

NASSAU COUNTY LEGISLATURE
MINEOLA, NEW YORK
FOURTH MEETING MARCH 26, 2018 1:00P.M.
FOURTH MEETING OF 2018

1.
1:00P.M. Legislative Calendar

Documents:

3-26-18.doc

2.
1:00P.M. Proposed Ordinance

Documents:

PROPOSED ORD. 18-18.pdf
PROPOSED ORD. 19-18.pdf
PROPOSED ORD. 20-18.pdf
PROPOSED ORD. 21-18.pdf
PROPOSED ORD. 22-18.pdf
PROPOSED ORD. 23-18.pdf
PROPOSED ORD. 24-18.pdf
PROPOSED ORD. 25-18.pdf

3.
Rules Agenda

Documents:

R-3-26-18.pdf

4.
Meeting Minutes

Documents:

FULL LEGISLATIVE COMMITTEE, 03-26-18.pdf

LEGISLATIVE CALENDAR

NASSAU COUNTY LEGISLATURE
FOURTH MEETING
FOURTH MEETING OF 2018

MINEOLA, NEW YORK
MARCH 26, 2018 1:00P.M.

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

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

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

A LOCAL LAW TO AMEND TITLE 64 OF THE MISCELLANEOUS LAWS OF NASSAU COUNTY. 77-18(LE)

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

A LOCAL LAW TO AMEND NASSAU COUNTY ADMINISTRATIVE CODE IN RELATION TO A PARTIAL REAL PROPERTY TAX EXEMPTION FOR PERSONS WHO RENDERED MILITARY SERVICE TO THE UNITED STATES DURING THE COLD WAR, AS AUTHORIZED BY SECTION 458-b OF THE NEW YORK STATE REAL PROPERTY TAX LAW. 84-18(LE)

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

A LOCAL LAW TO INCREASE THE PROTECTION OF THE CONSUMERS OF NASSAU COUNTY BY AMENDING THE COUNTY CHARTER AND THE ADMINISTRATIVE CODE IN RELATION TO COMBINING THE TAXI AND LIMOUSINE COMMISSION WITH THE OFFICE OF CONSUMER AFFAIRS TO CREATE A DEPARTMENT OF CONSUMER AFFAIRS AND DEFINING THE DUTIES OF THAT DEPARTMENT.
98-18(CE)

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

A LOCAL LAW TO AMEND THE ADMINISTRATIVE CODE IN RELATION TO CHANGING THE COMPOSITION OF THE PANEL DETERMINING EMPLOYEE INDEMNIFICATION. 99-18(CE)

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

A LOCAL LAW TO AMEND TITLE 64 OF THE MISCELLANEOUS LAWS OF NASSAU COUNTY. 77-18(LE)

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

A LOCAL LAW TO AMEND NASSAU COUNTY ADMINISTRATIVE CODE IN RELATION TO A PARTIAL REAL PROPERTY TAX EXEMPTION FOR PERSONS WHO RENDERED MILITARY SERVICE TO THE UNITED STATES DURING THE COLD WAR, AS AUTHORIZED BY SECTION 458-b OF THE NEW YORK STATE REAL PROPERTY TAX LAW. 84-18(LE)

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

A LOCAL LAW TO INCREASE THE PROTECTION OF THE CONSUMERS OF NASSAU COUNTY BY AMENDING THE COUNTY CHARTER AND THE ADMINISTRATIVE CODE IN RELATION TO COMBINING THE TAXI AND LIMOUSINE COMMISSION WITH THE OFFICE OF CONSUMER AFFAIRS TO CREATE A DEPARTMENT OF CONSUMER AFFAIRS AND DEFINING THE DUTIES OF THAT DEPARTMENT.
98-18(CE)

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

A LOCAL LAW TO AMEND THE ADMINISTRATIVE CODE IN RELATION TO CHANGING THE COMPOSITION OF THE PANEL DETERMINING EMPLOYEE INDEMNIFICATION. 99-18(CE)

9. **ORDINANCE NO. 18-2018**

AN ORDINANCE TO AMEND ORDINANCE NO. 13-2016, ADOPTING THE CAPITAL BUDGET FOR THE YEAR TWO THOUSAND SIXTEEN FOR THE COUNTY OF NASSAU, CORRESPONDING TO THE FIRST YEAR OF THE FOUR- YEAR CAPITAL PLAN, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 88-18(PW)

10. **ORDINANCE NO. 19-2018**

A BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECT(S) IDENTIFIED HEREIN WITHIN THE COUNTY OF NASSAU AND AUTHORIZING \$2,200,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SUCH EXPENDITURE PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENTAL LAW OF NASSAU COUNTY. 89-18(PW)

11. **ORDINANCE NO. 20-2018**

AN ORDINANCE TO REQUIRE OWNERS, LESSEES, TENANTS, AND OCCUPANTS OF BUSINESS OR COMMERCIAL REAL PROPERTY THAT ABUT COUNTY ROADS TO REMOVE SNOW AND ICE FROM PAVED SIDEWALKS AND PROHIBIT SUCH OWNER, LESSEES, TENANTS AND OCCUPANTS OF BUSINESS OR COMMERCIAL REAL PROPERTY FROM DEPOSITING SNOW AND ICE ONTO COUNTY ROADS. 91-18(LE)

12. **ORDINANCE NO. 21-2018**

AN ORDINANCE TO AMEND ORDINANCE NO. 74-2014 AND ESTABLISH DISCOUNTS FOR THE DEPARTMENT OF PARKS, RECREATIONS AND MUSEUMS. 106-18(LE)

13. **ORDINANCE NO. 22-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF EMERGENCY MANAGEMENT. 78-18(OMB)

14. **ORDINANCE NO. 23-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 79-18(OMB)

15. **ORDINANCE NO. 24-2018**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF EMERGENCY MANAGEMENT. 80-18(OMB)

16. **ORDINANCE NO. 25-2018**

AN ORDINANCE TO AMEND ORDINANCE NO. 73-2014 TO EXEMPT FROM FEES ALL NOT FOR PROFIT AGENCIES SERVING NASSAU COUNTY'S CHARITABLE, YOUTH AND SENIOR POPULATIONS. 107-18(LE)

17. **RESOLUTION NO. 29-2018**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF PLAINTIFFS, AS SET FORTH IN THE ACTION ENTITLED MYFTARI V. COUNTY OF NASSAU, ET AL., INDEX NO. 602730/2015 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 68-18(AT)

18. **RESOLUTION NO. 30-2018**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF PLAINTIFFS, AS SET FORTH IN THE ACTION ENTITLED WILLIAM GUILLEN V. COUNTY OF NASSAU, ET AL., DOCKET NO. 2:15-CV-3562 (LWD)(AKT) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 69-18(AT)

19. **RESOLUTION NO. 31-2018**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF PLAINTIFFS, AS SET FORTH IN THE ACTION ENTITLED TOWER INSURANCE A/S/O R. B. TOWERS V. NASSAU COUNTY AND 2701 ASSOCIATES, INDEX NO. 601851/2012 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 70-18(AT)

20. **RESOLUTION NO. 32-2018**

A RESOLUTION TO AUTHORIZE A TAX EXEMPTION AND PILOT AGREEMENT BETWEEN THE COUNTY OF NASSAU, GRAND STREET APARTMENTS HOUSING DEVELOPMENT FUND COMPANY, INC. AND THE NORTH HEMPSTEAD HOUSING AUTHORITY. 97-18(AT)

21. **RESOLUTION NO. 33-2018**

A RESOLUTION APPOINTING A REPUBLICAN COMMISSIONER OF ELECTIONS FOR THE COUNTY OF NASSAU. 92-18(LE)

22. **RESOLUTION NO. 34-2018**

A RESOLUTION TO CONFIRM THE COUNTY EXECUTIVE'S APPOINTMENT OF DAVID H. RICH AS EXECUTIVE DIRECTOR OF THE NASSAU COUNTY TRAFFIC AND PARKING VIOLATIONS AGENCY. 94-18(CE)

23. **RESOLUTION NO. 35-2018**

A RESOLUTION TO CONFIRM THE COUNTY EXECUTIVE'S APPOINTMENT OF VERA FLUDD TO THE POSITION OF SHERIFF OF NASSAU COUNTY. 95-18(CE)

24. **RESOLUTION NO. 36-2018**

A RESOLUTION TO CONFIRM THE COUNTY EXECUTIVE'S APPOINTMENT OF MELISSA GALLUCCI AS COMMISSIONER OF THE DEPARTMENT OF SHARED SERVICES. 96-18(CE)

25. **RESOLUTION NO. 37-2018**

A RESOLUTION TO CONFIRM THE COUNTY EXECUTIVE'S APPOINTMENT OF LEWIS M. WARREN TO THE NASSAU COUNTY INDUSTRIAL DEVELOPMENT AGENCY. 31-18(CE)

26. **RESOLUTION NO. 38-2018**

A RESOLUTION TO CONFIRM THE COUNTY EXECUTIVE'S APPOINTMENT OF ANTHONY SIMON TO THE NASSAU COUNTY INDUSTRIAL DEVELOPMENT AGENCY. 32-18(CE)

27. **RESOLUTION NO. 39-2018**

A RESOLUTION TO CONFIRM THE COUNTY EXECUTIVE'S APPOINTMENT OF AMY FLORES TO THE NASSAU COUNTY INDUSTRIAL DEVELOPMENT AGENCY. 103-18(CE)

28. **RESOLUTION NO. 40-2018**

A RESOLUTION TO CONFIRM THE COUNTY EXECUTIVE'S APPOINTMENT OF GREGORY A. MAY TO THE POSITION OF COMMISSIONER OF THE NASSAU COUNTY DEPARTMENT OF CONSUMER AFFAIRS. 104-18(CE)

29. **RESOLUTION NO. 41-2018**

A RESOLUTION TO PREVENT SEXUAL HARASSMENT IN NASSAU COUNTY GOVERNMENT. 105-18(LE)

30. **RESOLUTION NO. 42-2018**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2017. 82-18(OMB)

31.

RESOLUTION NO. 43-2018

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. 85-18(AS)

32.

RESOLUTION NO. 44-2018

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. 86-18(AS)

33.

RESOLUTION NO. 45-2018

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. 87-18(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 Friends of Bridge.
RE: Chemical Dependency. \$462,968.00. ID# CQHS18000106.

County of Nassau acting on behalf of Housing and Intergovernmental and Jewish War Veterans.
RE: CDBG. \$10,000.00. ID#CQHI17000046.

County of Nassau acting on behalf of Housing and Intergovernmental and North Shore Child & Family Guidance Center. RE: CDBG. \$20,000.00. ID#CQHI17000049.

County of Nassau acting on behalf of Housing and Intergovernmental and Circulo de Hispanidad. RE: CDBG. \$25,000.00. ID#CQHI17000040.

County of Nassau acting on behalf of Housing and Intergovernmental and City of Long Beach.
RE: CDBG. \$330,000.00. ID#CQHI17000029.

County of Nassau acting on behalf of Housing and Intergovernmental and Hispanic Brotherhood, Inc. RE: CDBG. \$10,000.00. ID#CQHI17000041.

County of Nassau acting on behalf of Housing and Intergovernmental and Village of Great Neck.
RE: CDBG. \$150,000.00. ID#CQHI17000028.

County of Nassau acting on behalf of Human Services and Hispanic Counseling Center.
RE: OMH Comm. Support C&F. \$274,060.00. ID# CQHS18000069.

County of Nassau acting on behalf of Human Services and Long Beach Reach, Inc.
RE: Chemical Dependency. \$1,794,146.00. ID# CQHS18000103.

County of Nassau acting on behalf of Human Services and New Horizons Counseling Center.
RE: IIIC & IIIE. \$432,549.00. ID# CQHS17000048`.

County of Nassau acting on behalf of Human Services and Long Beach Reach, Inc.
RE: OMH Article 28 & 31 Clinic. \$200,400.00. ID# CQHS18000071.

County of Nassau acting on behalf of Human Services and David Hymowitz, LMSW.
RE: OMH Prevention – MH/Substance Abuse. \$124,800.00. ID# CLHS18000006.

County of Nassau acting on behalf of Housing and Intergovernmental and Village of Freeport.
RE: CDBG. \$705,000.00. ID#CQHI17000026.

County of Nassau acting on behalf of Housing and Intergovernmental and Long Beach Reach.
RE: CDBG. \$25,000.00. ID#CQHI17000043.

County of Nassau acting on behalf of Social Services and Family and Children Association.
RE: Prevention Services. \$409,342.00. ID# CLSS18000006.

County of Nassau acting on behalf of Social Services and Step Above Day Care.
RE: Day Care. \$.01. ID# CQSS17000092.

County of Nassau acting on behalf of Social Services and Town of Oyster Bay.
RE: Employment Services. \$286,763.00. ID# CLSS18000024.

County of Nassau acting on behalf of Social Services and YMS Management Associates.
RE: Account Maintenance Support. \$125,000.00. ID# CLSS18000013.

County of Nassau acting on behalf of Social Services and Long Island Advocacy Center.
RE: PINS Education. \$126,170.00. ID# CLSS18000001.

County of Nassau acting on behalf of Housing and Intergovernmental and City of Glen Cove.
RE: CDBG. \$375,000.00. ID#CQHI17000027.

County of Nassau acting on behalf of Housing and Intergovernmental and Village of Rockville
Centre. RE: CDBG. \$217,250.00. ID#CQHI17000033.

County of Nassau acting on behalf of Housing and Intergovernmental and Long Island
Conservatory of Music. RE: CDBG. \$20,000.00. ID#CQHI17000044.

County of Nassau acting on behalf of Housing and Intergovernmental and Long Island Housing
Services. RE: CDBG. \$100,000.00. ID#CQHI17000057.

County of Nassau acting on behalf of Housing and Intergovernmental and Women's Opportunity
Rehabilitation Center. RE: CDBG. \$20,000.00. ID#CQHI17000059.

County of Nassau acting on behalf of Housing and Intergovernmental and Village of East
Rockaway. RE: CDBG. \$200,000.00. ID#CQHI17000025.

County of Nassau acting on behalf of Health and Planned Parenthood of Nassau County.
RE: Provisions of WIC site. \$14,300.00. ID# CQHE17000012.

County of Nassau acting on behalf of YES Community Counseling Center, Inc.
RE: Youth Development. \$30,000.00. ID# CQHS17000090.

County of Nassau acting on behalf of Human Services and Community Counseling Services of
West Nassau, Inc. RE: Chemical Dependency. \$498,355.00.
ID# CQHS18000097.

County of Nassau acting on behalf of Housing and Intergovernmental and Emmaus House d/b/a Harvest Houses. RE: CDBG. \$25,000.00. ID#CQHI17000068.

County of Nassau acting on behalf of Housing and Intergovernmental and Cedarmore Corporation. RE: CDBG. \$15,000.00. ID#CQHI17000058.

County of Nassau acting on behalf of Housing and Intergovernmental and Concerned Citizens for Roslyn Youth, Inc. RE: CDBG. \$107,942.00. ID#CQHI18000026.

County of Nassau acting on behalf of Health and David Moshayev.
RE: Preschool Special Education. \$.01. ID# CQHE17000013.

County of Nassau acting on behalf of Social Services and Miss Shelleys Upward Prep, Inc.
RE: Day Care. \$.01. ID# CQSS17000089.

County of Nassau acting on behalf of Social Services and EAC, Inc.
RE: Child Support Services. \$153,000.00. ID# CLSS18000014.

County of Nassau acting on behalf of Social Services and EAC, Inc.
RE: HEAP/WRAP. \$424, 475.00. ID# CLSS18000003.

County of Nassau acting on behalf of Social Services and EAC, Inc.
RE: Conciliations. \$122, 325.00. ID# CLSS18000004.

County of Nassau acting on behalf of Social Services and EAC, Inc.
RE: Adult Guardianship. \$.01. ID# CLSS18000018.

County of Nassau acting on behalf of Housing and Intergovernmental and Mental Health Associates of Nassau County. RE: CDBG. \$45,000.00. ID#CQHI17000045.

County of Nassau acting on behalf of Housing and Intergovernmental and Village of Island Park.
RE: CDBG. \$200,000.00. ID#CQHI17000061.

County of Nassau acting on behalf of Housing and Intergovernmental and Village of Bayville.
RE: CDBG. \$80,000.00. ID#CQHI17000055.

**THE NASSAU COUNTY LEGISLATURE
WILL CONVENE NEXT
COMMITTEE MEETINGS**

ON

MONDAY APRIL 9, 2018 at 1:00PM

AND

FULL LEGISLATURE MEETING

ON

MONDAY APRIL 23, 2018 at 1:00PM

PROPOSED ORDINANCE NO. 18 – 2018

AN ORDINANCE to amend Ordinance No. 13-2016, adopting the Capital Budget for the year two thousand sixteen for the County of Nassau, corresponding to the first year of the four year Capital Plan, pursuant to the provisions of Section 310 of the County Government Law of Nassau County.

WHEREAS, on February 22, 2016, pursuant to Section 310 of the County Government Law of Nassau County, the Nassau County Legislature by Ordinance No. 13-2016 approved and adopted the Capital Budget (as amended, the “Capital Budget”) of the County of Nassau for the fiscal year beginning January 1, 2016 and ending December 31, 2016; and

WHEREAS, on February 22, 2016, pursuant to Section 310 of the County Government Law of Nassau County, the Nassau County Legislature by Resolution No. 27-2016 approved and adopted the four-year Capital Plan for the County of Nassau for the fiscal year beginning January 1, 2016 (the “Capital Plan”); and

WHEREAS, pursuant to Section 310 of such County Government Law, the County Executive may propose, at any time subsequent to the passage of the ordinance approving the Capital Budget, an ordinance to amend the Capital Budget; and

WHEREAS, the County Executive, based upon a review of the Capital Budget priorities by the Nassau County Department of Public Works, proposes that the amounts described herein be authorized in the Capital Budget for certain projects as hereinafter set forth in Appendix A attached hereto and incorporated herein; and

WHEREAS, the Office of Management and Budget has recommended this amendment to the capital budget with respect to the amendment contained in this ordinance; now, therefore,

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

Section 1. The Capital Budget, as adopted by Ordinance No. 13-2016, is amended as follows:

(i) under the column heading, “Technology”, project title, “97532 – Systemic Review County Assessment System”, the amount listed under the column heading “Cumulative Budget (Pre 2016 Budget)”, shall read “\$4,700,000”, the amount listed under the column heading “Expenditures Through 2015”, shall read “\$3,870,239”, the amount listed under the column heading “Carry Forward”, shall read “\$829,707”, the amount listed under the column heading “2016 County Debt”, shall read “\$5,500,000”, the amount listed under the column heading “2016 County Self-Funding”, shall read “\$0”, the amount listed under the column heading “2016 Non-County”, shall read “\$0” and the amount listed under the column heading, “2016 TOTAL”, shall read “\$5,500,000;” and

Section 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.

Section 3. This ordinance shall take effect immediately.

APPENDIX A

PROPOSED ORDINANCE NO. 19- 2018

BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECT(S) IDENTIFIED HEREIN WITHIN THE COUNTY OF NASSAU AND AUTHORIZING \$2,200,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SUCH EXPENDITURE PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENTAL LAW OF NASSAU COUNTY.

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

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

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

Section 1. A capital expenditure for financing the cost of Project 97532 – Systemic Review County Assessment System, in the County of Nassau (hereinafter referred to as the “County”), is hereby authorized upon recommendation of the County Executive, the amount of such capital expenditure to be \$2,200,000 which shall be financed with the proceeds from the issuance of \$2,200,000 bonds.

Section 2. The County may issue its bonds in the aggregate principal amount of \$2,200,000 pursuant to the Local Finance Law of New York (hereinafter referred to as the “LFL”) in order to finance such objects or purposes or classes of objects or purposes (hereinafter referred to as the “Purpose”) described in Section 1 hereof.

Section 3. The County Legislature has determined and hereby states that the estimated aggregate maximum cost of such Purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,200,000. The plan of financing includes \$2,200,000 to be raised by the issuance of bonds authorized by this ordinance, and the levy and collection of taxes on all the taxable real property of the County to pay the principal of said bonds and the interest thereon as the same shall be come due and payable.

Section 4. The County Legislature hereby determines that the period of probable usefulness of the Purpose for which said \$2,200,000 bonds authorized pursuant to this ordinance are to be issued, within the limitations of subdivision 53 of paragraph a. of Section 11.00 of the Law, is 5 years.

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

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

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

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

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

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

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

Section 11. It is hereby determined pursuant to the provisions of the State Environmental Quality Review Act ("SEQRA"), 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the Purpose identified herein is a Type II action within the meaning of Section 617.5(c)(21) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment and no further review is required. A record of each such determination shall be maintained in a file, readily accessible to the public, at the office of the Clerk of the Legislature.

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

PROPOSED ORDINANCE NO. 20-2018

AN ORDINANCE to require owners, lessees, tenants, and occupants of business or commercial real property that abut county roads to remove snow and ice from paved sidewalks and prohibit such owner, lessees, tenants and occupants of business or commercial real property from depositing snow and ice onto county roads.

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

Section 1. Every owner, lessee, tenant, occupant, or other person in charge of real property that is categorized as Class Four pursuant to New York State Real Property Tax Law § 1802(1)(a) that abuts county roads with paved sidewalks outside of villages or cities shall remove snow or ice from those paved sidewalks within four hours after snow and/or ice ceases to fall. No such removal is required between the hours of 9:00 p.m. and 7:00 a.m., and if the time between the cessation of snow and/or ice precipitation and any hour between 9:00 p.m. and 7:00 a.m. is less than four hours, the owner, lessee, tenant, occupant, or other person in charge of real property as described above shall have until 11:00 a.m. to remove the snow or ice.

§ 2. If snow and/or ice on county road paved sidewalks abutting business and commercial real property outside of villages and cities is frozen in such a manner that it cannot be removed without causing damage to the sidewalk, any person required to remove snow and/or ice pursuant to section 1 of this ordinance must apply sand, sawdust, or other material that causes snow and/or ice to melt or become less slippery to pedestrians within the time specified by section 1 of this ordinance. Paved sidewalks that are covered with this material must be cleaned as soon as the weather permits.

§3. No owner, lessee, tenant, occupant, or other person in charge of real property that is categorized as Class Four pursuant to New York State Real Property Tax Law § 1802(1)(a)

that abuts county roads shall shovel, blow, sweep, direct, push, place, throw or otherwise deposit or cause or permit any contractor, employee, agent or other person to shovel, blow, sweep, direct, push, place, throw or otherwise deposit snow, ice, or slush onto a county road whether such be a county road as defined in this title or a county road constructed pursuant to article six of the Highway Law.

§ 4. A violation of this ordinance is punishable by a fine not exceeding \$250 for the first offense, not exceeding \$500 for a second offense, and not exceed \$1500 for each subsequent offense. Each day that a violation is committed or is permitted to continue constitutes a separate offense and is punishable as such.

§5. This ordinance shall be enforced by the Nassau County Department of Public Works.

§ 6. 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.

§ 7. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 21-2018

AN ORDINANCE TO AMEND ORDINANCE NO. 73-2014 AND ESTABLISH DISCOUNTS
FOR THE DEPARTMENT OF PARKS, RECREATIONS AND MUSEUMS.

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

Section 1. § 2 Discounts. of Ordinance 73-2014 shall be amended to read as follows:

§ 2 Discounts. Repealed.

§ 2. Discounts. Nassau County residents who are age 60 and older (hereinafter, senior citizens), volunteer firefighters, volunteer ambulance corp., members of police auxiliary units, persons with disabilities, and veterans shall be entitled to discounts for certain of the Department of Parks, Recreations and Museum's programs, services and activities and a discount on a Nassau County Leisure Passport. For the purposes of this ordinance, "veteran" means a person who served in the active military, naval or air service and who was discharged or released for reasons other than dishonorable. A copy of veteran's discharge papers or proof of membership in a veterans' organization, including, but not limited to, the Vietnam Veterans of America, America Legion, Veterans of Foreign Wars, Jewish War Veterans, and Korean War Veterans, shall be sufficient evidence of a person's status as a veteran for purposes of this ordinance. For the purposes of this ordinance, any volunteer firefighter, member of a volunteer ambulance corp., and member of a police auxiliary unit who retires in good standing after 20 years of volunteer service in Nassau County, shall be entitled to any discount offered pursuant to ordinance to active volunteer firefighters, members of a volunteer ambulance corp., and members of a police auxiliary unit. "Good standing" is demonstrated by submitting a letter signed by the highest ranking member of the location where the retiree was assigned to the Department stating that the retiree honorably served as a volunteer firefighter, member of a volunteer ambulance corp., or member of a police auxiliary unit for twenty years, and voluntarily separated from the organization in good standing. The Department shall publish a form letter on the official Nassau County website.

§ 3. Severability.

If any provision of this Ordinance or the application of such provision to any person or circumstance shall be held unconstitutional or invalid, the constitutionality or validity of the remainder of this ordinance and the applicability of such provision to other persons or circumstances shall not be affected thereby.

§ 4. SEQRA Determination.

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617(c)(20), (21), and/or (27) of Title 6 of the New York Code of Rules and Regulations (6 NYCRR) and within the meaning of section 8-0109(2) of the New York Conservation Law as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection.

§ 5. Effective Date.

This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 22 –2018

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN
CONNECTION WITH THE OFFICE OF EMERGENCY MANAGEMENT.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated February 7, 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:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
503,492	New York State Division of Homeland Security and Emergency Services	GRT	EM	AA	331,185
		GRT	EM	AB	145,720
		GRT	EM	DD	26,587

§ 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. 23 –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 February 7, 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:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
20,000	National Association of County and City Health Officials	GRT	HE	DD	20,000

§ 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. 24 –2018

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF EMERGENCY MANAGEMENT.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated February 7, 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:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
856,563	New York State Division of Homeland Security and Emergency Services	GRT	EM	BB	856,563

§ 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. 25- 2018

AN ORDINANCE TO AMEND ORDINANCE NO. 73-2014 TO EXEMPT FROM FEES ALL NOT FOR PROFIT AGENCIES SERVING NASSAU COUNTY'S CHARITABLE, YOUTH AND SENIOR POPULATIONS

WHEREAS, fees can be an economic barrier to participation in public youth and senior sports programs, and may serve as a deterrent for charitable organizations from utilizing County facilities in furtherance of the public good; and

WHEREAS, certain fees relating the use of County athletic and recreational facilities by youth, senior and charitable organizations have customarily been waived to encourage active participation in sports and social activities to the maximum extent possible; and

WHEREAS, participation in youth sports activities can help reduce obesity, improve self-confidence, and develop critical social skills; and

WHEREAS, participation in senior sports activities provide important social and athletic opportunities for Nassau County's senior population; and

WHEREAS, charitable organizations that utilize County sports facilities for charitable purposes should not face financial barriers in pursuit of the public good; now, therefore

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

Section 1. §4 Special Fees. is amended as follows:

§4. Special Fees. The Commissioner of Parks, Recreation and Museums, subject to the approval of the Legislature, is authorized to establish special or discount fees for services and programs to defray expenses incurred by the County for trophies, performers, security, utilities, administration, and other related expenses.

§5. Fee waivers. of Ordinance 73-2014 shall be amended as follows:

§5. Fee waivers. The Commissioner of Parks, Recreation, and Museums is authorized to waive or reduce fees when he or she deems it to be in the best interest of the public. The Commissioner of Parks, Recreation and Museums is prohibited from charging fees for the use of Athletic Fields identified in §3(J) of this Ordinance and Picnic Areas identified in §3(T) of this Ordinance by qualified 501(c)3 organizations serving Nassau County's youth and senior populations or established for charitable purposes, and shall promptly reimburse all qualified 501(3)3 organizations that have paid such fees to the Department between January 1, 2018 to the effective date of this legislation. For the purposes of this section, "youth" shall be defined as residents who are age 18 and younger, and "senior" shall be defined as residents who are 60 and older.

§ 3. Severability.

If any provision of this Ordinance or the application of such provision to any person or circumstance shall be held unconstitutional or invalid, the constitutionality or validity of the remainder of this ordinance and the applicability of such provision to other persons or circumstances shall not be affected thereby.

§ 4. SEQRA Determination.

This Legislature, being the State Environmental Quality Review Act (SEQRA) lead agency, hereby finds and determines that this law constitutes a Type II action pursuant to Section 617(c)(20), (21), and/or (27) of Title 6 of the New York Code of Rules and Regulations (6 NYCRR) and within the meaning of section 8-0109(2) of the New York Conservation Law as a promulgation of regulations, rules, policies, procedures, and legislative decisions in connection with continuing agency administration, management and information collection.

§ 5. Effective Date.

This ordinance shall take effect immediately.

NASSAU COUNTY LEGISLATURE

12th TERM MEETING AGENDA

RULES COMMITTEE

MARCH 26, 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	<u>Summary</u>
107-18	LE	R	<u>ORDINANCE NO.-2018</u> AN ORDINANCE TO AMEND ORDINANCE NO. 73-2014 TO EXEMPT FROM FEES ALL NOT FOR PROFIT AGENCIES SERVING NASSAU COUNTY'S CHARITABLE, YOUTH AND SENIOR POPULATIONS. 107-18(LE)
			THE FOLLOWING ITEMS MAY BE UNTABLED
65-18	LE	R	<u>PROPOSED LOCAL LAW NO. – 2018</u> A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE IN RELATION TO DEPOSITS OF MATERIAL ON COUNTY ROADS. 65-18(LE)
E-2-18	PW	R	<u>RESOLUTION NO. -2018</u> 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-21-18	TV	R	<u>RESOLUTION NO. -2018</u> 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 TRAFFIC & PARKING VIOLATIONS AGENCY, AND ROBERT HOROWITZ. E-21-18.

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NASSAU COUNTY LEGISLATURE

FULL LEGISLATIVE COMMITTEE

RICHARD NICOLELLO,
Presiding Officer

(EXCERPT OF ITEMS 9 AND 10)

1550 Franklin Avenue
Mineola, New York

Monday, March 26, 2018
3:13 P.M.

1

2 A P P E A R A N C E S:3 RICHARD NICOLELLO,
4 Presiding Officer5 HOWARD KOPEL,
6 Alternate Deputy Presiding Officer7 DENISE FORD, Alt. Deputy Presiding Officer
8 (Not present)

9 STEVEN RHOADS

10 DEBRA MULE

11 C. WILLIAM GAYLOR III

12 VINCENT MUSCARELLA

13 ELLEN BIRNBAUM

14 LAURA SCHAEFER

15 THOMAS MCKEVITT

16 KEVAN ABRAHAMS,
17 Minority Leader

18 ROSE MARIE WALKER

19 JOHN FERRETTI, JR.

20 JOSHUA LAFAZAN

21 ARNOLD DRUCKER

22 JAMES KENNEDY

23 DELIA DERIGGI-WHITTON (Not Present)

24 CARRIE SOLAGES

25 SIELA BYNOE

26 MICHAEL PULITZER,
27 Clerk of the Legislature

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LIST OF SPEAKERS

ANDY PERSICH 5

JOHN CHIARA 13

TRACY EDWARDS 33

ALLISON KLEINMILL 36

JACK MCCLOY 38

1 Full Leg/3-26-18 (excerpt)

2 CHAIRMAN NICOLELLO: Thank you.

3 Let's proceed with the calendar. We are
4 going to consider the bonding for assessment
5 contracts and then jump into the
6 appointments.

7 Items 9 and 10. 9 is an
8 ordinance to amend the ordinance number 13
9 of 2016 adopting the capital plan for the
10 year 2016 for the County of Nassau;

11 Item 10 is Ordinance Number 19, a
12 bond ordinance providing for a capital
13 expenditure to finance the capital projects
14 identified herein within the County of
15 Nassau and authorizing \$2,200,000 of bonds
16 of the County to finance such expenditures.

17 LEGISLATOR MUSCARELLA: So moved.

18 LEGISLATOR SCHAEFER: Second.

19 CHAIRMAN NICOLELLO: Moved by
20 Legislator Muscarella, seconded by
21 Legislator Schaefer. Those items are before
22 the Full Legislature, those ordinances. Do
23 we have a speaker from the administration?

24 MS. ROTHSCILD: We do. Leslie
25 Rothschild, Legislative Affairs. We have

1 Full Leg/3-26-18 (excerpt)

2 Conal Denion and Deputy County Executive
3 John Chiara.

4 CHAIRMAN NICOLELLO: I guess the
5 first question is, before you start, the
6 first question is to explain how it is that
7 funding for the contracts having to do with
8 the systematic review are appropriate for
9 bonding.

10 MR. PERSICH: Andy Persich,
11 Office of Management and Budget. Yes. They
12 are appropriate for bonding. They have an
13 estimated useful life of more than a year.
14 This is an ongoing project so it fits the
15 requirements to be bonded.

16 CHAIRMAN NICOLELLO: I guess the
17 second question is, was this expense the
18 expense for the contracts, within the 2018
19 budget?

20 MR. PERSICH: Not in the
21 operating budget, no. It was not funded in
22 the operating budget, no.

23 CHAIRMAN NICOLELLO: It wasn't
24 funded in the operating budget and it's
25 appropriate under the law for borrowing?

1 Full Leg/3-26-18 (excerpt)

2 MR. PERSICH: I would defer to my
3 counsel but it fits the requirements to be a
4 capital item.

5 CHAIRMAN NICOLELLO: Did you want
6 to add anything, Mr. Denion?

7 MR. DENION: No, that's correct.

8 CHAIRMAN NICOLELLO: Does anyone
9 have any questions for the speakers from the
10 county? Legislator Ferretti.

11 LEGISLATOR FERRETTI: Thank you,
12 Presiding Officer. Just to rewind back to
13 Restivo judgement, back when that was in
14 front of this Legislature, we were talking
15 fund balance, and I might not be exact on
16 the numbers but we had a fund balance
17 somewhere in the range of \$170 million of
18 which approximately \$46.8 million was
19 available to pay that judgement.

20 At that time this board voted for
21 bonding of \$23 million so that only
22 approximately \$22 million of that
23 available \$46.8 million would be needed to go
24 to that judgement and the reasoning that we
25 were given, as you're aware because you gave

1 Full Leg/3-26-18 (excerpt)

2 it, was that we didn't want to leave that
3 fund balance down with only \$1.8 million to
4 spend.

5 So, my question is, when this
6 board granted the \$23 million in bonding
7 then, what is that money being used for?
8 And why do you need this money now? Can
9 some of that money that was bonded be used
10 for this?

11 MR. PERSICH: I know this is a
12 different item but I will address it.

13 Part of the money that was
14 reserved in fund balance is used to pay back
15 some of the tax cert in this year, okay?
16 That was part of the funding. So our fund
17 balance is at \$10 million as it sits right
18 now. Right now without unaudited financial
19 statements.

20 We need the \$23 million just for
21 the bonding authorization just as a place
22 holder in case we needed to bond for it. We
23 don't know what the future is going to hold
24 but that's why we asked for the bonding --
25 for you to approve the bonding.

1 Full Leg/3-26-18 (excerpt)

2 Our fund balance is not very
3 healthy but we are trying to make the budget
4 balanced by doing certain things that we
5 proposed. It's not final yet, but that's
6 what we're working on.

7 LEGISLATOR FERRETTI: What is the
8 \$23 million that was made available to you?
9 Has it been borrowed yet?

10 MR. PERSICH: It hasn't been
11 borrowed, no.

12 In order for to us make the
13 payment though, to get the item that's in
14 question, what we are doing now is a
15 temporary place holder for -- I forget what
16 item number it is. It's up on the calendar.

17 All we're doing is taking money
18 from fringe benefits temporarily because we
19 had to pay out the settlement with an
20 appropriation. That's how we do budgets.
21 We pay out of expenses with appropriations.

22 So we're moving money from a
23 temporary funding source to fund this
24 payment so it gives us some room to make
25 other settlements out.

1 Full Leg/3-26-18 (excerpt)

2 Then we will come with a better
3 budget modification somewhere in the near
4 future to replenish that money and move
5 stuff around. We didn't bond for it. We
6 asked for the authorization for that
7 bonding.

8 LEGISLATOR FERRETTI: So you were
9 authorized to bond for \$23 million which you
10 have yet to do, and now asking for an
11 authorization for additional bonding prior
12 to ever --

13 MR. PERSICH: I'm not asking for
14 additional borrowing on Restivo. This is
15 for the assessment.

16 LEGISLATOR FERRETTI: I
17 understand it's for a different purpose. I
18 guess my question is, can you borrow based
19 on that authorization for \$23 million?

20 MR. PERSICH: I would have to go
21 through a lot -- I need NIFA approval first.

22 LEGISLATOR FERRETTI: What is the
23 amount in the fund balance currently
24 available?

25 MR. PERSICH: I couldn't tell you

1 Full Leg/3-26-18 (excerpt)

2 at this point. We are closing the year out
3 so we will know probably in the next few
4 weeks what it will be, but it will be lower.

5 LEGISLATOR FERRETTI: Lower than
6 the?

7 MR. PERSICH: The 46. I don't
8 have an estimate right now. There are so
9 many moving parts when you close out the
10 year. I don't want to be held to a number
11 at this point. It wouldn't be fair to
12 anyone here.

13 LEGISLATOR FERRETTI: Okay. We
14 had a number though a couple of months when
15 we were looking --

16 MR. PERSICH: You had it at the
17 close of 2016 is what you had the number --
18 that's what you had it at. We are closing
19 '17 out. It's up to the Comptroller's
20 Office to realize that the year end process
21 is slow. It takes a long time to gather
22 information and there is a lot of accounting
23 entries that get done that are very complex,
24 and change numbers, and swing different
25 ways.

1 Full Leg/3-26-18 (excerpt)

2 LEGISLATOR FERRETTI: Thank you.

3 CHAIRMAN NICOLELLO: We don't
4 need to get into the Restivo issue now,
5 however, one thing you said, maybe it's a
6 matter of terminology such as temporary
7 placeholder and things of that nature, we
8 were very specific. We authorized that
9 borrowing for one very specific purpose.

10 To the extent that that
11 administration tries to use that or tries to
12 substitute that or does anything else other
13 than use that \$23 million to pay the Restivo
14 judgment there will be resistance from this
15 Legislature.

16 MR. PERSICH: I don't think we
17 can because it's bonded for a specific
18 purpose. I was talking about the board
19 transfer that's coming before this body.
20 That's what I was referring to as a
21 temporary place holder. Let me clarify the
22 record.

23 CHAIRMAN NICOLELLO: Okay. Thank
24 you, Andy. Any other questions? Legislator
25 Solages.

1 Full Leg/3-26-18 (excerpt)

2 LEGISLATOR SOLAGES: Thank you,
3 Presiding Officer. Good afternoon. If
4 bonding for this is not available today,
5 what funding source will you take from in
6 order to effectuate this change in the
7 assessment system?

8 MR. PERSICH: Where would I get
9 the funding source? I would have to go back
10 and look at everybody's budget to see if I
11 can fund it that way.

12 I don't have -- it's been bonded
13 previously. It qualifies as a bonding
14 resource, that's what the game plan is right
15 now.

16 LEGISLATOR SOLAGES: So despite
17 if this body does not pass the bonding for
18 this, this plan will still go forward; is
19 that correct?

20 MR. PERSICH: We are going to
21 have to figure out a way to fund it. It
22 changes the dynamic here, yes.

23 LEGISLATOR SOLAGES: But it will
24 go forward?

25 MR. PERSICH: I don't want to

1 Full Leg/3-26-18 (excerpt)

2 speak to that.

3 MR. CHIARA: Deputy County
4 Executive John Chiara. At this point if we
5 don't have the funding, we are going to have
6 to try to find the money which will include
7 possibly cutting other things and that's
8 something that we would have to look at.

9 Obviously the County Executive is
10 the -- one of her most important goals is
11 making the tax assessment fair to all the
12 residents but that is a very difficult
13 thing, would be a very difficult challenge
14 if the funding didn't go through today
15 especially because of the timing of it.

16 As I think the Presiding Officer
17 said previously, and this has been
18 discussed, if this isn't approved today, it
19 would further delay the work being done by
20 the other contracts and that would put us
21 against a very challenging deadline to have
22 new tentative rolls for 2019.

23 It would create a very
24 challenging and difficult problem to not
25 push us back a complete year.

1 Full Leg/3-26-18 (excerpt)

2 LEGISLATOR SOLAGES: You stated
3 that the County Executive has an interest in
4 making sure that there's a fair assessment
5 system.

6 Did you hear the remarks prior in
7 the public comments part from Tracy Edwards,
8 the regional Long Island director for the
9 NAACP, were you present?

10 MR. CHIARA: I was.

11 LEGISLATOR SOLAGES: Her concerns
12 were made very clear to this letter as well
13 and also a meeting in which your colleague
14 was on Saturday this past weekend, along
15 with Kevan Abrahams and myself and
16 Legislator Bynoe, in which various members
17 of the NAACP expressed that this system,
18 this change in the system my, in fact, have
19 an adverse impact upon areas where residents
20 have not challenged their assessment.

21 Your administration today on
22 March 26th provided a document stating
23 frequently asked question on residential
24 assessments.

25 Number eight says in point, "why

1 Full Leg/3-26-18 (excerpt)

2 should the county do anything considering
3 the six percent and 20 percent limits?
4 Using updated market values will
5 nevertheless begin to make the assessment
6 rule more equitable right away, residents
7 who haven't been grieving their taxes over
8 the last eight years and were overassessed
9 will see reductions in tax burden compared
10 to grieverers continue to absorb a bigger
11 relative burden."

12 Based on the research conducted
13 by my office, also research that was shared
14 to me by Legislator Bynoe and other
15 questions I've asked upon the vendor and
16 individuals, I believe that is incorrect.

17 Those who have not grieved have
18 an assessed value closer to the full market
19 value and therefore will see an increase in
20 a short amount of time compared to those who
21 have successfully grieved their taxes and
22 have a lower assessed value who, in essence,
23 under your new system, which is just as
24 broken, will take more years before we see,
25 several years before we their values reach

1 Full Leg/3-26-18 (excerpt)

2 full market value.

3 This is as Ms. Edwards explained
4 so clearly and eloquently, exchanging one
5 broken system for another broken system. I
6 admire the effort to change; however, this
7 under research that has been clearly
8 described also in a Newsday report marked
9 separate and unequal, will continue to have
10 placed an unfair burden upon communities
11 where individuals don't grieve their taxes.
12 Can you please comment on that?

13 CHAIRMAN NICOLELLO: No, he
14 can't, because you're talking about
15 something that was previously approved.
16 Those contracts have been approved by this
17 Legislature.

18 Today the only focus is the
19 funding of those contracts. The contracts
20 themselves were in place.

21 We are not going to re-debate
22 whether there is merit to those contracts or
23 not, they are in the place.

24 LEGISLATOR SOLAGES: -- upon the
25 impact of this contract?

1 Full Leg/3-26-18 (excerpt)

2 CHAIRMAN NICOLELLO: That's
3 exactly right. We already approved the
4 contract. They're in place. You can ask
5 whatever questions you want about the
6 borrowing that's going to fund these
7 contracts but the contracts are already
8 approved.

9 Any legislator can state their
10 positions when they're voting or otherwise
11 but we are not going have that same meeting
12 again that we had several weeks ago in which
13 we passed the contracts. They have been
14 passed.

15 This is about how you fund it;
16 either pay it out of the operating or pay it
17 out of the borrowing. That is the sole
18 focus of this meeting again. You want to
19 make whatever statement you can, that's
20 fine. But we are not changing this into a
21 re-debate of this issue.

22 LEGISLATOR SOLAGES: I
23 respectfully disagree, Presiding Officer.
24 That meeting was only available to committee
25 members. Today the subject is before the

1 Full Leg/3-26-18 (excerpt)
2 body and I can have on behalf of my
3 constituents in my district ask questions
4 regarding the impact of this contract.

5 If this contract will have an
6 impact upon communities that do not grieve
7 or those individuals who do not grieve
8 versus those communities that do grieve, I
9 think that's a fair question.

10 CHAIRMAN NICOLELLO: I'll say it
11 again. The contract has been approved. You
12 may not agree with that, but it was approved
13 and it's in place. They're moving forward.
14 The only question today is how do we pay for
15 it.

16 LEGISLATOR SOLAGES: Then why
17 would the County Executive issue a statement
18 dated today that mentions as I just read a
19 point that is incorrect?

20 CHAIRMAN NICOLELLO: The County
21 Executive from now, as this process unfolds,
22 is going to be issuing a ton of stuff. It
23 simply has no bearing on what these
24 particular ordinances are about.

25 Do we bond, do we not bond? The

1 Full Leg/3-26-18 (excerpt)

2 contract is already in place and we are not
3 going to re-debate it.

4 LEGISLATOR SOLAGES: Would you
5 care to answer any of those questions,
6 please?

7 CHAIRMAN NICOLELLO: No, we are
8 not getting into that debate. If you want
9 to make a statement, you are more than --
10 obviously you are a legislator, you are
11 entitled to make whatever statement you
12 want, but I'm telling you this item that's
13 before us is a very narrow focus.

14 You want to talk about what
15 effect bonding has or not borrowing, that's
16 fine. If you want to talk about what
17 programs may be jeopardized if we force them
18 to pay for this operating, we can talk about
19 that.

20 But we are not re-debating the
21 merits of moving forward on assessment.
22 That contract is already passed -- those
23 contracts.

24 LEGISLATOR SOLAGES: This is a
25 fair question upon the administration. I

1 Full Leg/3-26-18 (excerpt)

2 don't see why you would block an effort if
3 it has to do with this issue and --

4 CHAIRMAN NICOLELLO: If it has to
5 do with whether we should borrow or not or
6 pay this out of operating, ask away.

7 If we are going again into the
8 merits of the contract which already passed,
9 we are not going to go there.

10 LEGISLATOR SOLAGES: That is a
11 fair question. It goes as to whether or not
12 this is a good use of county money. I think
13 the public has the right to learn about this
14 use of money.

15 CHAIRMAN NICOLELLO: The
16 contracts have passed. It's going to be a
17 use of county money whether it's bonded or
18 out of operating. Either way. That
19 question goes to the merits of the contracts
20 which were passed two weeks ago.

21 Again, when you vote, you have an
22 opportunity to say why you don't think we
23 should borrow or whatever else you want to
24 say. You have 100 percent vote opportunity
25 to do that.

1 Full Leg/3-26-18 (excerpt)

2 But the focus of this, of what
3 we're doing now, is simply whether to borrow
4 or whether to force the administration to
5 pay out of operating.

6 LEGISLATOR SOLAGES: The county
7 executive and the administration released a
8 statement today that states information
9 about how this will not lead to a tax burden
10 or increase the tax burden for those who
11 have not grieved and I think that is
12 factually incorrect and I'm stating that for
13 the record. Thank you.

14 CHAIRMAN NICOLELLO: Minority
15 Leader Abrahams.

16 LEGISLATOR ABRAHAMS: With all
17 due respect, I think a couple of things have
18 changed.

19 I respect the fact that the
20 Presiding Officer is holding a high standard
21 of protocol as it pertains to the bonding.

22 But, since that time, and this is
23 why I'm asking for consideration, the County
24 Executive has had a dialogue with the NAACP,
25 Long Island Regional Director, which I

1 Full Leg/3-26-18 (excerpt)

2 understand we're considering now the
3 bonding, the merits of the contract have
4 already passed.

5 However, you've already heard
6 from the administration that if the bonding
7 does not pass they have to figure out
8 another way to implement the contract, if at
9 all.

10 If this was an opportunity for
11 those members of the NAACP to have their
12 opportunity to be heard, I think now would
13 be the time to be heard.

14 They're having an opportunity to
15 ask the Legislature, this is kind of like
16 the eleventh hour, they're asking the
17 Legislature to pump the breaks on the
18 bonding in the hopes that they get an
19 opportunity to further discuss this with the
20 County Executive.

21 I understand that you're saying
22 Legislator Solages' questions were more
23 appropriate in Rules. He doesn't serve on
24 Rules, so he's asking these questions now on
25 Full Legislature, but, that being said, I

1 Full Leg/3-26-18 (excerpt)

2 think we have to I guess take off the tunnel
3 vision and focus on the fact that, yes, we
4 understand that the bonding is tied to the
5 contract going forward and that's why there
6 are people here from Long Island NAACP who
7 are here to speak in the hopes that that can
8 be the case.

9 That's what they are trying to
10 stress to the majority of us is that they
11 believe that if the county goes forward with
12 it's review which will be supported by a
13 bonding that they will be -- our
14 communities, their communities, will be
15 unjustifiably hurt to a greater situation
16 than what is going on now. I think they
17 deserve that.

18 They came down here, they have
19 been down here since 12:30, 1 o'clock, they
20 deserve the opportunity to have their issue
21 heard. And if no one decides to go forward
22 with it so be it, but I think they at least
23 deserve that opportunity. They've sat here
24 just like everybody else for the last three
25 hours.

1 Full Leg/3-26-18 (excerpt)

2 CHAIRMAN NICOLELLO: Certainly
3 members of the public and we had two members
4 speak earlier, I'm not going to stop members
5 of the public speaking about whatever they
6 want, but, again, the focus of what we are
7 doing as legislators here is deciding
8 whether or not to borrow for this item or
9 force the administration to pay for this
10 through operating expenses. That's all
11 that's before us.

12 Again, I didn't stop anybody
13 before and I'm not going to stop anybody
14 now. If any member wants to come up and
15 express their opinions, they're entitled to
16 do so.

17 If legislators want to express
18 their opinions now or later about the merits
19 of this, I'm not going to stop anyone
20 obviously. I don't know that I have the
21 power to do that. And it's different than
22 letting a legislator speak their mind about
23 what they feel about something when they're
24 voting, as opposed to trying to turn a
25 consideration of a bonding issue into a full

1 Full Leg/3-26-18 (excerpt)
2 consideration of a contract that's already
3 been passed.

4 Again, do you have any other
5 questions? Once the legislators are
6 finished, any member of the public will have
7 their right to say whatever they want.

8 LEGISLATOR SOLAGES: Just one
9 more question. In pursuing bonding here, I
10 guess that has to be the umbrella we discuss
11 this under, pursuing of bonding for this,
12 has your administration had any conversation
13 or discussions or meeting with any state
14 officials on this issue?

15 MR. PERSICH: With respect to the
16 bonding?

17 LEGISLATOR SOLAGES: Yes.

18 MR. PERSICH: Not that I'm aware
19 of, no. It's our bond. We issue them. We
20 go out to the market once a year for our
21 general obligation bond, so no.

22 LEGISLATOR SOLAGES: So you are
23 asking for bonding on this reassessment plan
24 which could have a considerable long term
25 effect upon tax paying residents of Nassau

1 Full Leg/3-26-18 (excerpt)

2 County, yet the administration has not
3 proposed or discussed any other solution
4 with any state officials on this issue?

5 MR. CHIARA: The administration
6 has come to this body for the bonding. This
7 body is the proper place to request the
8 bonding.

9 LEGISLATOR SOLAGES: But whether
10 or not this body is the proper place to
11 receive that bonding, this issue, if we were
12 to have state support on this issue, we
13 could have at least had bonding for any
14 other number of solutions.

15 Have you had the opportunity to
16 at least discuss with any state officials
17 any other possible solutions rather than the
18 bonding we are asking for here now?

19 MR. CHIARA: The administration
20 has taken an approach of doing many many
21 different things. I think this legislative
22 body knows of -- in regards to this very
23 challenging and difficult problem, but if
24 you're talking about specifically about
25 bonding out, paying for this, the position

1 Full Leg/3-26-18 (excerpt)

2 of the administration is that this is the
3 proper place to get funding for contracts
4 that should be bonded out.

5 LEGISLATOR SOLAGES: So basically
6 bonding is the only way out of this
7 assessment mess?

8 MR. CHIARA: That's not what I
9 said. Bonding is the proper place to pay
10 for these contracts.

11 LEGISLATOR SOLAGES: I guess my
12 colleagues have some questions. Thank you.

13 CHAIRMAN NICOLELLO: Legislator
14 Bynoe.

15 LEGISLATOR BYNOE: Thank you,
16 Presiding Officer. Good afternoon
17 gentleman. In the spirit of Minority Leader
18 Kevan Abrahams' comments earlier stating
19 there have been changes, some new
20 developments relative to this plan since we
21 all last met, I would like to ask you three
22 gentleman if you had an opportunity to read
23 the Newsday article that came out that said,
24 that was titled, "separate and unequal
25 questions raised over Nassau County's

1 Full Leg/3-26-18 (excerpt)

2 assessment fix."

3 MR. CHIARA: I read Newsday every
4 day. I think as a county employee it's
5 required.

6 LEGISLATOR BYNOE: I would agree.
7 You would be surprised how many don't.

8 In that article there were some
9 subtitles. Under the subtitle "risk and
10 uncertainties" there were two well renowned
11 experts that were quoted in that article
12 that stated there were some real concerns
13 about how Nassau County was moving forward
14 with this plan.

15 In fact, one of those that was
16 quoted in this article is the actual
17 contract -- that the contract received
18 approval last week to move forward in
19 utilizing a plan, or I should say utilizing
20 the executive order of the County Executive
21 that removes from any play, any opportunity
22 for the level of assessments to be engaged
23 as we move forward.

24 In a report, Standard Value
25 Services, SVS, provided to Nassau County,

1 Full Leg/3-26-18 (excerpt)

2 they said that if Nassau County did not
3 employ the 2003 assessment strategy, the
4 report said that the state law would
5 predominantly benefit higher value parcels
6 at the expense of lower valued parcels and
7 it could lead to a legal challenge.

8 Two things; number one, they're
9 stating that we are disenfranchising those
10 with lower value properties, and, second,
11 it's saying that we are opening ourselves up
12 to a lawsuit. We are actually exposing
13 ourselves to being sued.

14 We're here trying to figure out
15 how to make ends meet, but we are going to
16 expose ourselves to a lawsuit that could be
17 very costly.

18 So now I move on to the
19 subsection "challenges ahead" to which we
20 have two other prominent well renowned
21 experts in the field of assessment, one in
22 constitutional law and the other in
23 assessment where they state very much the
24 same thing. Leon Friedman, Professor of
25 Constitutional Law at Hofstra states that

1 Full Leg/3-26-18 (excerpt)

2 this county could lead themselves into a
3 lawsuit if this plan has any disparities
4 based on racial ethnicity.

5 Martha Stark, a former New York
6 Department of Parks Commissioner states that
7 she would argue that this plan flies in the
8 face of the notion of uniformity.

9 My question here today is why
10 would we consider a plan that does not bring
11 uniformity? Why would we consider a plan
12 that to me is just bad government? Why we
13 could consider a plan that would impact our
14 most vulnerable population?

15 We sat here today and heard from
16 individuals who are worried about being able
17 to pay fees to play in our county parks
18 because they're finding it hard to have
19 their ends meet. We heard from them.
20 They're on fixed incomes.

21 They don't know how they would
22 pay a \$45 fee to play in a park. But we
23 would engage in a plan that would
24 significantly impact their ability to be
25 able to stay in their homes. We talked

1 Full Leg/3-26-18 (excerpt)

2 about today warning our seniors to age in
3 place here in Nassau County. I would say
4 that that's almost impossible if we're going
5 to move through a plan that we know will
6 harm them.

7 I actually think it's deplorable
8 that we would even consider this. I think
9 we do need to pump the brakes. I think we
10 do need to slow down.

11 This is an opportunity to fix the
12 wrong that has been impacted, that our
13 communities have been impacted with for
14 years and years.

15 To move through something with
16 speed for urgency I think is really hastily
17 wasting our time and our money. I think we
18 need to be very diligent, put together a
19 blue ribbon panel, get some of these folks
20 that are identified here in this newspaper
21 as experts, get them to come here to Nassau
22 County.

23 In this newspaper it also states
24 that New York City is impacted in a very
25 similar way. Let's join forces with New

1 Full Leg/3-26-18 (excerpt)

2 York City and take it the state and tell
3 them we need their help. We need their help
4 to deal with a very complex situation here.

5 This requires a tailored
6 solution. Not something that can be just,
7 as you would like to say, a uniform six
8 percent. Because we know the six percent
9 will affect those at the highest percentage
10 of their market value more so than it will
11 affect those that are at the lower end.

12 I say not today. We should not
13 shield those who have benefitted from a
14 system that was inappropriately allowed to
15 make their values go down while others were
16 increased, while others stayed at the top
17 end.

18 This is the time, my colleagues.
19 I'm telling you. This will not only impact
20 majority minority communities. This is a
21 systemic issue. This is going to impact
22 every legislative district throughout Nassau
23 County. This is the time. Let's slow it
24 down. We have an opportunity to do this
25 correctly. There's never a right time to do

1 Full Leg/3-26-18 (excerpt)

2 the wrong thing. Thank you.

3 CHAIRMAN NICOLELLO: Thank you,
4 Legislator Bynoe. Any other legislators
5 want to weigh in on this?

6 (No verbal response.)

7 Hearing none, are there any
8 members of the public that would like to
9 speak on this item?

10 MS. EDWARDS: Sir, here is what I
11 want to say to you because I didn't know
12 that I was going to be limited to talk about
13 the bonding.

14 CHAIRMAN NICOLELLO: You can
15 speak your mind about whatever it is.

16 MS. EDWARDS: My concern is, what
17 I believe that you have the opportunity to
18 do is to not fund this bonding whereby it
19 will then separate the executive order from
20 the funding mechanism because, as the
21 experts have said, they don't have any other
22 way in order to do it. It will slow it down
23 so it will be done correctly.

24 The frequently asked questions
25 just came out today and it is not accurate

1 Full Leg/3-26-18 (excerpt)

2 because it's play on words.

3 What it actually says is that the
4 administration believes that this is going
5 to decrease the tax burden of your
6 constituency.

7 But what it does not say is that
8 there's not going to be a decrease to your
9 constituency. In fact they are still going
10 to get an increase in the level of tax
11 assessment that they have.

12 So, please be very careful about
13 the words that are being used in these
14 frequently asked questions. Because the
15 residents in your community that are paying
16 say as an example 80 percent of their
17 assessed valuation will get to a 100 percent
18 very quickly, but those that have grieved
19 and had the system to their advantage under
20 the old administration, they could be at a
21 50 percent assessed valuation and it is
22 going to take them a very long time and some
23 may never because of the 20 percent in five
24 years.

25 So you are creating your own bad

1 Full Leg/3-26-18 (excerpt)

2 system by doing what you're doing today and
3 by bonding it today.

4 So I want to make sure that I add
5 to your frequently asked questions. I want
6 to make sure that you very clearly know how
7 you're going to face your constituency.

8 Why haven't you asked for a state
9 intervention before moving on with this
10 plan?

11 Why are you putting in an
12 implementation date of 2019 when the data
13 that you are just getting doesn't have any
14 facts to bear it out?

15 Do you think it's appropriate
16 that the action that you have that have a
17 population that is currently
18 disproportionately disadvantaged to reach
19 100 percent of assessed valuation while
20 others may then reach it in ten years or may
21 never do that. I want you to add to your
22 frequently asked questions because as the
23 administration put out a communication, we
24 are going to do that as well.

25 This is predominantly a minority

1 Full Leg/3-26-18 (excerpt)

2 issue that we are talking about but trust
3 and believe that this affects all of the
4 vulnerable and disenfranchised and senior
5 residents within your communities and we are
6 going to be doing whatever we can to make
7 sure that every one understands what you are
8 doing here today.

9 CHAIRMAN NICOLELLO: Mr. Mayers,
10 did you want to add anything?

11 MR. MAYER: As I said before,
12 I'm waiting for the appointment of the
13 sheriff to speak for my time.

14 MS. KLEINMILL: Allison
15 Kleinmill, Westbury. I just want to say one
16 thing. As I look at the flags that are
17 there, God bless America and God has blessed
18 America.

19 Nassau County has been in some
20 muck and mire for a number of years.

21 God is giving us a second chance
22 to try to get right what was not done right
23 previously.

24 If we allow greed to continue to
25 take over this county we all will pay. This

1 Full Leg/3-26-18 (excerpt)

2 is a chance for us to get right what has not
3 been done right previously.

4 Those young people that got on
5 buses that went to Washington, D.C. are
6 growing up to be voters.

7 Each one of you sitting there
8 collecting a paycheck, enjoying what you're
9 doing, their eyes are watching you. But,
10 more so, God's eyes are watching you.

11 I suggest that you take the time
12 to take a step back and give God the glory
13 for allowing you to get up this morning,
14 come here, sit in your seat, but do the
15 right thing by your constituents. We are
16 all fingers on a hand.

17 Stop and think about it. He's
18 giving you a second chance to clean this
19 mess up, this muck. Keep avoiding it and
20 you're only going to sink deeper. Amen.

21 CHAIRMAN NICOLELLO: I have a
22 request for a brief recess of the
23 Legislature. I apologize to all the
24 appointees that are out there. We will get
25 back in here as soon as possible. Ms.

1 Full Leg/3-26-18 (excerpt)

2 Fludd, I know that you have many people here
3 so we will try to get back here as soon as
4 possible. We will be back in a moment.

5 (Whereupon, the Full Legislative
6 Committee recessed at 3:53 p.m. and
7 reconvened at 4:02 p.m.)

8 CHAIRMAN NICOLELLO: I would like
9 to call the Legislature back to order,
10 please, so we can move along. We had our
11 public comment. We will now move to the
12 vote. I forgot, Mr. McCloy.

13 MR. MCCLOY: Thank you. Jack
14 McCloy. I would like to mention that this
15 is regarding the bonding and not the actual
16 assessment situation but I do want to point
17 out that whenever the funding is arranged it
18 seems like the assessment situation is no
19 longer on the forefront of everyone's minds.

20 I think that when the next
21 situation comes to be, however you're going
22 to fund this, the assessment restructuring
23 really needs to be completely overhauled.

24 For those of you who are on the
25 Legislature for a long time, you know I have

1 Full Leg/3-26-18 (excerpt)

2 mentioned this on a number of occasions.

3 For the benefit of those who are
4 new, I would like to remind you that I have
5 talked about assessment restructuring,
6 changing the situation from the current
7 subjective method to an objective situation
8 of comparison.

9 Until that happens, you will
10 always have challenges, you will always have
11 disparities, you will always have only the
12 assessment correction companies making money
13 on it. No one else.

14 I would like to mention to those
15 who are new on the Legislature that I had
16 this discussion with former County Executive
17 Tom Suozzi, Ed Mangano, reached out to
18 member of Laura Curran's team, and I've
19 spoken to assessors Jim Davis, Pat Foy, Ted
20 Jenkowski, Harvey Levinson, this goes back
21 well over a decade.

22 When you're talking about, as
23 Ms. Bynoe and Mr. Solages mentioned, the
24 disparity, if you change it to an objective
25 series of comparison, where you're concerned

1 Full Leg/3-26-18 (excerpt)
2 with square footage, footprint of a home,
3 how many stories it is, objective criteria,
4 there's no way to interpret it as one
5 segment of the community being shortchanged
6 as opposed to another.

7 Once a system is established for
8 true objective comparison, we can rid
9 ourselves from the never ending process of
10 assessment challenges with only the
11 assessment companies making money on the
12 situation.

13 Finally I would like to wrap up
14 by mentioning that I have spoken to a man
15 with over three decades of assessor
16 experience, much of that in New York as the
17 head assessor of Rochester, one of
18 New York's largest cities has said that this
19 system can be changed and the cycle can be
20 broken.

21 I have mentioned this person to a
22 number of people. It seems to have fallen
23 on deaf ears. What I would like to do is
24 when you're done deciding what you're doing
25 today, I would like to sit down with both of

1 Full Leg/3-26-18 (excerpt)

2 the sides of this Legislature and explain
3 this in more detail as to how we can get
4 away from this system. Thank you.

5 CHAIRMAN NICOLELLO: Thank you,
6 Mr. McCloy. The two items now are up for a
7 vote. Mr. Pulitzer, will you please call
8 the roll.

9 CLERK PULITZER: Thank you,
10 Presiding Officer. Deputy Presiding Officer
11 Kopel?

12 LEGISLATOR KOPEL: Yes.

13 CLERK PULITZER: Alternate Deputy
14 Presiding Officer Denise Ford? Absent.
15 Legislator Siela Bynoe?

16 LEGISLATOR BYNOE: No.

17 CLERK PULITZER: Legislator
18 Carrie Solages?

19 LEGISLATOR SOLAGES: No.

20 CLERK PULITZER: Legislator Debra
21 Mule?

22 LEGISLATOR MULE: Yes.

23 CLERK PULITZER: Legislator C.
24 William Gaylor, III?

25 LEGISLATOR GAYLOR: Yes.

1 Full Leg/3-26-18 (excerpt)
2 CLERK PULITZER: Legislator
3 Vincent Muscarella?
4 LEGISLATOR MUSCARELLA: Yes.
5 CLERK PULITZER: Legislator
6 Ellen Birnbaum?
7 LEGISLATOR BIRNBAUM: Yes.
8 CLERK PULITZER: Legislator Delia
9 DeRiggi -- she's absent. Legislator James
10 Kennedy?
11 LEGISLATOR KENNEDY: Yes.
12 CLERK PULITZER: Legislator
13 Thomas McKeivitt?
14 LEGISLATOR MCKEVITT: Yes.
15 CLERK PULITZER: Legislator Laura
16 Schaefer?
17 LEGISLATOR SCHAEFER: Yes.
18 CLERK PULITZER: Legislator John
19 Ferretti?
20 LEGISLATOR FERRETTI: Yes.
21 CLERK PULITZER: Legislator
22 Arnold Drucker?
23 LEGISLATOR DRUCKER: Yes.
24 CLERK PULITZER: Legislator
25 Rosemarie Walker?

1 Full Leg/3-26-18 (excerpt)
2 LEGISLATOR WALKER: Yes.
3 CLERK PULITZER: Legislator
4 Joshua Lafazan?
5 LEGISLATOR LAFAZAN: Yes.
6 CLERK PULITZER: Legislator
7 Steven Rhoads?
8 LEGISLATOR RHOADS: Aye.
9 CLERK PULITZER: Minority Leader
10 Kevan Abrahams?
11 LEGISLATOR ABRAHAMS: No.
12 CLERK PULITZER: Presiding
13 Officer Richard Nicolello?
14 CHAIRMAN NICOLELLO: Yes.
15 CLERK PULITZER: Total vote is
16 14 to 3.
17 CHAIRMAN NICOLELLO: The items
18 pass.
19 (TIME NOTED: 4:14 P.M.)
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