recommend the sale of NCPC-OSPAC # 21-2008; and

WHEREAS, in accordance with §1611 of the Nassau County Charter and acting in an advisory capacity to the NASSAU COUNTY LEGISLATURE, the COMMISSION is required to review certain actions in accordance with the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the COMMISSION has reviewed the Environment Assessment Form (EAF) and supporting documentation for the proposed action.

NOW THEREFORE BE IT RESOLVED, the COMMISSION, based upon its review of the EAF and supporting documentation for this project recommends that the Nassau County Legislature finds that the proposed action regarding NCPC-OSPAC #21-2008 is an unlisted action and it does not have the potential to create a significant adverse impact on the environment, and therefore does not require further environmental review; and be it further

RESOLVED, that the COMMISSION hereby recommends that the NASSAU COUNTY LEGISLATURE adopt a "Determination of Non-Significance" and issue a NEGATIVE DECLARATION under SEQRA for the proposed action described as NCPC-OSPAC # 21-2008; and be it further

RESOLVED, that the COMMISSION hereby recommends that the Nassau County Legislature approve the sale of the subject property.

The foregoing resolution was offered

ON MOTION OF Commissioner Jorge
seconded by First Vice-Chair Bellissimo

Upon roll call the vote was as follows:

Jeffrey Greenfield, Chair	AYE
Michael Bellissimo, First Vice-Chair	AYE
Neal Lewis, Second Vice-Chair	AYE
Philip Como	AYE
Clara Gillens-Eromosele	AYE
Omar Jorge	AYE
Mary McCaffery	AYE
Leonard Shapiro	AYE

The Chair declared the resolution duly adopted.
Adopted: September 18, 2008

Resolution of Nassau County Planning Commission
Adopted: September 18, 2008
OSPAC File# 21-2008

STATE OF NEW YORK)
) SS:
COUNTY OF NASSAU)

I, PATRICIA BOURNE, Executive Commissioner for the Nassau County Planning Commission, do hereby certify, that I have compared the preceding with the original resolution passed by the Planning Commission of Nassau County, New York,

on September 18, 2008

on file in my office and recorded in the record of proceedings of the Planning Commission of the County of Nassau and do hereby certify the same to be a correct transcript therefrom and of the whole said original.

I further certify that the resolution herein above-mentioned was passed by the concurring affirmative vote of the Planning Commission of the County of Nassau.

IN WITNESS WHEREOF, I have hereunto set my hand,

this 30 day of March in the year of two thousand and nine

PATRICIA BOURNE, EXECUTIVE COMMISSIONER
NASSAU COUNTY PLANNING COMMISSION

State Environmental Quality Review (SEQR)

NEGATIVE DECLARATION

Notice of Determination of Non-Significance

Project Number: 21-2008 Date: September 18, 2008

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Nassau County Planning Commission as agent for the lead agency, Nassau County Legislature, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Habitat For Humanity in Nassau County, Inc. has requested to purchase Section 38 Block 107 Lots 303-304.

SEQRA Status: Type I ☐

Unlisted √

Conditioned Negative Declaration: ☐ Yes
√ No

Description of Action: Habitat For Humanity in Nassau County, Inc. has requested to purchase Section 38 Block 107 Lot 303-304 from the County to develop affordable housing.

Location: Jefferson Avenue, Malverne
NCTM # Section 38 Block 107 Lots 303-304

Reasons supporting this determination:

Completion of the Short Form Environmental Assessment Form has identified no significant adverse environmental impacts.

Determination of Significance

The environmental criteria set forth in §617.7 (c) are considered to be indicators of significant adverse environmental impacts. Using these thresholds the Nassau County Legislature finds the following factors as its basis for the NEGATIVE DECLARATION determination:

1. The proposed action will not result in a potentially adverse change in existing air quality since no additional vehicle trips will be induced;
2. The proposed action will not result in any changes in the use or significant increase in intensity of use of the recreational resources or roadways associated with the site;
3. The proposed action will not generate any additional vehicle trips. Further, the proposed action will not affect solid waste production and will not result in erosion, flooding, leaching or drainage problems;

4. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna. Accordingly, the proposed action will not interfere with the movement of any resident or migratory fish or wildlife species, nor will it have adverse impacts on significant habitat areas or result in any other significant adverse impact to natural resources;
5. The proposed action will allow physical improvements to the subject parcel and will not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the County;
6. The proposed action will not create a material conflict with community plans or goals as officially approved or adopted;
7. The proposed action will not cause a substantial change in the use of either the quantity or type of energy;
8. The proposed action will not create a hazard to human health;
9. The proposed action will not result in a substantial change in the use or intensity of land, including cultural or recreational resource, or its capacity to support existing uses.
10. The proposed action will not result in a material demand for other actions that would result in any of the above consequences.
11. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
12. When considered cumulatively with other related actions, the proposed action will not have a significant effect on the environment or meet of the above criteria.

Accordingly, based on the aforementioned findings the proposed action provides a suitable balance of social, economic and environmental factors. The Nassau County Legislature therefore determines that the proposed action will not have an adverse impact on the environment and a Draft Environmental Impact Statement (DEIS) is not required with the issuance of this NEGATIVE DECLARATION.

SEQRA Negative Declaration

David Gugerty, Esq. Maj. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Christopher Ostuni, Esq, Min. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Linda J. King, Planner II, NCPC

Name and Title of Preparer | **Signature of Preparer**

For Further Information:

Contact Persons:	David Gugerty, Esq. Majority Counsel Nassau County Legislature
	Christopher Ostuni, Esq. Minority Counsel Nassau County Legislature
Address:	Nassau County Legislature 1550 Franklin Avenue Mineola, New York 11501
Telephone Number:	(516) 571-4321

For Unlisted Actions a copy must be filed with the lead agency (Nassau County Legislature)

Applicant: Nassau County

Other Involved Agencies: None

For Type I Actions and Conditioned Negative Declarations, a copy must be sent to:

Environmental Notice Bulletin at: enb@gw.dec.state.ny.us

ENB, NYS Department of Environmental Conservation
625 Broadway
Albany, NY 12233-1750

County Executive, c/o County Clerk

617.20

Appendix C
State Environmental Quality Review
SHORT ENVIRONMENTAL ASSESSMENT FORM
For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR	2. PROJECT NAME
Nassau County	Jefferson Avenue

3. PROJECT LOCATION:
Municipality Malverne County Nassau

4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map)
Jefferson Avenue, Malverne. Section 38 Block 107 Lots 303-304

5. PROPOSED ACTION IS:
☑ New ☐ Expansion ☐ Modification/alteration

6. DESCRIBE PROJECT BRIEFLY:
The site will be purchased by Habitat for Humanity in Nassau County, Inc to develop affordable housing.

7. AMOUNT OF LAND AFFECTED:
Initially +/- 3,927 sq. ft. acres Ultimately +/- 3,927 sq. ft. acres

8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS?
☑ Yes ☐ No If No, describe briefly

9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT?
☑ Residential ☐ Industrial ☐ Commercial ☐ Agriculture ☐ Park/Forest/Open Space ☐ Other
Describe:

10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION?
☐ Yes ☑ No

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE
Applicant/sponsor name: Nassau County Date: _____

Signature: _____

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

SEQRA Negative Declaration

Eric Eichenlaub, Esq. Maj. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Christopher Ostuni, Esq, Min. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Jon Halfon, Planner I, NCPC

Name and Title of Preparer | **Signature of Preparer**

For Further Information:

Contact Persons:	Eric Eichenlaub, Esq. Majority Counsel Nassau County Legislature
	Christopher Ostuni, Esq. Minority Counsel Nassau County Legislature
Address:	Nassau County Legislature 1550 Franklin Avenue Mineola, New York 11501
Telephone Number:	(516) 571-4321

For Unlisted Actions a copy must be filed with the lead agency (Nassau County Legislature)

Applicant: Nassau County

Other Involved Agencies: None

For Type I Actions and Conditioned Negative Declarations, a copy must be sent to:

Environmental Notice Bulletin at: enb@gw.dec.state.ny.us

ENB, NYS Department of Environmental Conservation
625 Broadway
Albany, NY 12233-1750

County Executive, c/o County Clerk

NASSAU COUNTY PLANNING COMMISSION

DISPOSITION OF COUNTY-OWNED PROPERTY & SEQRA DETERMINATION

NCPC-OSPAC FILE NO: 26-2008

WHEREAS, pursuant to Local Law 7-2003, the NASSAU COUNTY PLANNING COMMISSION (COMMISSION) issues the following recommendation to the NASSAU COUNTY LEGISLATURE and the NASSAU COUNTY EXECUTIVE regarding the disposition of real property owned by Nassau County; and

WHEREAS, the NASSAU COUNTY BUREAU OF REAL ESTATE forwarded to the COMMISSION a proposal to transfer the following County-owned real property to Long Island Housing Partnership, Inc., more particularly described as:

NCPC-OSPAC FILE # 26-2008	Uniondale Avenue Sec 34 – Block 336 –Lots 22 -23 Uniondale

WHEREAS, the COMMISSION forwarded to the NASSAU COUNTY OPEN SPACE AND PARKS ADVISORY COMMITTEE (OSPAC), the proposal for the sale of the abovementioned real property; and

WHEREAS, the COMMISSION held a public hearing on August 21, 2008 as required by the Public Officers Law of New York State with regard to the transfer of the Nassau County land; and

WHEREAS, at its meeting on September 18, 2008, the COMMISSION was advised by Nassau County Planning Department staff that OSPAC unanimously passed a verbal resolution at the September 10, 2008 meeting to recommend the sale of NCPC-OSPAC # 26-2008; and

WHEREAS, in accordance with §1611 of the Nassau County Charter and acting in an advisory capacity to the NASSAU COUNTY LEGISLATURE, the COMMISSION is required to review certain actions in accordance with the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the COMMISSION has reviewed the Environment Assessment Form (EAF) and supporting documentation for the proposed action.

NOW THEREFORE BE IT RESOLVED, the COMMISSION, based upon its review of the EAF and supporting documentation for this project recommends that the Nassau County Legislature finds that the proposed action regarding NCPC-OSPAC # 26-2008 is an unlisted action and it does not have the potential to create a significant adverse impact on the environment, and therefore does not require further environmental review; and be it further

RESOLVED, that the COMMISSION hereby recommends that the NASSAU COUNTY LEGISLATURE adopt a "Determination of Non-Significance" and issue a NEGATIVE DECLARATION under SEQRA for the proposed action described as NCPC-OSPAC # 26 -2008; and be it further

RESOLVED, that the COMMISSION hereby recommends that the Nassau County Legislature approve the sale of the subject property.

State Environmental Quality Review (**SEQR**)

NEGATIVE DECLARATION

Notice of Determination of Non-Significance

Project Number: 26-2008 Date: September 18, 2008

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Nassau County Planning Commission as agent for the lead agency, Nassau County Legislature, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Long Island Housing Partnership, Inc. has requested to purchase Section 34 Block 336 Lots 22- 23.

SEQRA Status: Type I ☐

Unlisted √

Conditioned Negative Declaration: ☐ Yes
√ No

Description of Action: Long Island Housing Partnership, Inc. has requested to purchase Section 34 Block 336 Lots 22 -23 from the County to develop affordable housing.

Location: Uniondale Avenue, Uniondale
NCTM # Section 34 Block 336 Lots 22 - 23

Reasons supporting this determination:

Completion of the Short Form Environmental Assessment Form has identified no significant adverse environmental impacts.

Determination of Significance

The environmental criteria set forth in §617.7 (c) are considered to be indicators of significant adverse environmental impacts. Using these thresholds the Nassau County Legislature finds the following factors as its basis for the NEGATIVE DECLARATION determination:

1. The proposed action will not result in a potentially adverse change in existing air quality since no additional vehicle trips will be induced;
2. The proposed action will not result in any changes in the use or significant increase in intensity of use of the recreational resources or roadways associated with the site;
3. The proposed action will not generate any additional vehicle trips. Further, the proposed action will not affect solid waste production and will not result in erosion, flooding, leaching or drainage problems;

4. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna. Accordingly, the proposed action will not interfere with the movement of any resident or migratory fish or wildlife species, nor will it have adverse impacts on significant habitat areas or result in any other significant adverse impact to natural resources;
5. The proposed action will allow physical improvements to the subject parcel and will not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the County;
6. The proposed action will not create a material conflict with community plans or goals as officially approved or adopted;
7. The proposed action will not cause a substantial change in the use of either the quantity or type of energy;
8. The proposed action will not create a hazard to human health;
9. The proposed action will not result in a substantial change in the use or intensity of land, including cultural or recreational resource, or its capacity to support existing uses.
10. The proposed action will not result in a material demand for other actions that would result in any of the above consequences.
11. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
12. When considered cumulatively with other related actions, the proposed action will not have a significant effect on the environment or meet of the above criteria.

Accordingly, based on the aforementioned findings the proposed action provides a suitable balance of social, economic and environmental factors. The Nassau County Legislature therefore determines that the proposed action will not have an adverse impact on the environment and a Draft Environmental Impact Statement (DEIS) is not required with the issuance of this NEGATIVE DECLARATION.

SEQRA Negative Declaration

Eric D. Eichenlaub, Esq. Maj. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Christopher Ostuni, Esq, Min. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Danielle Oglesby, Planner II, NCPC

Name and Title of Preparer | **Signature of Preparer**

For Further Information:

Contact Persons:	Eric D. Eichenlaub, Esq. Majority Counsel Nassau County Legislature Christopher Ostuni, Esq. Minority Counsel Nassau County Legislature
Address:	Nassau County Legislature 1550 Franklin Avenue Mineola, New York 11501
Telephone Number:	(516) 571-4321

For Unlisted Actions a copy must be filed with the lead agency (Nassau County Legislature)

Applicant: Nassau County

Other Involved Agencies: None

For Type I Actions and Conditioned Negative Declarations, a copy must be sent to:

Environmental Notice Bulletin at: enb@gw.dec.state.ny.us

ENB, NYS Department of Environmental Conservation
625 Broadway
Albany, NY 12233-1750

County Executive, c/o County Clerk

617.20

Appendix C
State Environmental Quality Review
SHORT ENVIRONMENTAL ASSESSMENT FORM
For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR	2. PROJECT NAME
Nassau County	Uniondale Avenue

3. PROJECT LOCATION:
Municipality Uniondale County Nassau

4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map)
Uniondale Avenue, Uniondale. Section 34 Block 336 Lots 22-23

5. PROPOSED ACTION IS:
☑ New ☐ Expansion ☐ Modification/alteration

6. DESCRIBE PROJECT BRIEFLY:
The site will be purchased by Long Island Housing Partnership, Inc to develop affordable housing.

7. AMOUNT OF LAND AFFECTED:
Initially +/- 4,034 sq. ft. acres Ultimately +/- 4,034 sq. ft. acres

8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS?
☑ Yes ☐ No If No, describe briefly

9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT?
☑ Residential ☐ Industrial ☐ Commercial ☐ Agriculture ☐ Park/Forest/Open Space ☐ Other
Describe:

10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION?
☐ Yes ☑ No

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE
Applicant/sponsor name: Nassau County Date: _____

Signature: _____

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

OVER

Reset

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.

☐ Yes ☑ No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.

☐ Yes ☑ No

C. COULD ACTION RESULT IN **ANY** ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:

No

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:

No

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:

No

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:

No

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:

No

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:

No

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:

None

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?

☐ Yes ☑ No If Yes, explain briefly:

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?

☐ Yes ☑ No If Yes, explain briefly:

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

☐ Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.

☑ Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide, on attachments as necessary, the reasons supporting this determination.

Nassau County Legislature	
Name of Lead Agency	Date
Chumi Diamond	Clerk of the Legislature
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
	Danielle Oglesby
Signature of Responsible Officer in Lead Agency	Signature of Preparer (If different from responsible officer)

Reset

NASSAU COUNTY PLANNING COMMISSION

DISPOSITION OF COUNTY-OWNED PROPERTY & SEQRA DETERMINATION

NCPC-OSPAC FILE NO: 22-2008

WHEREAS, pursuant to Local Law 7-2003, the NASSAU COUNTY PLANNING COMMISSION (COMMISSION) issues the following recommendation to the NASSAU COUNTY LEGISLATURE and the NASSAU COUNTY EXECUTIVE regarding the disposition of real property owned by Nassau County; and

WHEREAS, the NASSAU COUNTY BUREAU OF REAL ESTATE forwarded to the COMMISSION a proposal to transfer the following County-owned real property to Habit for Humanity in Nassau County, Inc., more particularly described as:

NCPC-OSPAC FILE # 22-2008	Harvard Street Sec 34– Block 247 –Lots 399-400 Hempstead

WHEREAS, the COMMISSION forwarded to the NASSAU COUNTY OPEN SPACE AND PARKS ADVISORY COMMITTEE (OSPAC), the proposal for the sale of the abovementioned real property; and

WHEREAS, the COMMISSION held a public hearing on August 21, 2008 as required by the Public Officers Law of New York State with regard to the transfer of the Nassau County land; and

WHEREAS, at its meeting on September 18, 2008, the COMMISSION was advised by Nassau County Planning Department staff that OSPAC unanimously passed a verbal resolution at the September 10, 2008 meeting to recommend the sale of NCPC-OSPAC # 22-2008; and

WHEREAS, in accordance with §1611 of the Nassau County Charter and acting in an advisory capacity to the NASSAU COUNTY LEGISLATURE, the COMMISSION is required to review certain actions in accordance with the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the COMMISSION has reviewed the Environment Assessment Form (EAF) and supporting documentation for the proposed action.

NOW THEREFORE BE IT RESOLVED, the COMMISSION, based upon its review of the EAF and supporting documentation for this project recommends that the Nassau County Legislature finds that the proposed action regarding NCPC-OSPAC #22-2008 is an unlisted action and it does not have the potential to create a significant adverse impact on the environment, and therefore does not require further environmental review; and be it further

RESOLVED, that the COMMISSION hereby recommends that the NASSAU COUNTY LEGISLATURE adopt a "Determination of Non-Significance" and issue a NEGATIVE DECLARATION under SEQRA for the proposed action described as NCPC-OSPAC # 22-2008; and be it further

RESOLVED, that the COMMISSION hereby recommends that the Nassau County Legislature approve the sale of the subject property.

State Environmental Quality Review (SEQR)

NEGATIVE DECLARATION

Notice of Determination of Non-Significance

Project Number: 22-2008 Date: September 18, 2008

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Nassau County Planning Commission as agent for the lead agency, Nassau County Legislature, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Habitat for Humanity in Nassau County, Inc. has requested to purchase Section 34 Block 247 Lots 399-400.

SEQRA Status: Type I ☐

Unlisted √

Conditioned Negative Declaration: ☐ Yes
√ No

Description of Action: Habitat for Humanity in Nassau County, Inc. has requested to purchase Section 34 Block 247 Lots 399- 400 from the County to develop affordable housing.

Location: Harvard Street, Hempstead
NCTM # Section 34 Block 247 Lots 399- 400

Reasons supporting this determination:

Completion of the Short Form Environmental Assessment Form has identified no significant adverse environmental impacts.

Determination of Significance

The environmental criteria set forth in §617.7 (c) are considered to be indicators of significant adverse environmental impacts. Using these thresholds the Nassau County Legislature finds the following factors as its basis for the NEGATIVE DECLARATION determination:

1. The proposed action will not result in a potentially adverse change in existing air quality since no additional vehicle trips will be induced;
2. The proposed action will not result in any changes in the use or significant increase in intensity of use of the recreational resources or roadways associated with the site;
3. The proposed action will not generate any additional vehicle trips. Further, the proposed action will not affect solid waste production and will not result in erosion, flooding, leaching or drainage problems;

4. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna. Accordingly, the proposed action will not interfere with the movement of any resident or migratory fish or wildlife species, nor will it have adverse impacts on significant habitat areas or result in any other significant adverse impact to natural resources;
5. The proposed action will allow physical improvements to the subject parcel and will not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the County;
6. The proposed action will not create a material conflict with community plans or goals as officially approved or adopted;
7. The proposed action will not cause a substantial change in the use of either the quantity or type of energy;
8. The proposed action will not create a hazard to human health;
9. The proposed action will not result in a substantial change in the use or intensity of land, including cultural or recreational resource, or its capacity to support existing uses.
10. The proposed action will not result in a material demand for other actions that would result in any of the above consequences.
11. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
12. When considered cumulatively with other related actions, the proposed action will not have a significant effect on the environment or meet of the above criteria.

Accordingly, based on the aforementioned findings the proposed action provides a suitable balance of social, economic and environmental factors. The Nassau County Legislature therefore determines that the proposed action will not have an adverse impact on the environment and a Draft Environmental Impact Statement (DEIS) is not required with the issuance of this NEGATIVE DECLARATION.

SEQRA Negative Declaration

Eric D. Eichenlaub, Esq. Maj. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Christopher Ostuni, Esq, Min. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Danielle Oglesby, Planner II, NCPC

Name and Title of Preparer | **Signature of Preparer**

For Further Information:

Contact Persons:	Eric D. Eichenlaub, Esq. Majority Counsel Nassau County Legislature Christopher Ostuni, Esq. Minority Counsel Nassau County Legislature
Address:	Nassau County Legislature 1550 Franklin Avenue Mineola, New York 11501
Telephone Number:	(516) 571-4321

For Unlisted Actions a copy must be filed with the lead agency (Nassau County Legislature)

Applicant: Nassau County

Other Involved Agencies: None

For Type I Actions and Conditioned Negative Declarations, a copy must be sent to:

Environmental Notice Bulletin at: enb@gw.dec:state.ny.us

ENB, NYS Department of Environmental Conservation
625 Broadway
Albany, NY 12233-1750

County Executive, c/o County Clerk

617.20

Appendix C
State Environmental Quality Review
SHORT ENVIRONMENTAL ASSESSMENT FORM
For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR
Nassau County

2. PROJECT NAME
Harvard Street

3. PROJECT LOCATION:
Municipality Hempstead County Nassau

4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map)
Harvard Street, Hempstead. Section 34 Block 247 Lot 399-400

5. PROPOSED ACTION IS:
☑ New ☐ Expansion ☐ Modification/alteration

6. DESCRIBE PROJECT BRIEFLY:
The site will be purchased by Habitat for Humanity in Nassau County, Inc to develop affordable housing.

7. AMOUNT OF LAND AFFECTED:
Initially +/- 4,102 sq. ft. acres Ultimately +/- 4,102 sq. ft. acres

8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS?
☑ Yes ☐ No If No, describe briefly

9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT?
☑ Residential ☐ Industrial ☐ Commercial ☐ Agriculture ☐ Park/Forest/Open Space ☐ Other
Describe:

10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION?
☐ Yes ☑ No

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE
Applicant/sponsor name: Nassau County Date: _____

Signature: _____

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

Reset

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.

☐ Yes ☑ No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.

☐ Yes ☑ No

C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:

No

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:

No

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:

No

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:

No

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:

No

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:

No

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:

None

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?

☐ Yes ☑ No If Yes, explain briefly:

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?

☐ Yes ☑ No If Yes, explain briefly:

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

☐ Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.

☑ Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide, on attachments as necessary, the reasons supporting this determination.

Nassau County Legislature	
Name of Lead Agency	Date
Chumi Diamond	Clerk of the Legislature
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
	Danielle Colesby
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from responsible officer)

Reset

NASSAU COUNTY PLANNING COMMISSION

TRANSFER OF COUNTY-OWNED PROPERTY & SEQRA DETERMINATION

NCPC-OSPAC FILE NO: 33-2007

WHEREAS, pursuant to Local Law 7-2003, the NASSAU COUNTY PLANNING COMMISSION (COMMISSION) issues the following recommendation to the NASSAU COUNTY LEGISLATURE and the NASSAU COUNTY EXECUTIVE regarding the disposition of real property owned by Nassau County; and

WHEREAS, the NASSAU COUNTY BUREAU OF REAL ESTATE forwarded to the COMMISSION a proposal to sell the following County-owned real property to an adjacent residential property owner, more particularly described as:

- NCPC-OSPAC FILE #33-2007 Elm Avenue Sec 34 – Block 378 –Lot 214
  Hempstead, Town of Hempstead

WHEREAS, the COMMISSION forwarded to the NASSAU COUNTY OPEN SPACE AND PARKS ADVISORY COMMITTEE (OSPAC), the proposal for the sale of the abovementioned real property; and

WHEREAS, the COMMISSION held a public hearing as required by the Public Officers Law of New York State with regard to the sale of the Nassau County land on October 18, 2007; and

WHEREAS, the COMMISSION was advised by Nassau County Planning staff that OSPAC recommended the sale of NCPC-OSPAC #33-2007 at its meeting on November 14, 2007 with no conditions; and

WHEREAS, the NASSAU COUNTY PLANNING COMMISSION makes the following findings with respect to the following real property (NCPC-OSPAC #33-2007):

1. The subject property has minimal ecological value or importance in terms of habitat protection;
2. The subject property has minimal open space or recreational value;
3. The subject property has minimal ability to provide an opportunity for active or passive recreational use;
4. The purchasers are available and willing to acquire the subject property;

WHEREAS, in accordance with §1611 of the Nassau County Charter and acting in an advisory capacity to the NASSAU COUNTY LEGISLATURE, the COMMISSION is required to review certain actions in accordance with the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the COMMISSION has reviewed the Environment Assessment Form (EAF) and supporting documentation for the proposed action and believes that such information supports a recommendation to the Nassau County Legislature that a Determination of Non-Significance and a Negative Declaration be issued for the proposed action.

NOW THEREFORE BE IT RESOLVED the COMMISSION, based upon its review of the EAF and supporting documentation for this project recommends that the Nassau County Legislature find that the sale of NCPC-OSPAC #33-2007 will not have the potential to create a significant adverse impact on the environment, and therefore does not require further environmental review; and be it further

RESOLVED, that the COMMISSION hereby recommends that the NASSAU COUNTY LEGISLATURE based upon its review of the EAF and supporting documentation for this project adopt the findings contained in the attached draft "Determination of Non-Significance" and issue a NEGATIVE DECLARATION under SEQRA for the sale of the real property described as NCPC-OSPAC #32-2007; and be it further

RESOLVED, that the COMMISSION hereby recommends that the Nassau County Legislature approve the sale of the subject property; and be it further

RESOLVED, that the COMMISSION recommends that Nassau County be indemnified against any liabilities associated with prior uses of the subject real property.

The foregoing resolution was offered

ON MOTION OF Second Vice-Chair Lewis,
seconded by Commissioner Shapiro,

Upon roll call the vote was as follows:

Jeffrey Greenfield, Chair	AYE
Michael Bellissimo, First Vice-Chair	AYE
Neal Lewis, Second Vice-Chair	AYE
Philip Como	AYE
Clara Gillens-Eromosele	EXCUSED
Amy Hagedorn	EXCUSED
Mary A. McCaffery	AYE
Mona G. Rankin	EXCUSED
Leonard Shapiro	AYE

The Chair declared the resolution duly adopted.
Resolution of Nassau County Planning Commission
Adopted:
NOVEMBER 15, 2007

STATE OF NEW YORK)
) SS:
COUNTY OF NASSAU)

I, PATRICIA BOURNE, Executive Commissioner for the Nassau County Planning Commission, do hereby certify, that I have compared the preceding with the original resolution passed by the Planning Commission of Nassau County, New York,

November 15, 2007

on file in my office and recorded in the record of proceedings of the Planning Commission of the County of Nassau and do hereby certify the same to be a correct transcript therefrom and of the whole said original.

I further certify that the resolution herein above-mentioned was passed by the concurring affirmative vote of the Planning Commission of the County of Nassau.

IN WITNESS WHEREOF, I have hereunto set my hand,
this 25 day of February in the year of two thousand and eight.

PATRICIA BOURNE, EXECUTIVE COMMISSIONER
NASSAU COUNTY PLANNING COMMISSION

State Environmental Quality Review (SEQR)

NEGATIVE DECLARATION

Notice of Determination of Non-Significance

Project Number: 33-2007 Date: November 14, 2007

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Nassau County Planning Commission as agent for the lead agency, Nassau County Legislature, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Transfer of Real Property between Nassau County and an adjacent property owner.

SEQRA Status: Type I ☐

Unlisted √

Conditioned Negative Declaration: ☐ Yes

√ No

Description of Action: Transfer agreement between Nassau County the adjoining property owner located on the south side of Elm Ave. east of Laurell Ave. Village of Hempstead. The approximate 44' by 125' parcel is to be sold to the adjoining property owner for religious institutional use.

Location:

South side of Lauerll Ave. Hempstead

NCTM # Section 34– Block 378 –Lot 214

Reasons supporting this determination:

Completion of the Short Form Environmental Assessment Form has identified no significant adverse environmental impacts.

Determination of Significance

The environmental criteria set forth in §617.7 (c) are considered to be indicators of significant adverse environmental impacts. Using these thresholds the Nassau County Legislature finds the following factors as its basis for the NEGATIVE DECLARATION determination:

1. The proposed action will not result in a potentially adverse change in existing air quality since no additional vehicle trips will be induced;
2. The proposed action will not result in any changes in the use or significant increase in intensity of use of the recreational resources or roadways associated with the site;

3. The proposed action will not generate any additional vehicle trips. Further, the proposed action will not affect solid waste production and will not result in erosion, flooding, leaching or drainage problems;
4. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna. Accordingly, the proposed action will not interfere with the movement of any resident or migratory fish or wildlife species, nor will it have adverse impacts on significant habitat areas or result in any other significant adverse impact to natural resources;
5. The proposed action will allow physical improvements to the subject parcel and will not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the County;
6. The proposed action will not create a material conflict with community plans or goals as officially approved or adopted;
7. The proposed action will not cause a substantial change in the use of either the quantity or type of energy;
8. The proposed action will not create a hazard to human health;
9. The proposed action will not result in a substantial change in the use or intensity of land, including cultural or recreational resource, or its capacity to support existing uses.
10. The proposed action will not result in a material demand for other actions that would result in any of the above consequences.
11. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
12. When considered cumulatively with other related actions, the proposed action will not have a significant effect on the environment or meet of the above criteria.

Accordingly, based on the aforementioned findings the proposed action provides a suitable balance of social, economic and environmental factors. The Nassau County Legislature therefore determines that the proposed action will not have an adverse impact on the environment and a Draft Environmental Impact Statement (DEIS) is not required with the issuance of this NEGATIVE DECLARATION.

SEQRA Negative Declaration

David Gugerty, Esq. Maj. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Christopher Ostuni, Esq, Min. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Kristen Kotak, Planner I, NCPC

Name and Title of Preparer | Kristen Kotak **Signature of Preparer**

For Further Information:

Contact Persons:	David Gugerty Majority Counsel Nassau County Legislature Christopher Ostuni Minority Counsel Nassau County Legislature
Address:	Nassau County Legislature One West Street Mineola, New York 11501
Telephone Number:	(516) 571-4321

For Unlisted Actions a copy must be filed with the lead agency (Nassau County Legislature)

Applicant: Nassau County

Other Involved Agencies: None

For Type I Actions and Conditioned Negative Declarations, a copy must be sent to:

Environmental Notice Bulletin at: enb@gw.dec.state.ny.us

ENB, NYS Department of Environmental Conservation
625 Broadway
Albany, NY 12233-1750

County Executive, c/o County Clerk

617.20

Appendix C

State Environmental Quality Review

SHORT ENVIRONMENTAL ASSESSMENT FORM

For UNLISTED ACTIONS Only

Project ID: 33-2007

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR
Nassau County

2. PROJECT NAME
Hannah Ministries

3. PROJECT LOCATION:
Municipality Hempstead County Nassau

4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map)
Intersection of Laurel Avenue & Elm Avenue, Hempstead

5. PROPOSED ACTION IS:
☑ New ☐ Expansion ☐ Modification/alteration

6. DESCRIBE PROJECT BRIEFLY:
Sale of County owned property for religious institution use purposes.

7. AMOUNT OF LAND AFFECTED:
Initially +/- 5,500 sf acres Ultimately +/- 5,500 acres

8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS?
☑ Yes ☐ No If No, describe briefly

9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT?
☑ Residential ☐ Industrial ☐ Commercial ☐ Agriculture ☐ Park/Forest/Open Space ☑ Other
Describe:
Religious Use

10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)?
☑ Yes ☐ No If Yes, list agency(s) name and permit/approvals:
Nassau County Legislature

11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION?
☐ Yes ☑ No

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: Nassau County Date: 11/15/07

Signature:

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

OVER

Reset

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.

☐ Yes ☑ No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.

☐ Yes ☑ No

C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:

No

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:

No

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:

No

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:

No

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:

No

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:

No

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:

No

WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?

☐ Yes ☑ No If Yes, explain briefly:

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?

☐ Yes ☑ No If Yes, explain briefly:

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

☐ Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.

☑ Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide, on attachments as necessary, the reasons supporting this determination.

Nassau County Legislature	11/15/07
Name of Lead Agency	Date
William J. Muller	Clerk of the Nassau County Legislature
Print or Type Name of Responsible Officer in Lead Agency	Title of Responsible Officer
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from responsible officer)

Reset

NASSAU COUNTY PLANNING COMMISSION

DISPOSITION OF COUNTY-OWNED PROPERTY & SEQRA DETERMINATION

NCPC-OSPAC FILE NO: 25-2008

WHEREAS, pursuant to Local Law 7-2003, the NASSAU COUNTY PLANNING COMMISSION (COMMISSION) issues the following recommendation to the NASSAU COUNTY LEGISLATURE and the NASSAU COUNTY EXECUTIVE regarding the disposition of real property owned by Nassau County; and

WHEREAS, the NASSAU COUNTY BUREAU OF REAL ESTATE forwarded to the COMMISSION a proposal to transfer the following County-owned real property to Long Island Housing Partnership, Inc., more particularly described as:

NCPC-OSPAC FILE # 25-2008	Cruikshank Avenue Sec 34 – Block 366 –Lots 146 -148 Hempstead

WHEREAS, the COMMISSION forwarded to the NASSAU COUNTY OPEN SPACE AND PARKS ADVISORY COMMITTEE (OSPAC), the proposal for the sale of the abovementioned real property; and

WHEREAS, the COMMISSION held a public hearing on August 21, 2008 as required by the Public Officers Law of New York State with regard to the transfer of the Nassau County land; and

WHEREAS, at its meeting on September 18, 2008, the COMMISSION was advised by Nassau County Planning Department staff that OSPAC unanimously passed a verbal resolution at the September 10, 2008 meeting to recommend the sale of NCPC-OSPAC # 25-2008; and

WHEREAS, in accordance with §1611 of the Nassau County Charter and acting in an advisory capacity to the NASSAU COUNTY LEGISLATURE, the COMMISSION is required to review certain actions in accordance with the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the COMMISSION has reviewed the Environment Assessment Form (EAF) and supporting documentation for the proposed action.

NOW THEREFORE BE IT RESOLVED, the COMMISSION, based upon its review of the EAF and supporting documentation for this project recommends that the Nassau County Legislature finds that the proposed action regarding NCPC-OSPAC # 25-2008 is an unlisted action and it does not have the potential to create a significant adverse impact on the environment, and therefore does not require further environmental review; and be it further

RESOLVED, that the COMMISSION hereby recommends that the NASSAU COUNTY LEGISLATURE adopt a "Determination of Non-Significance" and issue a NEGATIVE DECLARATION under SEQRA for the proposed action described as NCPC-OSPAC # 25 -2008; and be it further

RESOLVED, that the COMMISSION hereby recommends that the Nassau County Legislature approve the sale of the subject property.

The foregoing resolution was offered

ON MOTION OF Vice-Chair Bellissimo
seconded by Commissioner Shapiro

Upon roll call the vote was as follows:

Jeffrey Greenfield, Chair	AYE
Michael Bellissimo, First Vice-Chair	AYE
Neal Lewis, Second Vice-Chair	AYE
Philip Como	AYE
Clara Gillens-Eromosele	AYE
Omar Jorge	AYE
Mary McCaffery	AYE
Leonard Shapiro	AYE

The Chair declared the resolution duly adopted.
Adopted: September 18, 2008

Resolution of Nassau County Planning Commission
Adopted: September 18, 2008
OSPAC File# 25-2008

STATE OF NEW YORK)
) SS:
COUNTY OF NASSAU)

I, PATRICIA BOURNE, Executive Commissioner for the Nassau County Planning Commission, do hereby certify, that I have compared the preceding with the original resolution passed by the Planning Commission of Nassau County, New York,

on September 18, 2008

on file in my office and recorded in the record of proceedings of the Planning Commission of the County of Nassau and do hereby certify the same to be a correct transcript therefrom and of the whole said original.

I further certify that the resolution herein above-mentioned was passed by the concurring affirmative vote of the Planning Commission of the County of Nassau.

IN WITNESS WHEREOF, I have hereunto set my hand,
this 2 day of October in the year of two thousand and eight.

PATRICIA BOURNE, EXECUTIVE COMMISSIONER
NASSAU COUNTY PLANNING COMMISSION

State Environmental Quality Review (**SEQR**)

NEGATIVE DECLARATION

Notice of Determination of Non-Significance

Project Number: 25-2008 Date: September 18, 2008

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Nassau County Planning Commission as agent for the lead agency, Nassau County Legislature, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Long Island Housing Partnership, Inc. has requested to purchase Section 34 Block 366 Lots 146-148.

SEQRA Status: Type I ☐

Unlisted √

Conditioned Negative Declaration: ☐ Yes
√ No

Description of Action: Long Island Housing Partnership, Inc. has requested to purchase Section 34 Block 366 Lots 146-148 from the County to develop affordable housing.

Location: Cruikshank Avenue, Hempstead
NCTM # Section 34 Block 366 Lots 146 -148.

Reasons supporting this determination:

Completion of the Short Form Environmental Assessment Form has identified no significant adverse environmental impacts.

Determination of Significance

The environmental criteria set forth in §617.7 (c) are considered to be indicators of significant adverse environmental impacts. Using these thresholds the Nassau County Legislature finds the following factors as its basis for the NEGATIVE DECLARATION determination:

1. The proposed action will not result in a potentially adverse change in existing air quality since no additional vehicle trips will be induced;
2. The proposed action will not result in any changes in the use or significant increase in intensity of use of the recreational resources or roadways associated with the site;
3. The proposed action will not generate any additional vehicle trips. Further, the proposed action will not affect solid waste production and will not result in erosion, flooding, leaching or drainage problems;

4. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna. Accordingly, the proposed action will not interfere with the movement of any resident or migratory fish or wildlife species, nor will it have adverse impacts on significant habitat areas or result in any other significant adverse impact to natural resources;
5. The proposed action will allow physical improvements to the subject parcel and will not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the County;
6. The proposed action will not create a material conflict with community plans or goals as officially approved or adopted;
7. The proposed action will not cause a substantial change in the use of either the quantity or type of energy;
8. The proposed action will not create a hazard to human health;
9. The proposed action will not result in a substantial change in the use or intensity of land, including cultural or recreational resource, or its capacity to support existing uses.
10. The proposed action will not result in a material demand for other actions that would result in any of the above consequences.
11. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
12. When considered cumulatively with other related actions, the proposed action will not have a significant effect on the environment or meet of the above criteria.

Accordingly, based on the aforementioned findings the proposed action provides a suitable balance of social, economic and environmental factors. The Nassau County Legislature therefore determines that the proposed action will not have an adverse impact on the environment and a Draft Environmental Impact Statement (DEIS) is not required with the issuance of this NEGATIVE DECLARATION.

SEQRA Negative Declaration

Eric D. Eichenlaub, Esq. Maj. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Christopher Ostuni, Esq, Min. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Danielle Oglesby, Planner II, NCPC

Name and Title of Preparer | **Signature of Preparer**

For Further Information:

Contact Persons: Eric D. Eichenlaub, Esq.
Majority Counsel
Nassau County Legislature

Christopher Ostuni, Esq.
Minority Counsel
Nassau County Legislature

Address: Nassau County Legislature
1550 Franklin Avenue
Mineola, New York 11501

Telephone Number: (516) 571-4321

For Unlisted Actions a copy must be filed with the lead agency (Nassau County Legislature)

Applicant: Nassau County

Other Involved Agencies: None

For Type I Actions and Conditioned Negative Declarations, a copy must be sent to:

Environmental Notice Bulletin at: enb@gw.dec.state.ny.us

ENB, NYS Department of Environmental Conservation
625 Broadway
Albany, NY 12233-1750

County Executive, c/o County Clerk

617.20

Appendix C
State Environmental Quality Review
SHORT ENVIRONMENTAL ASSESSMENT FORM
For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR
Nassau County

2. PROJECT NAME
Cruikshank Avenue

3. PROJECT LOCATION:
Municipality Hempstead County Nassau

4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map)
Cruikshank Avenue, Hempstead. Section 34 Block 366 Lots 146-148

5. PROPOSED ACTION IS:
☑ New ☐ Expansion ☐ Modification/alteration

6. DESCRIBE PROJECT BRIEFLY:
The site will be purchased by Long Island Housing Partnership, Inc to develop affordable housing.

7. AMOUNT OF LAND AFFECTED:
Initially +/- 5,861 sq. ft. acres Ultimately +/- 5,861 sq. ft. acres

8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS?
☑ Yes ☐ No If No, describe briefly

9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT?
☑ Residential ☐ Industrial ☐ Commercial ☐ Agriculture ☐ Park/Forest/Open Space ☐ Other
Describe:

10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION?
☐ Yes ☑ No

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE
Applicant/sponsor name: Nassau County Date: _____

Signature: _____

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

OVER

Reset

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.
☐ Yes ☑ No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.
☐ Yes ☑ No

C. COULD ACTION RESULT IN **ANY** ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:

No

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:

No

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:

No

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:

No

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:

No

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:

No

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:

None

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?
☐ Yes ☑ No If Yes, explain briefly:

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?
☐ Yes ☑ No If Yes, explain briefly:

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

☐ Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.

☑ Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide, on attachments as necessary, the reasons supporting this determination.

Nassau County Legislature
Name of Lead Agency

Date

Chumi Diamond
Print or Type Name of Responsible Officer in Lead Agency

Clerk of the Legislature
Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Danielle Oglesby
Signature of Preparer (if different from responsible officer)

Reset

NASSAU COUNTY PLANNING COMMISSION

DISPOSITION OF COUNTY-OWNED PROPERTY & SEQRA DETERMINATION

NCPC-OSPAC FILE NO: 33-2012

WHEREAS, pursuant to Nassau County Administrative Code Section 11-8.0, the NASSAU COUNTY PLANNING COMMISSION (COMMISSION) issues the following recommendation to the NASSAU COUNTY LEGISLATURE and the NASSAU COUNTY EXECUTIVE regarding the disposition of real property owned by Nassau County;

WHEREAS, the NASSAU COUNTY BUREAU OF REAL ESTATE forwarded to the COMMISSION a proposal on the sale of the following County-owned real property, more particularly described as:

NCPC-OSPAC FILE # 33-2012 Section 34 Block 295 Lot 28
W Orchard Street, Village of Hempstead, New York

WHEREAS, the COMMISSION forwarded to the NASSAU COUNTY OPEN SPACE AND PARKS ADVISORY COMMITTEE (OSPAC), the proposal for the sale of the above-mentioned real property;

WHEREAS, the COMMISSION held a public hearing on May 10, 2012, in accordance with N.Y. Public Officers Law, notice of which was sent to Nassau County Legislator Robert Troiano, and Village of Hempstead Mayor Wayne J. Hall Sr., as well as to all surrounding property owners within a 150 ft. radius, with regard to this proposal;

WHEREAS, at its meeting on June 21, 2012, the COMMISSION was advised by Nassau County Department of Public Works staff that OSPAC passed a verbal resolution at its June 13, 2012 meeting to recommend the sale of the property described in NCPC-OSPAC # 33-2012 without condition;

WHEREAS, in accordance with Section 1611 of the Nassau County Charter and acting in an advisory capacity to the NASSAU COUNTY LEGISLATURE, the COMMISSION is required to review certain actions in accordance with the New York State Environmental Quality Review Act (SEQRA) and the COMMISSION has conducted such environmental review.

WHEREAS, upon review of the Village of Hempstead zoning ordinance, the acquisition of the Property by an adjacent owner could not result in a single lot that could be subdivided for residential development as of right,

NOW THEREFORE BE IT RESOLVED that, based upon review of the environmental documents and supporting documentation, the COMMISSION recommends that the LEGISLATURE find that the proposed action regarding NCPC-OSPAC #33-2012 be classified as unlisted action and determine that it will not have a significant adverse impact on the environment; and be it further

RESOLVED, that the COMMISSION hereby recommends that the LEGISLATURE complete the review of the proposed action under SEQRA by classifying the action as Unlisted and issuing a **NEGATIVE DECLARATION**; and be it further

RESOLVED, that the COMMISSION hereby recommends that the Nassau County Legislature approve the release of the subject property without condition;

The foregoing resolution was offered:

The resolution herein was, in accordance with all applicable law, duly considered, moved, and adopted by the following vote:

Jeffrey Greenfield, Chair	EXCUSED
Marty Glennon, –Vice-Chair	AYE
Ronald J. Ellerbe	AYE
Neal Lewis	AYE
Donna Martini	AYE
Mary McCaffery	AYE
Robert A. Melillo	AYE
Leonard Shapiro	AYE
Eric Sussman	AYE

The Acting Chair declared the resolution duly adopted.
OSPAC 33-2012
Adopted: June 21, 2012

This resolution may be modified to allow for the correction of any mathematical, typographical and/or clerical errors subsequent to any approval and adoption of said resolution without the necessity for a vote to be taken by the Nassau County Planning Commission if said resolution is approved and adopted by the affirmative vote of a majority of said Nassau County Planning Commission.

Resolution of Nassau County Planning Commission
Adopted: June 21, 2012
OSPAC File# 33-2012

STATE OF NEW YORK)
) SS:
COUNTY OF NASSAU)

I, SATISH C. SOOD, Deputy Commissioner for the Nassau County Planning Commission, do hereby certify, that I have compared the preceding with the original resolution passed by the Planning Commission of Nassau County, New York,

On June 21, 2012

on file in my office and recorded in the record of proceedings of the Planning Commission of the County of Nassau and do hereby certify the same to be a correct transcript therefrom and of the whole said original.

I further certify that the resolution herein above-mentioned was passed by the concurring affirmative vote of the Planning Commission of the County of Nassau.

IN WITNESS WHEREOF, I have hereunto set my hand,

This 5th day of October in the year of two thousand and twelve.

SATISH C. SOOD, DEPUTY COMMISSIONER
NASSAU COUNTY PLANNING COMMISSION

617.20

Appendix C

State Environmental Quality Review

SHORT ENVIRONMENTAL ASSESSMENT FORM

For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR Real Estate	2. PROJECT NAME 33-2012 - Release County owned property in Hempstead

3. PROJECT LOCATION:

Municipality Village of Hempstead County Nassau County

4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map)

Section 34, Block 295, Lot 28
W Orchard Street, Village of Hempstead, New York

5. PROPOSED ACTION IS:

☑ New ☐ Expansion ☐ Modification/alteration

6. DESCRIBE PROJECT BRIEFLY:

Sell County-owned property on W Orchard Street to an adjacent property owner

7. AMOUNT OF LAND AFFECTED:

Initially 5,277.51 SF acres Ultimately 5,277.51 SF acres

8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS?

☑ Yes ☐ No If No, describe briefly

9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT?

☑ Residential ☐ Industrial ☐ Commercial ☐ Agriculture ☐ Park/Forest/Open Space ☐ Other

Describe:

10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)?

☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL?

☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION?

☐ Yes ☑ No

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE

Applicant/sponsor name: Nassau County Date: 10/22/12

Signature: [signature]

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

OVER

Reset

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.

☐ Yes ☑ No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.

☐ Yes ☑ No

C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:

No

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:

No

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:

No

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:

No

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:

No

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:

No

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:

None

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?

☐ Yes ☑ No If Yes, explain briefly:

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?

☐ Yes ☑ No If Yes, explain briefly:

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

☐ Check this box if you have identified one or more potentially large or significant adverse impacts which MAY occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.

☑ Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action WILL NOT result in any significant adverse environmental impacts AND provide, on attachments as necessary, the reasons supporting this determination.

Nassau County Legislature

Name of Lead Agency

Date

Print or Type Name of Responsible Officer in Lead Agency

Majority/Minority Legislative Council

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Signature of Preparer (If different from responsible officer)

Reset

State Environmental Quality Review (SEQR)

NEGATIVE DECLARATION

Notice of Determination of Non-Significance

Project Number: 33-2012 Date: October 4, 2012

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Nassau County Planning Commission as agent for the lead agency, Nassau County Legislature, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Release County owned property in Village of Hempstead

SEQRA Status: Type I ☐

Unlisted √

Conditioned Negative Declaration: ☐ Yes
√ No

Description of Action: Proposed sale of Section 34, Block 295, Lot 28

Location:

W Orchard Street, Village of Hempstead

NCTM # Section 34, Block 295, Lot 28

Reasons supporting this determination:

Completion of the Short Form Environmental Assessment Form has identified no significant adverse environmental impacts.

Determination of Significance

The environmental criteria set forth in §617.7 (c) are considered to be indicators of significant adverse environmental impacts. Using these thresholds the Nassau County Legislature finds the following factors as its basis for the NEGATIVE DECLARATION determination:

1. The proposed action will not result in a potentially adverse change in existing air quality since no additional vehicle trips will be induced;
2. The proposed action will not result in any changes in the use or significant increase in intensity of use of the recreational resources or roadways associated with the site;
3. The proposed action will not generate any additional vehicle trips. Further, the proposed action will not affect solid waste production and will not result in erosion, flooding, leaching or drainage problems;
4. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna. Accordingly, the proposed action will not interfere with the movement of any resident or migratory fish or wildlife species, nor will it have adverse impacts on significant habitat areas or result in any other significant adverse impact to natural resources;
5. The proposed action will allow physical improvements to the subject parcel and will not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the County;
6. The proposed action will not create a material conflict with community plans or goals as officially approved or adopted;
7. The proposed action will not cause a substantial change in the use of either the quantity or type of energy;
8. The proposed action will not create a hazard to human health;
9. The proposed action will not result in a substantial change in the use or intensity of land, including cultural or recreational resource, or its capacity to support existing uses.
10. The proposed action will not result in a material demand for other actions that would result in any of the above consequences.
11. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
12. When considered cumulatively with other related actions, the proposed action will not have a significant effect on the environment or meet of the above criteria.

Accordingly, based on the aforementioned findings the proposed action provides a suitable balance of social, economic and environmental factors. The Nassau County Legislature therefore determines that the proposed action will not have an adverse impact on the environment and a Draft Environmental Impact Statement (DEIS) is not required with the issuance of this NEGATIVE DECLARATION.

SEQRA Negative Declaration

Christopher Ostuni, Esq. Maj. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency

Signature of Responsible Officer

David Gugerty, Esq, Min. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency

Signature of Responsible Officer

John Perrakis, Planner I, NCPC

Name and Title of Preparer

Signature of Preparer

For Further Information:

Contact Persons: Christopher Ostuni
Majority Counsel
Nassau County Legislature

David Gugerty
Minority Counsel
Nassau County Legislature

Address: Nassau County Legislature
One West Street
Mineola, New York 11501

Telephone Number: (516) 571-4321

For Unlisted Actions a copy must be filed with the lead agency (Nassau County Legislature)

Applicant: Nassau County

Other Involved Agencies: None

For Type I Actions and Conditioned Negative Declarations, a copy must be sent to:

Environmental Notice Bulletin at: enb@gw.dec.state.ny.us

ENB, NYS Department of Environmental Conservation
625 Broadway
Albany, NY 12233-1750

County Executive, c/o County Clerk

NASSAU COUNTY PLANNING COMMISSION

DISPOSITION OF COUNTY-OWNED PROPERTY & SEQRA DETERMINATION

NCPC-OSPAC FILE NO: 23-2008

WHEREAS, pursuant to Local Law 7-2003, the NASSAU COUNTY PLANNING COMMISSION (COMMISSION) issues the following recommendation to the NASSAU COUNTY LEGISLATURE and the NASSAU COUNTY EXECUTIVE regarding the disposition of real property owned by Nassau County; and

WHEREAS, the NASSAU COUNTY BUREAU OF REAL ESTATE forwarded to the COMMISSION a proposal to transfer the following County-owned real property to Habit for Humanity in Nassau County, Inc., more particularly described as:

NCPC-OSPAC FILE # 23-2008	Stewart Avenue Sec 34– Block 242 –Lot 287-288 Hempstead

WHEREAS, the COMMISSION forwarded to the NASSAU COUNTY OPEN SPACE AND PARKS ADVISORY COMMITTEE (OSPAC), the proposal for the sale of the abovementioned real property; and

WHEREAS, the COMMISSION held a public hearing on August 21, 2008 as required by the Public Officers Law of New York State with regard to the transfer of the Nassau County land; and

WHEREAS, at its meeting on September 18, 2008, the COMMISSION was advised by Nassau County Planning Department staff that OSPAC unanimously passed a verbal resolution at the September 10, 2008 meeting to recommend the sale of NCPC-OSPAC # 23-2008; and

WHEREAS, in accordance with §1611 of the Nassau County Charter and acting in an advisory capacity to the NASSAU COUNTY LEGISLATURE, the COMMISSION is required to review certain actions in accordance with the New York State Environmental Quality Review Act (SEQRA); and

WHEREAS, the COMMISSION has reviewed the Environment Assessment Form (EAF) and supporting documentation for the proposed action.

NOW THEREFORE BE IT RESOLVED, the COMMISSION, based upon its review of the EAF and supporting documentation for this project recommends that the Nassau County Legislature finds that the proposed action regarding NCPC-OSPAC #23-2008 is an unlisted action and it does not have the potential to create a significant adverse impact on the environment, and therefore does not require further environmental review; and be it further

RESOLVED, that the COMMISSION hereby recommends that the NASSAU COUNTY LEGISLATURE adopt a "Determination of Non-Significance" and issue a NEGATIVE DECLARATION under SEQRA for the proposed action described as NCPC-OSPAC # 23-2008; and be it further

RESOLVED, that the COMMISSION hereby recommends that the Nassau County Legislature approve the sale of the subject property.

The foregoing resolution was offered

ON MOTION OF Commissioner Jorge
seconded by First Vice-Chair Bellissimo

Upon roll call the vote was as follows:

Jeffrey Greenfield, Chair	AYE
Michael Bellissimo, First Vice-Chair	AYE
Neal Lewis, Second Vice-Chair	AYE
Philip Como	AYE
Clara Gillens-Eromosele	AYE
Omar Jorge	AYE
Mary McCaffery	AYE
Leonard Shapiro	AYE

The Chair declared the resolution duly adopted.
Adopted: September 18, 2008

Resolution of Nassau County Planning Commission
Adopted: September 18, 2008
OSPAC File# 23-2008

STATE OF NEW YORK)
) SS:
COUNTY OF NASSAU)

I, PATRICIA BOURNE, Executive Commissioner for the Nassau County Planning Commission, do hereby certify, that I have compared the preceding with the original resolution passed by the Planning Commission of Nassau County, New York,

on September 18, 2008

on file in my office and recorded in the record of proceedings of the Planning Commission of the County of Nassau and do hereby certify the same to be a correct transcript therefrom and of the whole said original.

I further certify that the resolution herein above-mentioned was passed by the concurring affirmative vote of the Planning Commission of the County of Nassau.

IN WITNESS WHEREOF, I have hereunto set my hand,
this 2 day of October in the year of two thousand and eight.

PATRICIA BOURNE, EXECUTIVE COMMISSIONER
NASSAU COUNTY PLANNING COMMISSION

State Environmental Quality Review (**SEQR**)

NEGATIVE DECLARATION

Notice of Determination of Non-Significance

Project Number: 23-2008 Date: September 18, 2008

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

Nassau County Planning Commission as agent for the lead agency, Nassau County Legislature, has determined that the proposed action described below will not have a significant effect on the environment and a Draft Environmental Impact Statement will not be prepared.

Name of Action: Habitat for Humanity in Nassau County, Inc. has requested to purchase Section 34 Block 242 Lots 287- 288.

SEQRA Status: Type I ☐

Unlisted √

Conditioned Negative Declaration: ☐ Yes
√ No

Description of Action: Habitat for Humanity in Nassau County, Inc. has requested to purchase Section 34 Block 242 Lots 287-288 from the County to develop affordable housing.

Location: Stewart Avenue, Hempstead
NCTM # Section 34 Block 242 Lots 287-288

Reasons supporting this determination:

Completion of the Short Form Environmental Assessment Form has identified no significant adverse environmental impacts.

Determination of Significance

The environmental criteria set forth in §617.7 (c) are considered to be indicators of significant adverse environmental impacts. Using these thresholds the Nassau County Legislature finds the following factors as its basis for the NEGATIVE DECLARATION determination:

1. The proposed action will not result in a potentially adverse change in existing air quality since no additional vehicle trips will be induced;
2. The proposed action will not result in any changes in the use or significant increase in intensity of use of the recreational resources or roadways associated with the site;
3. The proposed action will not generate any additional vehicle trips. Further, the proposed action will not affect solid waste production and will not result in erosion, flooding, leaching or drainage problems;

4. The proposed action will not result in the removal or destruction of large quantities of vegetation or fauna. Accordingly, the proposed action will not interfere with the movement of any resident or migratory fish or wildlife species, nor will it have adverse impacts on significant habitat areas or result in any other significant adverse impact to natural resources;
5. The proposed action will allow physical improvements to the subject parcel and will not impair the character or quality of important historical, archeological, architectural or aesthetic resources of the County;
6. The proposed action will not create a material conflict with community plans or goals as officially approved or adopted;
7. The proposed action will not cause a substantial change in the use of either the quantity or type of energy;
8. The proposed action will not create a hazard to human health;
9. The proposed action will not result in a substantial change in the use or intensity of land, including cultural or recreational resource, or its capacity to support existing uses.
10. The proposed action will not result in a material demand for other actions that would result in any of the above consequences.
11. The proposed action will not change two or more elements in the environment, which when considered together could result in a substantial adverse impact on the environment.
12. When considered cumulatively with other related actions, the proposed action will not have a significant effect on the environment or meet of the above criteria.

Accordingly, based on the aforementioned findings the proposed action provides a suitable balance of social, economic and environmental factors. The Nassau County Legislature therefore determines that the proposed action will not have an adverse impact on the environment and a Draft Environmental Impact Statement (DEIS) is not required with the issuance of this NEGATIVE DECLARATION.

SEQRA Negative Declaration

Eric D. Eichenlaub, Esq. Maj. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Christopher Ostuni, Esq, Min. Counsel Nassau Co. Legislature

Name and Title of Responsible Officer in Lead Agency | **Signature of Responsible Officer**

Danielle Oglesby, Planner II, NCPC

Name and Title of Preparer | **Signature of Preparer**

For Further Information:

Contact Persons: Eric D. Eichenlaub, Esq.
Majority Counsel
Nassau County Legislature

Christopher Ostuni, Esq.
Minority Counsel
Nassau County Legislature

Address: Nassau County Legislature
1550 Franklin Avenue
Mineola, New York 11501

Telephone Number: (516) 571-4321

For Unlisted Actions a copy must be filed with the lead agency (Nassau County Legislature)

Applicant: Nassau County

Other Involved Agencies: None

For Type I Actions and Conditioned Negative Declarations, a copy must be sent to:

Environmental Notice Bulletin at: enb@gw.dec.state.ny.us

ENB, NYS Department of Environmental Conservation
625 Broadway
Albany, NY 12233-1750

County Executive, c/o County Clerk

617.20

Appendix C
State Environmental Quality Review
SHORT ENVIRONMENTAL ASSESSMENT FORM
For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR	2. PROJECT NAME
Nassau County	Stewart Avenue

3. PROJECT LOCATION:
Municipality Hempstead County Nassau

4. PRECISE LOCATION (Street address and road intersections, prominent landmarks, etc., or provide map)
Stewart Avenue, Hempstead. Section 34 Block 242 Lot 287-288

5. PROPOSED ACTION IS:
☑ New ☐ Expansion ☐ Modification/alteration

6. DESCRIBE PROJECT BRIEFLY:
The site will be purchased by Habitat for Humanity in Nassau County, Inc to develop affordable housing.

7. AMOUNT OF LAND AFFECTED:
Initially +/- 5,032 sq. ft. acres Ultimately +/- 5,032 sq. ft. acres

8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR OTHER EXISTING LAND USE RESTRICTIONS?
☑ Yes ☐ No If No, describe briefly

9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT?
☑ Residential ☐ Industrial ☐ Commercial ☐ Agriculture ☐ Park/Forest/Open Space ☐ Other
Describe:

10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NOW OR ULTIMATELY FROM ANY OTHER GOVERNMENTAL AGENCY (FEDERAL, STATE OR LOCAL)?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID PERMIT OR APPROVAL?
☐ Yes ☑ No If Yes, list agency(s) name and permit/approvals:

12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/APPROVAL REQUIRE MODIFICATION?
☐ Yes ☑ No

I CERTIFY THAT THE INFORMATION PROVIDED ABOVE IS TRUE TO THE BEST OF MY KNOWLEDGE
Applicant/sponsor name: Nassau County Date: _____
Signature: _____

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment

Reset

PART II - IMPACT ASSESSMENT (To be completed by Lead Agency)

A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.4? If yes, coordinate the review process and use the FULL EAF.

☐ Yes ☑ No

B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another involved agency.

☐ Yes ☑ No

C. COULD ACTION RESULT IN **ANY** ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible)

C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic pattern, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly:

No

C2. Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character? Explain briefly:

No

C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly:

No

C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly:

No

C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly:

No

C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly:

No

C7. Other impacts (including changes in use of either quantity or type of energy)? Explain briefly:

None

D. WILL THE PROJECT HAVE AN IMPACT ON THE ENVIRONMENTAL CHARACTERISTICS THAT CAUSED THE ESTABLISHMENT OF A CRITICAL ENVIRONMENTAL AREA (CEA)?

☐ Yes ☑ No If Yes, explain briefly:

E. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?

☐ Yes ☑ No If Yes, explain briefly:

PART III - DETERMINATION OF SIGNIFICANCE (To be completed by Agency)

INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e. urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed. If question D of Part II was checked yes, the determination of significance must evaluate the potential impact of the proposed action on the environmental characteristics of the CEA.

☐ Check this box if you have identified one or more potentially large or significant adverse impacts which **MAY** occur. Then proceed directly to the FULL EAF and/or prepare a positive declaration.

☑ Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action **WILL NOT** result in any significant adverse environmental impacts **AND** provide, on attachments as necessary, the reasons supporting this determination.

Nassau County Legislature

Name of Lead Agency

Date

Chumi Diamond

Print or Type Name of Responsible Officer in Lead Agency

Clerk of the Legislature

Title of Responsible Officer

Signature of Responsible Officer in Lead Agency

Danielle Olgleskey

Signature of Preparer (If different from responsible officer)

Reset

COUNTY OF NASSAU

CONSULTANT'S, CONTRACTOR'S AND VENDOR'S DISCLOSURE FORM

1. Name of the Entity: Nassau County Land Bank Corporation

Address: 16 Cooper Street West

City, State and Zip Code: Hempstead, New York 11550

2. Entity's Employer Identification Number: 81-3501701

3. Type of Business: X Public Corp ____Partnership ____Joint Venture
____Ltd. Liability Co Closely Held Corp Other (specify)

4. List names and addresses of all principals; that is, all individuals serving on the Board of Directors or comparable body, all partners and limited partners, all corporate officers, all parties of Joint Ventures, and all members and officers of limited liability companies (attach additional sheets if necessary):

1. Siela A. Bynoe – Chair, Board of Directors
2. Meredith A. Hughes – Director
3. Kennetha Pettus – Director
4. Francis A. Moroney – Director
5. Errol E. Williams -- Director
6. Brittney C. Russell – Executive Director

5. List names and addresses of all shareholders, members, or partners of the firm. If the shareholder is not an individual, list the individual shareholders/partners/members. If a Publicly held Corporation, include a copy of the 10K in lieu of completing this section.

None

6. List all affiliated and related companies and their relationship to the firm entered on line 1. above (if none, enter "None"). Attach a separate disclosure form for each affiliated or subsidiary company that may take part in the performance of this contract. Such disclosure shall be updated to include affiliated or subsidiary companies not previously disclosed that participate in the performance of the contract.

None

7. List all lobbyists whose services were utilized at any stage in this matter (i.e., pre-bid, bid, post-bid, etc.). If none, enter "None." The term "lobbyist" means any and every person or organization retained, employed or designated by any client to influence - or promote a matter before - Nassau County, its agencies, boards, commissions, department heads, legislators or committees, including but not limited to the Open Space and Parks Advisory Committee and Planning Commission. Such matters include, but are not limited to, requests for proposals, development or improvement of real property subject to County regulation, procurements. The term "lobbyist" does not include any officer, director, trustee, employee, counsel or agent of the County of Nassau, or State of New York, when discharging his or her official duties.

(a) Name, title, business address and telephone number of lobbyist(s):

None

(b) Describe lobbying activity of each lobbyist. **See below for a complete description of lobbying activities.**

None

(c) List whether and where the person/organization is registered as a lobbyist (e.g., Nassau County, New York State):

None

8. VERIFICATION: This section must be signed by a principal of the consultant, contractor or Vendor authorized as a signatory of the firm for the purpose of executing Contracts.

The undersigned affirms and so swears that he/she has read and understood the foregoing statements and they are, to his/her knowledge, true and accurate.

Dated: 11/28/18

Signed:

Print Name: Brittney C. Russell

Title: Executive Director

The term lobbying shall mean any attempt to influence: any determination made by the Nassau County Legislature, or any member thereof, with respect to the introduction, passage, defeat, or substance of any local legislation or resolution; any determination by the County Executive to support, oppose, approve or disapprove any local legislation or resolution, whether or not such legislation has been introduced in the County Legislature; any determination by an elected County official or an officer or employee of the County with respect to the procurement of goods, services or construction, including the preparation of contract specifications, including by not limited to the preparation of requests for proposals, or solicitation, award or administration of a contract or with respect to the solicitation, award or administration of a grant, loan, or agreement involving the disbursement of public monies; any determination made by the County Executive, County Legislature, or by the County of Nassau, its agencies, boards, commissions, department heads or committees, including but not limited to the Open Space and Parks Advisory Committee, the Planning Commission, with respect to the zoning, use, development or improvement of real property subject to County regulation, or any agencies, boards, commissions, department heads or committees with respect to requests for proposals, bidding, procurement or contracting for services for the County; any determination made by an elected county official or an officer or employee of the county with respect to the terms of the acquisition or disposition by the county of any interest in real property, with respect to a license or permit for the use of real property of or by the county, or with respect to a franchise, concession or revocable consent; the proposal, adoption, amendment or rejection by an agency of any rule having the force and effect of law; the decision to hold, timing or outcome of any rate making proceeding before an agency; the agenda or any determination of a board or commission; any determination regarding the calendaring or scope of any legislature oversight hearing; the issuance, repeal, modification or substance of a County Executive Order; or any determination made by an elected county official or an officer or employee of the county to support or oppose any state or federal legislation, rule or regulation, including any determination made to support or oppose that is contingent on any amendment of such legislation, rule or regulation, whether or not such legislation has been formally introduced and whether or not such rule or regulation has been formally proposed.