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LEGISLATIVE CALENDAR

NASSAU COUNTY LEGISLATURE
FOURTH MEETING
FOURTH MEETING OF 2020

MINEOLA, NEW YORK
APRIL 20, 2020
LEGISLATIVE CALENDAR 1:00PM

Please be advised that due to health and safety concerns associated with the COVID-19 virus and New York State requirements restricting public gatherings, this meeting will be closed to the public and will be available for viewing online at <http://www.nassaucountyny.gov/agencies/Legis/index.html>

Public comment on any item may be emailed to the Clerk of the Legislature at LegPublicComment@nassaucountyny.gov and will be made part of the formal record of this Legislative meeting.

WHILE THIS MEETING IS CLOSED TO THE PUBLIC, 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

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

1. **HEARING ON PROPOSED LOCAL LAW NO. -2020**

A LOCAL LAW REQUIRING LEGISLATIVE APPROVAL FOR COMPENSATION PAID IN CONNECTION WITH THE COMPROMISE OR SETTLEMENT OF A PROCEEDING IN CONDEMNATION OR EMINENT DOMAIN. 77-20(LE)

2. **VOTE ON PROPOSED LOCAL LAW NO. - 2020**

A LOCAL LAW REQUIRING LEGISLATIVE APPROVAL FOR COMPENSATION PAID IN CONNECTION WITH THE COMPROMISE OR SETTLEMENT OF A PROCEEDING IN CONDEMNATION OR EMINENT DOMAIN. 77-20(LE)

3. **ORDINANCE NO. 30-2020**

AN ORDINANCE TO IMPLEMENT THE LOCAL GOVERNMENT ASSISTANCE PROGRAM IN NASSAU COUNTY. 100-20(OMB)

4. **ORDINANCE NO. 31-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE FIRE COMMISSION. 87-20(OMB)

5. **ORDINANCE NO. 32-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 88-20(OMB)

6. **ORDINANCE NO. 33-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 89-20(OMB)

7. **ORDINANCE NO. 34-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HEALTH. 90-20(OMB)

8. **ORDINANCE NO. 35-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE PROBATION DEPARTMENT. 92-20(OMB)

9. **ORDINANCE NO. 36-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 93-20(OMB)

10. **ORDINANCE NO. 37-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE NASSAU COUNTY CRIME VICTIMS ASSISTANCE PROGRAM. 94-20(OMB)

11. **ORDINANCE NO. 38-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE NASSAU COUNTY CRIME VICTIMS ASSISTANCE PROGRAM. 95-20(OMB)

12. **ORDINANCE NO. 39-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 96-20(OMB)

13. **ORDINANCE NO. 40-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 97-20(OMB)

14. **ORDINANCE NO. 41-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 98-20(OMB)

15. **ORDINANCE NO. 42-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MANAGEMENT AND BUDGET. 99-20(OMB)

16. **ORDINANCE NO. 43-2020**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE AND TO TRANSFER APPROPRIATIONS HERETOFORE MADE WITHIN TO RECONCILE THE COUNTY'S FINANCIAL RECORDS FOR THE BUDGET YEAR 2019. 105-20(OMB)

17. **RESOLUTION NO. 36-2020**

A RESOLUTION TO AUTHORIZE EXECUTION OF A TAX EXEMPTION AND PILOT AGREEMENT ("THE AGREEMENT") BETWEEN THE COUNTY OF NASSAU ("THE COUNTY") AND SELFHELP BERGEN HOUSING DEVELOPMENT FUND COMPANY, INC. (:THE COMPANY") AND ACKNOWLEDGED AND AGREED TO BY BERGEN PLACE LLC ("THE DEVELOPER"). 103-20(CE)

18. **RESOLUTION NO. 37-2020**

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 MUSEUMS AT MITCHEL DBA CRADLE OF AVIATION. 81-20(PK)

19. **RESOLUTION NO. 38-2020**

A RESOLUTION REQUESTING THE LEGISLATURE OF THE STATE OF NEW YORK TO ENACT AND THE GOVERNOR TO APPROVE AN ACT TO AMEND CHAPTER 269 OF THE LAWS OF 1979 RELATING TO AUTHORIZING THE COUNTY OF NASSAU TO LEASE CERTAIN LANDS ACQUIRED PURSUANT TO THE PROVISIONS OF ARTICLE FIFTEEN OF THE PARKS AND RECREATION LAW, IN RELATION TO EXTENDING SUCH AUTHORIZATION TO LEASE OR PERMIT CERTAIN PREMISES. 84-20(CE)

20. **RESOLUTION NO. 39-2020**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2020. 86-20(OMB)

21. **RESOLUTION NO. 40-2020**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2020. 91-20(OMB)

22. **RESOLUTION NO. 41-2020**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2020. 104-20(OMB)

THE NASSAU COUNTY LEGISLATURE
WILL CONVENE THE NEXT
COMMITTEE MEETINGS ON
MONDAY, MAY 4, 2020 at 1:00PM
AND
FULL LEGISLATURE MEETING ON
MONDAY, MAY 18, 2020 AT 1:00PM

PROPOSED ORDINANCE NO. 30 –2020

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

WHEREAS, Section 1262-e of the New York Tax Law, as amended by Chapter 61 of the Laws of 2017, extends the Local Government Assistance Program in the County of Nassau through the calendar year beginning on January 1, 2020; now, therefore,

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

Section 1. For the calendar year 2020, there shall be paid to the several towns and two cities of the County of Nassau pursuant to subdivision a of section 2 of Local Law No. 18-1984 as last amended by Local Law No. 9-2017 and as incorporated in chapter 4 of title 9 of the Miscellaneous Laws of Nassau County, the following sums:

Town of Hempstead	\$41,631,950
Town of Oyster Bay	\$16,756,122
Town of North Hempstead	\$12,105,744
City of Long Beach	\$1,919,203
City of Glen Cove	\$1,402,495

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

- 1st payment – April 30, 2020;
- 2nd payment – July 31, 2020;
- 3rd payment – October 30, 2020;
- 4th payment – January 29, 2021.

§ 3. For the calendar year of 2020, there shall be paid to the villages of the County of Nassau pursuant to subdivision d of section 2 of Local Law No. 18-1984 as last amended by Local Law No. 9-2017 and as incorporated in chapter 4 of title 9 of the Miscellaneous Laws of Nassau County, the following sums:

Atlantic Beach	\$5,254	Baxter Estates	\$2,776
Bayville	\$18,530	Bellerose	\$3,315
Brookville	\$9,628	Cedarhurst	\$18,316
Centre Island	\$1,139	Cove Neck	\$795
East Hills	\$19,325	East Rockaway	\$27,280
East Williston	\$7,102	Farmingdale	\$22,753
Floral Park	\$44,076	Flower Hill	\$12,962
Freeport	\$119,088	Garden City	\$62,159
Great Neck	\$27,755	Great Neck Est.	\$7,672
Great Neck Plaza	\$18,636	Hempstead	\$149,738
Hewlett Bay Park	\$1,123	Hewlett Harbor	\$3,509
Hewlett Neck	\$1,236	Island Park	\$12,934
Kensington	\$3,226	Kings Point	\$13,907
Lake Success	\$8,152	Lattingtown	\$4,832
Laurel Hollow	\$5,424	Lawrence	\$18,013
Lynbrook	\$53,979	Malverne	\$23,656
Manorhaven	\$18,216	Massapequa Park	\$47,257
Matinecock	\$2,251	Mill Neck	\$2,770
Mineola	\$52,234	Munsey Park	\$7,483
Muttontown	\$9,717	New Hyde Park	\$26,985
North Hills	\$14,101	Old Brookville	\$5,929
Old Westbury	\$12,979	Oyster Bay Cove	\$6,104
Plandome	\$3,748	Plandome Hts.	\$2,792
Plandome Manor	\$2,423	Pt. Washington North	\$8,763
Rockville Ctre.	\$66,749	Roslyn	\$7,697
Roslyn Estates	\$3,476	Roslyn Harbor	\$2,920
Russell Gardens	\$2,626	Saddle Rock	\$2,306
Sands Point	\$7,433	Sea Cliff	\$13,879
S. Floral Park	\$4,901	Stewart Manor	\$5,268
Thomaston	\$7,271	Upper Brookville	\$4,718
Valley Stream	\$104,225	Westbury	\$42,084
Williston Park	\$20,247	Woodsburgh	\$2,162

§ 4. This Ordinance shall take effect immediately.

PROPOSED ORDINANCE NO.

31– 2020

AN ORDINANCE supplemental to an 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 March 26, 2020, 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)
94,000	NYS Department of Homeland Security and Emergency Services	GRT	FC	AA	5,000
		GRT	FC	AB	1,000
		GRT	FC	BB	73,000
		GRT	FC	DD	15,000

§ 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. 32 – 2020

AN ORDINANCE supplemental to an 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 March 26, 2020, 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)
800,000	US Department of Justice	GRT	PD	AA	800,000

§ 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. 33 – 2020

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 February 3, 2020, 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)
145,869	NYS Division of Criminal Justice	GRT	PD	AA	143,000
		GRT	PD	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. 34 – 2020

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 26, 2020, 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)
145,955	NYS Department of Health	GRT	HE	AA	105,379
		GRT	HE	AB	40,576

§ 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. 35 – 2020

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 February 3, 2020, 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)
21.18	NYS Division of Criminal Justice Service/Office of Probation and Correctional Alternatives	GRT	PB	DE	21.18

§ 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. 36 – 2020

AN ORDINANCE supplemental to an 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 March 4, 2020, 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)
250,000	Misdemeanor Forfeiture Account	GRT	PD	BB	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. 37 –2020

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Nassau County Crime Victims Assistance Program.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 4, 2020, 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)
197,170	NYS Office of Victims Services	GRT	CJ	AA	140,000
		GRT	CJ	AB	47,670
		GRT	CJ	DD	9,500

§ 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. 38 –2020

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Nassau County Crime Victims Assistance Program.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 4, 2020, 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)
205,056.94	NYS Office of Victims Services	GRT	CJ	AA	140,000
		GRT	CJ	AB	47,670
		GRT	CJ	DD	17,386.94

§ 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. 39 – 2020

AN ORDINANCE supplemental to an 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 March 3, 2020, 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)
22,000	NYS Office of Homeland Security	GRT	PD	AA	17,386
		GRT	PD	AB	4,614

§ 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. 40 – 2020

AN ORDINANCE supplemental to an 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 March 4, 2020, 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)
3,050,000	US Department of Treasury	GRT	PD	BB	2,750,000
		GRT	PD	DD	300,000

§ 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. 41 – 2020

AN ORDINANCE supplemental to an 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 March 4, 2020, 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)
1,100,000	NYS Civil Forfeiture Account	GRT	PD	BB	900,000
		GRT	PD	DD	200,000

§ 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. 42 – 2020

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Office of Management and Budget.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated March 3, 2020, 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)
537,731	Indigent Legal Services	GRT	BU	DE	537,731

§ 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. 43- 2020

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE AND TO TRANSFER APPROPRIATIONS HERETOFORE MADE WITHIN TO RECONCILE THE COUNTY'S FINANCIAL RECORDS FOR THE BUDGET YEAR OF 2019

WHEREAS, it has been determined that certain transfers are needed to close the fiscal year of 2019; and

WHEREAS, the County Executive, by communication dated April 10, 2020, addressed to the County Legislature, has advised that transfers of appropriations heretofore made and a supplemental appropriation are required; and

WHEREAS, this transfer and supplemental appropriation have been reviewed and approved by the Office of Management and Budget and the Office of the County Executive; and

WHEREAS, the said transfer is known as BT-Year End 2019 as follows:

BOARD TRANSFER- YEAR END 2019

General Fund:

BTCW19000061

	CODE	DESCRIPTION	AMOUNT
FROM	SS GEN 1000 – HF597	Social Services – Interdepartmental Charges	\$1,563,957.61
	FB GEN 3800 – AB10F	General Fund Fringe Benefits – Fringe Benefits	\$65,952.54
	TOTAL		\$1,629,910.15
TO	PW GEN 0150 – DF557	Public Works – Utility Costs	\$13,514.12
	IT GEN 1500 – BB197	Information Technology - Equipment	\$10,400.00
	CC GEN 2000 – BB197	Corrections – Equipment	\$10,276.00
	HE GEN 3100 – DE547	Health Department – Contractual Services	\$9,056.00
	SS GEN 7300 – XX897	Social Services – Medicaid	\$6,719.94
	CE GEN 1000 – BB197	County Executive - Equipment	\$6,284.57
	BU GEN 1740 – 67967	Office of Mgmt. and Budget – NC Bar Association ACDP	\$6,210.30
	AT GEN 1100 – DD497	County Attorney - General Expenses	\$3,491.61
	PW GEN 0320 – HF597	Public Works - Interdepartmental Charges	\$818,723.00
	BU GEN 1770 – HF597	Office of Mgmt. and Budget - Interdepartmental Charges	\$745,234.61
	TOTAL		\$1,629,910.15

BTCW19000060

	CODE	DESCRIPTION	AMOUNT
FROM	FB GEN 3800 – AB10F	General Fund Fringe Benefits – Fringe Benefits	\$5,794,884.68
	BU GEN 1770 – HD59F	Office of Mgmt. and Budget – Debt Service Chargebacks	\$7,544,781.17
	HE GEN 5100 – PP798	Health Department – Early Intervention/Special Education	\$3,067,634.35
	SS GEN 7600 – TT748	Social Services – Purchased Services	\$2,828,259.82
	PK GEN 3613 – AA98Z	Parks Department – Salaries, Wages & Fees	\$736,008.48
	PK GEN 3220 – AA98Z	Parks Department – Salaries, Wages & Fees	\$728,907.69
	PK GEN 3100 – AA98Z	Parks Department – Salaries, Wages & Fees	\$548,069.81
	PW GEN 0642 – AA98Z	Public Works – Salaries, Wages & Fees	\$1,872,406.46
	BU GEN 1770 - 87987	Office of Mgmt. and Budget – Other Suits and Damages	\$1,650,138.46
	BU GEN 1500 – AC97F	Office of Mgmt. and Budget – Workers Compensation	\$1,171,008.81
	BU GEN 2350 – AC97F	Office of Mgmt. and Budget – Workers Compensation	\$402,705.07
	AS GEN 1500 – AA98Z	Office of Assessment – Salaries, Wages & Fees	\$405,590.87
	TOTAL		\$26,750,395.67
TO	HE GEN 5400 - PP797	Health Department - Early Intervention/Special Education	\$14,935,350.59
	BU GEN 3100 – AA97Z	Office of Mgmt. and Budget – Salaries & Wages	\$5,168,485.00

	SS GEN 6600 – WW847	Social Services - Emergency Vendor Payments	\$2,441,614.58
	SS GEN 5300 – WW847	Social Services - Emergency Vendor Payments	\$2,263,650.09
	CC GEN 1320 – DE547	Corrections - Contractual Services	\$1,822,058.61
	BU GEN 1730 – GA625	Office of Mgmt. and Budget - Local Govt Assistance Program	\$ 119,236.80
	TOTAL		\$26,750,395.67

BTCW19000067

	CODE	DESCRIPTION	AMOUNT
FROM	FB GEN 3800 – AB10F	General Fund Fringe Benefits – Fringe Benefits	\$37,659.03
	TOTAL		\$37,659.03
TO	BU GEN 1800 – LL627	Office of Mgmt. and Budget – Trans to FCF Fund	\$37,659.03
	TOTAL		\$37,659.03

BTCW19000068

	CODE	DESCRIPTION	AMOUNT
FROM	FB GEN 3800 – AB10F	General Fund Fringe Benefits – Fringe Benefits	\$213,802.00
	TOTAL		\$213,802.00
TO	LE GEN 1500 – L6666	Majority Legislature – Transfer to EBF Fund	\$149,007.00
	LE GEN 1000 – L6666	Minority Legislature – Transfer to EBF Fund	\$64,795.00
	TOTAL		\$213,802.00

BTCW19000069

	CODE	DESCRIPTION	AMOUNT
FROM	FB GEN 3800 – AB10F	General Fund Fringe Benefits – Fringe Benefits	\$23,111.06
	TOTAL		\$23,111.06
TO	CC GEN 1000 – HH597	Corrections – Interfund Changes	\$1,203.53
	HE GEN 1000 – HH597	Health Department – Interfund Changes	\$180.00
	PW GEN 1000 – HH597	Public Works – Interfund Changes	\$21,727.53
	TOTAL		\$23,111.06

BTCW19000072

	CODE	DESCRIPTION	AMOUNT
FROM	FB GEN 3800 – AB10F	General Fund Fringe Benefits – Fringe Benefits	\$3,244,620.54
	TOTAL		\$3,244,620.54

TO	BU GEN 1730 – GA625	Office of Mgmt. and Budget – Local Govt Assistance Program	\$771,241.01
	SS GEN 6100 – WW847	Social Services – Emergency Vendor Payments	\$477,896.37
	BU GEN 1730 – JA600	Office of Mgmt. and Budget – Reserve for Contingency	\$468,428.00
	PW GEN 1100 – DE547	Public Works – Contractual Services	\$445,243.93
	SS GEN 6200 – WW847	Social Services – Emergency Vendor Payments	\$421,511.98
	CC GEN 1420 – AA97Z	Corrections – Salaries & Wages	\$276,535.11
	BU GEN 1720 – AA97Z	Office of Mgmt. & Budget – Salaries & Wages	\$170,882.15
	PK GEN 3220 – BB197	Parks Department - Equipment	\$62,253.96
	PW GEN 1100 – DG901	Public Works - LICAP	\$50,000.00
	SS GEN 6000 – WW847	Social Services – Emergency Vendor Payments	\$29,666.22
	TR GEN 1100 – DE547	Treasurer – Contractual Services	\$29,533.61
	SS GEN 6900 – WW847	Social Services – Emergency Vendor Payments	\$22,396.49
	PW GEN 0644 – BB197	Public Works - Equipment	\$19,031.71
	TOTAL		\$3,244,620.54

Debt Service Fund:

BTCW19000062

	CODE	DESCRIPTION	AMOUNT
FROM	DS DSV 1000 - 88989	Debt Service - NIFA Set Asides	\$2,001,185.00
	TOTAL		\$2,001,185.00
TO	DS DSV 1000 – GG577	Debt Service – Debt Service Principal	\$2,001,185.00
	TOTAL		\$2,001,185.00

Fire Commission Fund:

BTCW19000063

	CODE	DESCRIPTION	AMOUNT
FROM	FC FCF 1100 – DE548	Fire Commission – Contractual Services	\$30,470.00
	FC FCF 1300 – DE548	Fire Commission – Contractual Services	\$73,596.00
	TOTAL		\$104,066.00
TO	FC FCF 1000 – HF597	Fire Commission – Interdepartmental Charges	\$104,066.00
	TOTAL		\$104,066.00

Police District Fund:

BTCW19000064

	CODE	DESCRIPTION	AMOUNT
FROM	PD PDD 2400 – AA98Z	Police District – Salaries, Wages & Fees	\$2,630,839.25
	TOTAL		\$2,630,839.25
TO	PD PDD 2600 – HF597	Police District - Interdepartmental Charges	\$2,514,860.00
	PD PDD 2568 – DF557	Police District – Utility Costs	\$73,726.19
	PD PDD 2569 – DD497	Police District – General Expenses	\$42,253.06
	TOTAL		\$2,630,839.25

BTCW19000070

	CODE	DESCRIPTION	AMOUNT
FROM	PD PDD 2400 – AA98Z	Police District – Salaries, Wages & Fees	\$100,796.41
	TOTAL		\$100,796.41
TO	PD PDD 2000 – HH597	Police District - Interfund Charges	\$100,796.41
	TOTAL		\$100,796.41

Police Headquarters Fund:

BTCW19000065

	CODE	DESCRIPTION	AMOUNT
FROM	PD PDH 1500 – AA98Z	Police Headquarters – Salaries, Wages & Fees	\$4,376,472.98
	TOTAL		\$4,376,472.98
TO	PD PDH 1000 – HF597	Police Headquarters - Interdepartmental Charges	\$3,939,187.00
	PD PDH 1100 – AC98F	Police Headquarters – Workers Compensation	\$392,855.98
	PD PDH 1153 – HD59F	Police Headquarters – Debt Service Chargebacks	\$44,430.00
	TOTAL		\$4,376,472.98

BTCW19000073

	CODE	DESCRIPTION	AMOUNT
FROM	PD PDH 1500 – AA98Z	Police Headquarters – Salaries, Wages & Fees	\$11,821,569.68
	TOTAL		\$11,821,569.68
TO	PD PDH 1100 – LB611	Police Headquarters – Transfer to General Fund	\$11,821,569.68
	TOTAL		\$11,821,569.68

Sewer and Storm Water Resources District Fund:

BTCW19000066

	CODE	DESCRIPTION	AMOUNT
FROM	PW SSW 6000 – FF568	Sewer and Storm Water – Debt Service Interest	\$1,927,998.00
	TOTAL		\$1,927,998.00
TO	PW SSW 6000 – HH597	Sewer and Storm Water – Interfund Charges	\$1,037,498.00
	PW SSW 6000 – GG577	Sewer and Storm Water – Debt Service Principal	\$890,500.00
	TOTAL		\$1,927,998.00

and

WHEREAS, the said transfer of appropriations and supplemental appropriation is recommended by the County Executive in said communication and is within the scope of Section 307 of the County Government Law of Nassau County; now, therefore,

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

Section 1. The County Legislature does also hereby authorize the said transfer of appropriations heretofore made in order to close fiscal year 2019, as hereinabove set forth; and

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

BACO19000001

<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)
1,613,124	Disputed Assessment Fund – Revenue	DAF	BUDAF8000	LB611	1,613,124
	TOTAL:				1,613,124

§3. 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.

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

§5. This ordinance shall take effect immediately.

PROPOSED LOCAL LAW -2020

**A LOCAL LAW REQUIRING LEGISLATIVE APPROVAL FOR COMPENSATION
PAID IN CONNECTION WITH THE COMPROMISE OR SETTLEMENT OF A
PROCEEDING IN CONDEMNATION OR EMINENT DOMAIN**

WHEREAS, the County is authorized to exercise the power of eminent domain by engaging in condemnation proceedings and acquiring title to real property in return for the payment of just compensation; and

WHEREAS, in the past, the Legislature has delegated to the County Attorney the right to compromise and settle condemnation proceedings by agreeing upon an amount of compensation to be paid to the owner of the condemned property without further legislative approval; and

WHEREAS, it is the judgment of this Legislature that enhanced legislative oversight over settlement of condemnation proceedings is necessary to ensure that amounts paid in compensation are fiscally prudent, based on fair market value, and are in the best interest of the County taxpayers; and

WHEREAS, in view of the foregoing, this Legislature hereby determines that in connection with the compromise or settlement of a proceeding in condemnation or eminent domain in which the County is the condemnor, the County Attorney shall seek prior approval from the Legislature for the amount of compensation to be paid by the County to the affected property owner and shall not be authorized to approve the payment of any such compensation without such Legislative approval; now therefore

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

Section 1. Section 11-3.0 of Chapter XI, Title A of Chapter 272 of the Laws of 1939 constituting the Nassau County Administrative Code is hereby amended as follows:

§ 11-3.0 Powers and duties.

a. The County Attorney or special counsel for the County shall not have the power to institute any action or proceeding on behalf of the County, or any of its officers, except by direction of the Board of Supervisors or the County Executive or an officer, board, commission or body having power or authority under statute to direct the starting of any such action or proceeding.

b. He shall not be empowered to compromise, settle or adjust any rights, claims, demands or causes of action in favor of or against the County unless authorized by the Board of Supervisors acting by resolution, or by the Board, body, commission or officer

empowered by statute to direct or consent to such compromise, settlement or adjustment. However, this prohibition shall not operate to limit or abridge the discretion of the County Attorney in regard to the proper conduct of the trial of any proceeding or action at law, or to deprive such County Attorney of the powers or privileges ordinarily exercised in the course of litigation by attorneys at law when acting for private clients. He shall not permit, offer or confess judgment against the County, or accept any offer of judgment in favor of the County, unless previously duly authorized so to do by resolution of the Board of Supervisors. **In connection with the compromise or settlement of a proceeding in condemnation or eminent domain in which the County is the condemnor, the County Attorney shall seek prior approval from the Legislature for the amount of compensation to be paid by the County to the affected property owner and shall not be authorized to agree to the payment of any such compensation in the absence of such Legislative approval.**

Section 2. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 3. SEQRA Determination.

It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L., section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the adoption of this local law is a "Type II" Action within the meaning of Section 617.5(c) (33) 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.

Section 4. Effective Date.

This local law shall take effect immediately upon adoption.

PROPOSED RESOLUTION NO: 36 - 2020

A RESOLUTION to authorize execution of a Tax Exemption and PILOT Agreement (the “Agreement”) between the County of Nassau (the “County”) and Selfhelp Bergen Housing Development Fund Company, Inc. (the “Company”) and acknowledged and agreed to by Bergen Place LLC (the “Developer”).

WHEREAS, the Company, a New York not-for-profit corporation was formed and organized as a Housing Development Fund Company pursuant to Article XI of the New York Private Housing Finance Law (the “PHFL”); and

WHEREAS, the Company owns vacant land consisting of approximately 29,178 square feet located at 81 – 83 Bergen Place, Village of Freeport, Town of Hempstead, County of Nassau known as Section 55, Block 325, Lots 7 & 8 on the Nassau County Land and Tax Map (the “Premises”); and

WHEREAS, the Company intends to enter into a “Nominee Agreement” with the Developer pursuant to which the Developer will own the beneficial and equitable interest in the Premises and the Company will retain the fee interest in the Premises for the purpose of developing forty-four (44) affordable residential rental units for senior housing plus one (1) resident manager’s unit at the Premises (the “Project”); and

WHEREAS, the Company has applied for and secured Low Income Housing Tax Credits, Supportive Housing Opportunity Program Funds and HOME Funds to finance the construction and development of the Project (the “Financing”); and

WHEREAS, in order to be eligible for the Financing the Company must cause the transfer of the beneficial and equitable interest in the Premises to the Developer and must also obtain a Tax Exemption Agreement to run coterminous with the term of the Financing, i.e. a minimum of thirty-two (32) years from the date of closing on the Financing, for the Project to be financially viable and to keep the unit rents affordable; and

WHEREAS, Section 577(1)(a) of the New York Private Housing Finance Law provides that the local legislative body of any municipality in which a project of a housing development fund company is or is to be located may exempt the real property in such project from local and municipal taxes, including school taxes, other than assessments for local improvements; and

WHEREAS, the Company and the Developer have proposed a Tax Exemption and PILOT agreement that will be coterminous with the term of the Financing and which will provide for PILOT payments of \$25,816 in year 1 of the agreement escalating at the rate of 2% annually to the sum of \$47,697 in year 32 of the agreement; and

WHEREAS, the Village of Freeport having reviewed the Company's request on March 25, 2019 adopted a Resolution approving the Company's request for an exemption from Village taxes pursuant to PHFL Section 577(1)(a) for a term of thirty-two (32) years pursuant to the terms of a Village Services Agreement; and

WHEREAS, the County acts on behalf of itself, the Town, Special Districts and the School District in assessing real property for the purposes of taxation within the meaning of and in accordance with Section 577(1)(a) of the PHFL; and, now therefore, be it

RESOLVED, that this Legislature hereby approves and the County Executive be and is hereby authorized to execute the Tax Exemption and PILOT Agreement on behalf of the County with the Company, a copy of which shall be on file in the Office of the Clerk of the County Legislature of Nassau County, and it is further

RESOLVED, that the County Executive is hereby authorized to execute any and all ancillary documents and to take such other action as is necessary to carry out the purposes of the Tax Exemption Agreement, and it is further

RESOLVED, 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 action has been determined not to have a significant effect on the environment and that no further review is required, and be it further

RESOLVED, that this Resolution shall take effect immediately

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 MUSEUMS AT MITCHEL DBA CRADLE OF AVIATION

WHEREAS, Nassau County (“County”) has received funding from the State of New York pursuant to State Tax Law section 1202-q, and appropriated said funds to the Department of Parks, Recreation and Museums (“Department”) in accordance with said law in order to support programs and activities relevant to the enhancement of cultural in the County; and

WHEREAS, the Department has determined that funding shall be awarded to Museums at Mitchel dba Cradle of Aviation, an existing not-for-profit organization located within the County for the continuation and enhancement of cultural growth in the County; now, therefore, be it

RESOLVED, that the Nassau County Legislature authorizes the County Executive to execute the said agreement with Museums at Mitchel dba Cradle of Aviation.

PROPOSED RESOLUTION NO. 38-2020

A RESOLUTION REQUESTING THE LEGISLATURE OF THE STATE OF NEW YORK TO ENACT AND THE GOVERNOR TO APPROVE AN ACT TO AMEND CHAPTER 269 OF THE LAWS OF 1979 RELATING TO AUTHORIZING THE COUNTY OF NASSAU TO LEASE CERTAIN LANDS ACQUIRED PURSUANT TO THE PROVISIONS OF ARTICLE FIFTEEN OF THE PARKS AND RECREATION LAW, IN RELATION TO EXTENDING SUCH AUTHORIZATION TO LEASE OR PERMIT CERTAIN PREMISES.

RESOLVED, that the Nassau County Legislature pursuant to Section Two of Article IX of the Constitution of the State of New York, hereby requests the Legislature to enact and the Governor to approve the following bills:

S. 5592-A

ENACTED: “AN ACT to amend chapter 269 of the laws of 1979 relating to authorizing the county of Nassau to lease certain lands acquired pursuant to the provisions of article fifteen of the parks and recreation law, in relation to extending such authorization to lease or permit certain premises.”

PROPOSED RESOLUTION NO. 39 – 2020

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2020

WHEREAS, the County Executive, by communication dated March 18, 2020, addressed to the County Legislature, has advised that a transfer of appropriations heretofore made has been requested in order to provide funds to meet certain expenditures authorized within the budget for the year 2020; and

WHEREAS, the transfer has been reviewed and approved by the Office of Management and Budget and the Office of the County Executive; and

WHEREAS, the said transfer is known as BTCW20000012 as follows:

BOARD TRANSFER NO. 12

	<u>CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>FROM</u>	PW -- GEN0260 – DD498	Public Works – General Fund – General Expenses	\$750,000
	PB – GEN1600 – AA98Z	Probation – General Fund – Salaries & Wages	\$342,342
	PW – SSW6000 – AB10F	Sewer and Storm Water District – Fringe Benefits	\$348,604
	HE – GEN3400 – DD498	Health – General Fund – General Expenses	\$100,000
	PK – GEN3800 – AA98Z	Parks, Recreation & Museums – General Fund – Salaries & Wages	\$210,000
	FB – GEN3800 – AB10F	Fringe Benefits – General Fund – Fringe Benefits	\$4,968,400
	TOTAL		\$6,719,346
<u>TO</u>	PW – GEN0240 – DE547	Public Works – General Fund – Contractual Services	\$750,000
	PB – GEN1400 – DE547	Probation – General Fund – Contractual Services	\$342,342
	PW – SSW7000 – DE547	Sewer and Storm Water District – Contractual Services	\$348,604
	CA – GEN1100 – DD497	Consumer Affairs – General Fund – General Expenses	\$100,000
	PK – GEN3800 – DE547	Parks, Recreation & Museums – General Fund – Contractual Services	\$210,000
	IT – GEN1100 – AA97Z	Information Technology – General Fund – Salaries & Wages	\$500,000
	IT – GEN1100 – DE547	Information Technology – General Fund – Contractual Services	\$3,500,000
	IT – GEN1250 – DD497	Information Technology – General Fund – General Expenses	\$500,000

	CC – GEN1540 – DD497	Corrections – General Fund – General Expenses	\$250,000
	CA – GEN1100 – DE547	Consumer Affairs – General Fund – Contractual Services	\$40,000
	VS – GEN1100 – DE547	Veterans Services – General Fund – Contractual Services	\$40,000
	PR – GEN1100 – AA97Z	Shared Services – General Fund – Salaries & Wages	\$80,000
	LE – GEN2500 – BB197	Legislature Inspector General – General Fund – Equipment	\$58,400
	TOTAL		\$6,719,346

WHEREAS, the said transfers of appropriations are recommended by the County Executive in said communication and are within the scope of Section 307 of the County Government Law of Nassau County; now, therefore, be it

RESOLVED, that the County Legislature does hereby authorize the said transfers of appropriations heretofore made within the budget for the year 2020, as hereinabove set forth; and be it further

RESOLVED that this resolution may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said resolution 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 resolution is passed by the affirmative vote of a majority of said Legislature; and be it further

RESOLVED, 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 this budget transfer 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 a class of actions which does not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 40 – 2020

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2020

WHEREAS, the County Executive, by communication dated March 26, 2020, addressed to the County Legislature, has advised that a transfer of appropriations heretofore made has been requested in order to provide funds to meet certain expenditures authorized within the budget for the year 2020; and

WHEREAS, the transfer has been reviewed and approved by the Office of Management and Budget and the Office of the County Executive; and

WHEREAS, the said transfer is known as BTCW20000008 as follows:

BOARD TRANSFER NO. 08

	<u>CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>FROM</u>	HE-GRT-CFY7NYS-AA	Health Department – Grant Fund – Salary	\$127.00
	HE-GRT-CFY7NYS-BB	Health Department – Grant Fund – Equipment	\$600.00
	TOTAL		\$727.00
<u>TO</u>	HE-GRT-CFY7NYS-AB	Health Department – Grant Fund – Fringe Benefits	\$727.00
	TOTAL		\$727.00

WHEREAS, the said transfers of appropriations are recommended by the County Executive in said communication and are within the scope of Section 307 of the County Government Law of Nassau County; now, therefore, be it

RESOLVED, that the County Legislature does hereby authorize the said transfers of appropriations heretofore made within the budget for the year 2020, as hereinabove set forth; and be it further

RESOLVED that this resolution may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said resolution 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 resolution is passed by the affirmative vote of a majority of said Legislature; and be it further

RESOLVED, 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 this budget transfer 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 a class of actions which does not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 41– 2020

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2020

WHEREAS, the County Executive, by communication dated April 3, 2020, addressed to the County Legislature, has advised that a transfer of appropriations heretofore made has been requested in order to provide funds to meet certain expenditures authorized within the budget for the year 2020; and

WHEREAS, the transfer has been reviewed and approved by the Office of Management and Budget and the Office of the County Executive; and

WHEREAS, the said transfer is known as BTCW20000014 as follows:

BOARD TRANSFER NO. 14

	<u>CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>FROM</u>	FB – GEN – 3800 – AB 10F	Fringe Benefits – General Fund – Fringe Benefits	\$2,300,000
	TOTAL		\$2,300,000
<u>TO</u>	EM – GEN – 1100 – DD 497	Emergency Management – General Fund – General Expenses	\$2,300,000
	TOTAL		\$2,300,000

WHEREAS, the said transfers of appropriations are recommended by the County Executive in said communication and are within the scope of Section 307 of the County Government Law of Nassau County; now, therefore, be it

RESOLVED, that the County Legislature does hereby authorize the said transfers of appropriations heretofore made within the budget for the year 2020, as hereinabove set forth; and be it further

RESOLVED that this resolution may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said resolution 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 resolution is passed by the affirmative vote of a majority of said Legislature; and be it further

RESOLVED, 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 this budget transfer 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 a class of actions which does not have a significant effect on the environment; and no further review is required.

