1. 10-23-2023 Full Legislative Public Notice

Documents:

10-11-23 AND 10-23-23.PDF

2. Legislative Calendar

Documents:

10-23-23.PDF

3. Proposed Ordinances

Documents:

PROPOSED ORD. 61-23.PDF PROPOSED ORD. 62-23.PDF PROPOSED ORD. 63-23.PDF PROPOSED ORD. 64-23.PDF PROPOSED ORD. 65-23.PDF PROPOSED ORD. 66-23.PDF PROPOSED ORD. 67-23.PDF PROPOSED ORD. 68-23.PDF PROPOSED ORD. 69-23.PDF PROPOSED ORD. 70-23.PDF

4. Proposed Resolutions

Documents:

PROPOSED RES. 193-23.PDF PROPOSED RES. 194-23.PDF PROPOSED RES. 195-23.PDF PROPOSED RES. 196-23.PDF PROPOSED RES. 197-23.PDF PROPOSED RES. 198-23.PDF PROPOSED RES. 199-23.PDF PROPOSED RES. 200-23.PDF PROPOSED RES. 201-23.PDF PROPOSED RES. 202-23.PDF PROPOSED RES. 203-23.PDF PROPOSED RES. 204-23.PDF PROPOSED RES. 205-23.PDF PROPOSED RES. 206-23.PDF PROPOSED RES. 207-23.PDF PROPOSED RES. 208-23.PDF PROPOSED RES. 209-23.PDF PROPOSED RES. 210-23.PDF PROPOSED RES. 211-23.PDF PROPOSED RES. 212-23.PDF PROPOSED RES. 213-23.PDF

5. 10-23-2023 Full Legislative Minutes

Documents:

10.23.23 FULL LEGISLATURE.PDF

PUBLIC NOTICE

PLEASE TAKE NOTICE THAT THE NASSAU COUNTY LEGISLATURE WILL HOLD COMMITTEE MEETINGS OF THE LEGISLATURE ON WEDNESDAY, OCTOBER 11, 2023 STARTING AT 1:00 PM AND WILL HOLD A FULL SESSION OF THE LEGISLATURE ON MONDAY, OCTOBER 23, 2023 STARTING AT 1:00 PM FOR PRESENTATIONS AND PUBLIC COMMENT, AND AT 2:00 PM FOR THE LEGISLATIVE CALENDAR IN THE PETER J. SCHMITT MEMORIAL LEGISLATIVE CHAMBER, 1st FLOOR, THEODORE ROOSEVELT EXECUTIVE AND LEGISLATIVE BUILDING, 1550 FRANKLIN AVENUE, MINEOLA, NEW YORK 11501.

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

| COMMITTEES | TIME |
|---|--------|
| RULES | 1:00PM |
| PUBLIC SAFETY | 1:00PM |
| PLANNING, DEVELOPMENT & THE ENVIRONMENT | 1:00PM |
| TOWNS, VILLAGES AND CITIES | 1:00PM |
| ECONOMIC AND COMMUNITY DEVELOPMENT, | 1:00PM |
| LABOR AND TRANSPORTATION COMMITTEE | |
| PUBLIC WORKS AND PARKS | 1:00PM |
| HEALTH AND SOCIAL SERVICES | 1:00PM |
| GOVERNMENT SERVICES AND OPERATIONS | 1:00PM |
| MINORITY AFFAIRS | 1:00PM |
| VETERANS | 1:00PM |
| SENIOR AFFAIRS | 1:00PM |
| FINANCE | 1:00PM |

MICHAEL C. PULITZER
Clerk of the Legislature

Dated: OCTOBER 4, 2023 Mineola, NY

As per the Nassau County Fire Marshal's Office, the Peter J. Schmitt Memorial Legislative Chamber has a maximum occupancy of 200 people.

Attendees who would like to address the Legislature must submit a slip to the Clerk's office staff. Public comment is limited to three minutes per person. At meetings of the full Legislature, public comment will be heard only during the pre-calendar public comment period and during public hearings that are on the calendar. At meetings of the Legislature's committees, there is no pre-calendar public comment period. Public comment will be heard on agenda items. Public comment on any item may be emailed to the Clerk of the Legislature at

<u>LegPublicComment@nassaucountyny.gov</u> and will be made part of the formal record of this Legislative meeting.

The Nassau County Legislature is committed to making its public meetings accessible to individuals with disabilities and every reasonable accommodation will be made so that they can participate. Please contact the Office of the Clerk of the Legislature at 571-4252, or the Nassau County Office for the Physically Challenged at 227-7101 or TDD Telephone No. 227-8989 if any assistance is needed. Every Legislative meeting is streamed live on http://www.nassaucountyny.gov/agencies/Legis/index.html

Scan the QR code to submit written public comment, which will be incorporated into the record of this meeting.



LEGISLATIVE CALENDAR

NASSAU COUNTY LEGISLATURE TWENTIETH MEETING NINTH MEETING OF 2023 MINEOLA, NEW YORK OCTOBER 23, 2023 1:00PM PRESENTATIONS/PUBLIC COMMENT 1:00PM LEGISLATIVE CALENDAR 2:00PM

As per the Nassau County Fire Marshal's Office, the Peter J. Schmitt Memorial Legislative Chamber has a maximum occupancy of 200 people.

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Scan the QR code to submit written public comment, which will be incorporated into the record of this meeting.



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

1. HEARING ON PROPOSED ORDINANCE 61 -2023

AN ORDINANCE TO AUTHORIZE THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS, AND TRANSDEV SERVICES, INC. FOR THE MANAGEMENT, OPERATION AND MAINTENANCE OF A NASSAU COUNTY BUS SYSTEM. 322-23(CE)

2. **VOTE ON PROPOSED ORDINANCE NO. 61-2023**

AN ORDINANCE TO AUTHORIZE THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS, AND TRANSDEV SERVICES, INC. FOR THE MANAGEMENT, OPERATION AND MAINTENANCE OF A NASSAU COUNTY BUS SYSTEM. 322-23(CE)

ORDINANCE NO. 62-2023

AN ORDINANCE MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND AUTHORIZING THE COUNTY EXECUTIVE OF THE COUNTY OF NASSAU TO ACCEPT, ON BEHALF OF THE COUNTY OF NASSAU, AN OFFER OF PURCHASE FROM CATHERINE COMMISSO OF CERTAIN PREMISES LOCATED IN BETHPAGE, COUNTY OF NASSAU, STATE OF NEW YORK, SAID PROPERTY KNOWN AS SECTION 49, BLOCK F, LOT 433 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A DEED AND ALL PERTINENT DOCUMENTS IN CONNECTION THEREWITH TO CONSUMMATE THE SALE. 297-23(PW)

4. **ORDINANCE NO. 63-2023**

3.

AN ORDINANCE TO AMEND ORDINANCE NO. 75-2022, ADOPTING THE CAPITAL BUDGET FOR THE COUNTY OF NASSAU FOR THE FIRST YEAR OF THE FOUR-YEAR CAPITAL PLAN, TO COMMENCE ON JANUARY 1, 2023, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 309-23(PW)

5. **ORDINANCE NO. 64-2023**

A BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECTS IDENTIFIED HEREIN WITHIN THE COUNTY OF NASSAU AND AUTHORIZING \$850,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 310-23(PW)

6. ORDINANCE NO. 65-2023

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF PUBLIC WORKS. 302-23(OMB)

7. **ORDINANCE NO. 66-2023**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF THE DISTRICT ATTORNEY. 303-23(OMB)

8. **ORDINANCE NO. 67 -2023**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF HUMAN SERVICES. 304-23(OMB)

ORDINANCE NO. 68-2023

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 305-23(OMB)

10. **ORDINANCE NO. 69-2023**

9.

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 306-23(OMB)

11. **ORDINANCE NO. 70-2023**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DEPARTMENT OF SOCIAL SERVICES. 314-23(OMB)

12. **RESOLUTION NO. 193-2023**

A RESOLUTION APPROVING AN AMENDMENT VIA MEMORANDUM OF UNDERSTANDING TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE COUNTY OF NASSAU AND THE NASSAU COUNTY CORRECTION OFFICERS BENEVOLENT ASSOCIATION. 311-23(CE)

13. **RESOLUTION NO. 194-2023**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND THE VILLAGE OF GREAT NECK. 295-23(PK)

14. **RESOLUTION NO. 195 -2023**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS AND VILLAGE OF GREAT NECK PLAZA. 296-23(PK)

15. **RESOLUTION NO. 196 -2023**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DISTRICT ATTORNEY, AND NEW YORK STATE OFFICE OF VICTIM SERVICES. 298-23(DA)

RESOLUTION NO. 197-2023

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS AND FRIENDS OF HEMPSTEAD PLAINS AT NASSAU COMMUNITY COLLEGE. 312-23(PK)

17. **RESOLUTION NO. 198-2023**

16.

A RESOLUTION CONFIRMING THE APPOINTMENT BY THE COUNTY EXECUTIVE OF MADELEINE PETRARA PERRIN AS A JUDGE OF THE DISTRICT COURT OF THE COUNTY OF NASSAU FOR THE FOURTH JUDICIAL DISTRICT, PURSUANT TO SECTION 21 (D) OF ARTICLE 6 OF THE CONSTITUTION OF THE STATE OF NEW YORK. 300-23(CE)

18. **RESOLUTION NO. 199-2023**

A RESOLUTION TO ACCEPT A GIFT OFFERED BY THE NASSAU COUNTY POLICE DEPARTMENT FOUNDATION TO THE NASSAU COUNTY POLICE DEPARTMENT. 292-23(PD)

19. **RESOLUTION NO. 200-2023**

A RESOLUTION TO ACCEPT A GIFT OFFERED BY THE NASSAU COUNTY POLICE DEPARTMENT FOUNDATION TO THE NASSAU COUNTY POLICE DEPARTMENT. 293-23(PD)

20. **RESOLUTION NO. 201-2023**

A RESOLUTION TO ACCEPT A GIFT OFFERED BY THE NASSAU COUNTY POLICE DEPARTMENT FOUNDATION TO THE NASSAU COUNTY POLICE DEPARTMENT. 308-23(PD)

21. **RESOLUTION NO. 202-2023**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2023. 301-23(OMB)

22. **RESOLUTION NO. 203 -2023**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2023. 307-23(OMB)

23. **RESOLUTION NO. 204-2023**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2023. 313-23(OMB)

24. **RESOLUTION NO. 205-2023**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER MUNICIPAL AGREEMENT WITH THE OYSTER BAY WATER DISTRICT IN RELATION TO THE TRANSFER OF RADIO EQUIPMENT BY THE COUNTY OF NASSAU TO THE OYSTER BAY WATER DISTRICT. 294-23(PW)

25. **RESOLUTION NO. 206-2023**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER – MUNICIPAL AGREEMENT BETWEEN THE COUNTY OF NASSAU ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF INFORMATION TECHNOLOGY AND THE COUNTY OF WESTCHESTER TO PROVIDE WESTCHESTER COUNTY TECHNICAL ASSISTANCE IN DEVELOPING AN APPLICATION THAT FACILITATES FINANCIAL DISCLOSURES OF MUNICIPAL EMPLOYEES. 299-23(IT)

26. **RESOLUTION NO. 207 -2023**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO AN INTER-MUNICIPAL AGREEMENT WITH THE LEVITTOWN FIRE DISTRICT IN RELATION TO A PROJECT TO PROVIDE FUNDING TO CREATE A NEW TRAINING UNIT FOR THE DISTRICT AND THE COUNTY FIRE MARSHAL IN FURTHERANCE OF COUNTY MUTUAL AID PLAN. 315-23(CE)

27. **RESOLUTION NO. 208 -2023**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE INCORPORATED VILLAGE OF MALVERNE IN RELATION TO A PROJECT TO PURCHASE AND INSTALL A COMMUNICATION TOWER RELATED ITEMS AND MATERIALS FOR THE MALVERNE POLICE DEPARTMENT. 316-23(CE)

28. **RESOLUTION NO. 209-2023**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTERMUNICIPAL AGREEMENT WITH THE INCORPORATED VILLAGE OF MALVERNE IN RELATION TO A PROJECT TO PURCHASE AND PROCURE LICENSE PLATE READERS AND TO PURCHASE RELATED ITEMS AND MATERIALS. 317-23(CE)

RESOLUTION NO. 210-2023

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE ROOSEVELT PUBLIC LIBRARY IN RELATION TO A PROJECT TO REPLACE COMPUTER TERMINALS AT THE ROOSEVELT PUBLIC LIBRARY AND TO PURCHASE OTHER RELATED ITEMS AND MATERIALS. 318-23(CE)

30. **RESOLUTION NO. 211-2023**

29.

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTERMUNICIPAL AGREEMENT WITH THE INCORPORATED VILLAGE OF KINGS POINT IN RELATION TO A PROJECT TO PURCHASE AND INSTALL RADAR SPEED SIGNS AND RELATED ITEMS AND MATERIALS. 319-23(CE)

31. **RESOLUTION NO. 212-2023**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTERMUNICIPAL AGREEMENT WITH SANITATION DISTRICT NO. 2 IN THE TOWN OF HEMPSTEAD TO PROVIDE CAPITAL FUNDS FOR A PROJECT TO PURCHASE AND PROCURE A STREET SWEEPER AND PURCHASE OTHER RELATED ITEMS AND MATERIALS. 320-23(CE)

32. **RESOLUTION NO. 213-2023**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE MALVERNE UNION FREE SCHOOL DISTRICT IN RELATION TO A PROJECT TO PURCHASE, PROCURE AND INSTALL, INTER ALIA, MULTI-SPORT STADIUM SEATING, MEDIA TOWERS, SCORERS TABLES, GRANDSTANDS AND RELATED ITEM AND MATERIALS. 321-23(CE)

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 Legislature and Daniel Blyth Magleby. RE: Analyses and evaluation of Legislative District Maps. \$22,000.00. ID# CQLE23000001.

County of Nassau acting on behalf of Social Services and The Safe Center LI, Inc. RE: Safe Harbour Program. \$43,350.00. ID# CLSS23000012.

County of Nassau acting on behalf of Human Services and Town of Hempstead. RE: YOUTH DEVELOPMENT. \$170,231.00. ID# CQHS23000040.

County of Nassau acting on behalf of Human Services and Elmont Union Free School District. RE: YDA- Education. \$99,715.00. ID# CQHS23000057.

County of Nassau acting on behalf of Human Services and EAC, Inc. RE: OF A EAC CM EISEP. \$60,000.00. ID# CLHS23000057.

County of Nassau acting on behalf of Human Services and Bellmore- Merrick Central High School District. RE: YDA – Education. \$97,264.00. ID# CQHS23000055

County of Nassau acting on behalf of Human Services and Catholic Charities of Long Island. RE: OF A CC CSE Amend 2. \$11,000.00. ID# CLHS23000060.

County of Nassau acting on behalf of Human Services and GREAT NECK UFSD. RE: YDA-Education. \$91,441.00. ID# CQHS23000061.

County of Nassau acting on behalf of Human Services and Region Care Inc. RE: OF A Region Care EISEP 2023. \$0.01. ID# CLHS23000029.

County of Nassau acting on behalf of Human Services and Family and Children's Association. RE: OF A FCA B SFC. \$68,500.00. ID# CLH23000056.

County of Nassau acting on behalf of Human Services and Hispanic Counseling Center Inc. RE: OMH – COMHPS. \$45,417.00. ID# CQHS23000062.

County of Nassau acting on behalf of Human Services and National Society for Hebrew Day Schools. DBA: Counterforce. RE: YDA – Education. \$78,402.00. ID# CQHS22000075.

County of Nassau acting on behalf of Human Services and Herricks Community Fund. RE: OF A Herricks CF C-1 Amend 2. \$6,000.00. ID# CLHS23000063.

County of Nassau acting on behalf of Health and Nassau Speech and Language Center LLC. RE: Preschool Special Education. \$0.01. ID# CQHE23000009.

County of Nassau acting on behalf of Housing and Homeless Services and Village of Valley Stream. RE: CDBG 45th Yr Amendment No. One. \$ 0.01. ID# CLHI23000011.

County of Nassau acting on behalf of Human Services and Garden City Public Schools. RE: YDA – Education. \$44,412.00. ID# CQHS23000063.

County of Nassau acting on behalf of Human Services and Jericho Turnpike Free School District. RE: YDA- Education. \$97,442.00. ID# CQHS23000064.

County of Nassau acting on behalf of Human Services and National Society for Hebrew Day Schools. RE: YDA- Education. \$81,802.00. ID# CQHS23000052.

County of Nassau acting on behalf of Human Services and ISLAND TREES UFSD. RE: YDA- Education. \$ 39,675.00. ID# CQHS23000065.

County of Nassau acting on behalf of Human Services and Bellmore UFSD. RE: YDA- Education. \$54,535.00. ID# CQHS23000066.

County of Nassau acting on behalf of Housing and Homeless Services and Incorporated Village of Farmingdale. RE: CDBG 45th Year Amendment No. One. \$ 0.01. ID# CLHI23000013.

THE NASSAU COUNTY LEGISLATURE WILL CONVENE THE NEXT COMMITTEE MEETINGS ON MONDAY NOVEMBER 13, 2023 at 1:00PM AND

FULL LEGISLATURE MEETING ON MONDAY, NOVEMBER 27, 2023 AT 1:00PM

PROPOSED ORDINANCE NO. 61 - 2023

AN ORDINANCE TO AUTHORIZE THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS, AND TRANSDEV SERVICES, INC. FOR THE MANAGEMENT, OPERATION AND MAINTENANCE OF A NASSAU COUNTY BUS SYSTEM.

WHEREAS, pursuant to Section 199-r of the General Municipal law and Local Law 15-1972, Nassau County is authorized to provide mass transportation services within Nassau County; and

WHEREAS, pursuant to Title 10 of the Miscellaneous Laws of Nassau County and Local Law 15-1972, the County is authorized to contract with public or private entities for the management, operation and maintenance of such services; and

WHEREAS, pursuant to Fixed Route Bus and Paratransit Operation, Management and License Agreement, as amended, Transdev Services, Inc. ("Transdev") has been operating and managing Nassau County's fixed route transit and paratransit service, and

WHEREAS, the County and Transdev have negotiated a new agreement (the "Agreement") to operate and manage the County's Fixed Route Bus and Paratransit System, a copy of which is on file with the Clerk of the Legislature; now, therefore,

BE IT ORDAINED BY THE COUNTY LEGISLATURE OF NASSAU COUNTY, as follows:

- § 1. The County Executive is hereby authorized to execute the Agreement, as well as any and all ancillary agreements related thereto.
- § 2. Severability. If any part or provision of this ordinance or the application thereof to any person, entity or circumstance shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to that part,

provision or application of this ordinance directly involved in the controversy for which such judgment was rendered and shall not be deemed to affect or impair the validity of the remainder of this ordinance to the application thereof to other persons, entities or circumstances.

- § 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)(26) 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. 62-2023

MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND AUTHORIZING THE COUNTY EXECUTIVE OF THE COUNTY OF NASSAU TO ACCEPT, ON BEHALF OF THE COUNTY OF NASSAU, AN OFFER OF PURCHASE FROM CATHERINE COMMISSO OF CERTAIN PREMISES LOCATED IN BETHPAGE, COUNTY OF NASSAU. STATE OF NEW YORK, SAID PROPERTY KNOWN AS SECTION 49, BLOCK F, LOT 433 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A DEED AND ALL PERTINENT DOCUMENTS IN CONNECTION THEREWITH TO CONSUMATE THE SALE

WHEREAS, the County of Nassau did heretofore acquire title to the premises;

WHEREAS, the premises are no longer required by the County of Nassau for public purposes;

WHEREAS, Catherine Commisso the prior owner of the subject property has requested that the County of Nassau convey to them the aforesaid parcel and have made an offer of Two Thousand Two Hundred (\$2,200.00) Dollars,

WHEREAS, in accordance with Section 1611 of the Nassau County Charter and acting in an advisory capacity to the Nassau County Legislature, the Nassau County Planning Commission has reviewed the proposed action and found that it is an "Unlisted Action" pursuant to the New York State Environmental Quality Review Act ("SEQRA") and has further reviewed the Environmental Assessment Form ("EAF") for the proposed action and recommends that the Nassau County Legislature upon its review of the ("EAF") and any supporting documentation, if any, determine that the evidence before it

indicates that the proposed action will have no significant environmental impact and does not require further environmental review; and

WHEREAS, the Nassau County Planning Commission, acting in an advisory capacity to the Nassau County Legislature, passed a resolution regarding the proposed action, a copy of such resolution being attached hereto as Appendix A and incorporated herein, recommending that the Nassau County Legislature conclude that no further environmental review or action is required on such proposed action.

THEREFORE, BE IT ORDANED BY THE LEGISLATURE OF THE COUNTY OF NASSAU AS FOLLOWS:

- 1., That the County Executive be, and she is hereby authorized to accept the offer of purchase of Catherine Commisso in the sum of Two Thousand Two Hundred (\$2,200.00) Dollars for said premises described Section 49, Block F, Lot 433 on the Land and Tax Map of the County of Nassau.
- 2. That the County Executive be, and she is hereby authorized to execute the deed from the County of Nassau, as Grantor to Catherine Commisso as Grantee, and to execute any ancillary documents and instruments necessary to effectuate the sale..
- 3. That it is hereby determined pursuant to the provisions of the New York State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that the proposed sale of property has been determined not to have a significant effect on the environment and that no further review is required for the reasons set forth in the attached Determination of Non-Significance;
 - 4. That this Ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 63 – 2023

AN ORDINANCE TO AMEND ORDINANCE NO. 75-2022, ADOPTING THE CAPITAL BUDGET FOR THE COUNTY OF NASSAU FOR THE FIRST YEAR OF THE FOUR-YEAR CAPITAL PLAN, TO COMMENCE ON JANUARY 1, 2023, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY

WHEREAS, on January 23, 2023, pursuant to Section 310 of the County Government Law of Nassau County, the Nassau County Legislature by Ordinance No. 75-2022 approved and adopted the Capital Budget (the "Capital Budget") of the County of Nassau for the fiscal year beginning January 1, 2023 and ending December 31, 2023; and

WHEREAS, on January 23, 2023, pursuant to Section 310 of the County Government Law of Nassau County, the Nassau County Legislature by Resolution No. 215-2022 approved and adopted the four-year Capital Plan for the County of Nassau for the fiscal years beginning January 1, 2023 and ending December 31, 2026 (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. 75-2022, is amended to the extent indicated in Appendix A attached hereto and incorporated herein with respect to the projects highlighted in such Appendix and the amounts for such projects listed under the column headings, "Cumulative Budget (Pre 2023 Budget)", "Expenditures Through 2022", "Carry Forward", "2023 County Debt", "2023 County Self-Funding", "2023 Non-County", and "2023 TOTAL".

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

Section 3. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 64 - 2023

BOND ORDINANCE PROVIDING FOR A CAPITAL EXPENDITURE TO FINANCE THE CAPITAL PROJECTS IDENTIFIED HEREIN WITHIN THE COUNTY OF NASSAU AND AUTHORIZING \$850,000 OF BONDS OF THE COUNTY OF NASSAU TO FINANCE SAID EXPENDITURE PURSUANT TO THE LOCAL FINANCE LAW OF NEW YORK AND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY.

WHEREAS, this bond ordinance is necessary to authorize bonds for the purpose of funding projects 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 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 various objects or purposes, as described in the preambles hereto and identified under the heading "Project" on Appendix A attached hereto and incorporated herein, 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 \$850,000 which shall be financed with the proceeds from the issuance of \$850,000 bonds.

Section 2. The County may issue its bonds in the aggregate principal amount of \$850,000 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 \$850,000. The plan of financing includes \$850,000 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 periods of probable usefulness (each, a "PPU") of each component Project of the Purpose for which said \$850,000 bonds authorized pursuant to this ordinance are to be issued, within the limitations of the applicable subdivision of paragraph a. of Section 11.00 of the Law identified under the heading "LFL" on Appendix A attached hereto and incorporated herein, are identified under the heading "PPU" on said Appendix A.

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:

- 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 each Project identified on Appendix A attached hereto, if any, and incorporated herein as "Type II", if any, under the heading "SEQRA" is a "Type II Action" within the meaning of Section 617.5(c) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment and no further review is required. 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, including Appendix A, may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of said Legislature.



PROPOSED ORDINANCE NO. 65 – 2023

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated October 2, 2023, 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:

BAPW23000009

| TOTAL AMOUNT (in dollars) | SOURCE OF FUNDS | | APPROPRL | ATED TO | <u>:</u> |
|---------------------------|---|-------------|---------------------|--------------|---------------------|
| | | <u>FUND</u> | DEPT. CODE/Index | OBJ. CODE | AMOUNT (in dollars) |
| 450,030 | Unified Planning Work Program (UPWP) | GRT | PW | AA | 89,548 |
| | | GRT | PW | AB | 42,777 |
| | | GRT | PW | DE | 300,000 |

| TOTAL AMOUNT | SOURCE OF FUNDS | APPROPRIATED TO: | | | |
|-----------------|-----------------|------------------|------------|------|--------------|
| (in dollars) | | | | | |
| | | FUND | DEPT. | OBJ. | AMOUNT |
| | | | CODE/Index | CODE | (in dollars) |
| | | GRT | PW | НН | 17,705 |
| | | | | | |

- § 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)(26) 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. 66–2023

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Office of the District Attorney.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated October 2, 2023, 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:

BADA23000013

| TOTAL AMOUNT (in dollars) | SOURCE OF FUNDS | APPROPRIATED TO: | | | <u>:</u> |
|---------------------------|--|------------------|---------------------|--------------|---------------------|
| (in donars) | | <u>FUND</u> | DEPT. CODE/Index | OBJ. CODE | AMOUNT (in dollars) |
| 2,572,489 | NYS Division of Criminal Justice Services | GRT | DA | AA | 1,953,295 |
| | | GRT | DA | AB | 619,194 |

§ 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)(26) 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. 67 -2023

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated October 2, 2023, 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:

BAHS23000015

| TOTAL | SOURCE OF FUNDS | APPROPRIATED TO: | | | |
|---------------|--------------------|------------------|------------|------|---------------|
| AMOUNT | | | | | _ |
| (in dollars) | | | | | |
| | | FUND | DEPT. | OBJ. | AMOUNT |
| | | | CODE/Index | CODE | (in dollars) |
| 1,324,434 | NYS Office for the | GRT | HS | DE | 1,324,434 |
| | Aging | | | | |

§ 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)(26) 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. 68 –2023

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 October 4, 2023, 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:

BAHE23000017

| TOTAL | SOURCE OF FUNDS | APPROPRIATED TO: | | | |
|---------------------|----------------------|------------------|------------|-------------|--------------|
| AMOUNT (in dollars) | | | | | |
| | | <u>FUND</u> | DEPT. | OBJ. | AMOUNT |
| | | | CODE/Index | CODE | (in dollars) |
| 58,350 | New York State | GRT | HE | AA | 43,093 |
| | Department of Health | | | | |
| | | GRT | HE | AB | 14,794 |
| | | | | | |
| | | GRT | HE | НН | 463 |
| | | | | | |

§ 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)(26) 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. 69 - 2023

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated October 4, 2023, 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:

BAPD23000018

| TOTAL AMOUNT (in dollars) | SOURCE OF FUNDS | APPROPRIATED TO: | | | |
|---------------------------|------------------------------------|------------------|---------------------|--------------|---------------------|
| | | FUND | DEPT. CODE/Index | OBJ. CODE | AMOUNT (in dollars) |
| 50,000 | NYS Office of Homeland Security | GRT | PD | AA | 39,630 |
| | | GRT | PD | AB | 10,370 |

BAPD23000019

| TOTAL AMOUNT (in dollars) | SOURCE OF FUNDS | APPROPRIATED TO: | | | |
|---------------------------|--|------------------|---------------------|--------------|---------------------|
| | | FUND | DEPT. CODE/Index | OBJ. CODE | AMOUNT (in dollars) |
| 172,500 | NYS Governor's Traffic Safety Committee | GRT | PD | AA | 172,500 |

BAPD23000020

| TOTAL AMOUNT (in dollars) | SOURCE OF FUNDS | APPROPRIATED TO: | | | |
|---------------------------|--|------------------|---------------------|--------------|---------------------|
| (in donars) | | <u>FUND</u> | DEPT. CODE/Index | OBJ. CODE | AMOUNT (in dollars) |
| 65,000 | NYS Governor's Traffic Safety Committee | GRT | PD | AA | 65,000 |

- § 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)(26) 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. 70 -2023

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated October 5, 2023, 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:

BASS23000004

| TOTAL AMOUNT (in dollars) | SOURCE OF FUNDS | | <u>APPROPRI</u> | ATED TO | <u>:</u> |
|---|---|-------------|---------------------|--------------|---------------------|
| (************************************** | | <u>FUND</u> | DEPT. CODE/Index | OBJ. CODE | AMOUNT (in dollars) |
| 10,130,000 | NYS Office of Temporary & Disability Assistance | GRT | SS | SS697 | 2,030,000 |
| | | GRT | SS | TT747 | 8,100,000 |

- § 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.
- § 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a "Type II" Action within the meaning of Section 617.5(c)(26) 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 RESOLUTION NO. 193 -2023

A RESOLUTION approving an amendment via Memorandum of Understanding to the collective bargaining agreement between the County of Nassau and the Nassau County Correction Officers Benevolent Association.

WHEREAS, the County of Nassau entered into a Collective Bargaining Agreement with the Nassau County Correction Officers Benevolent Association ("COBA") which set terms and conditions of employment for employees in the negotiating unit, which expired on December 31, 2017, and has continued in full force and effect by operation of Law; and

WHEREAS, the County of Nassau and COBA (collectively, "the parties") have agreed to a Memorandum of Understanding (the "MOU") setting forth terms and conditions of employment for a new labor agreement for the period January 1, 2018 through June 30, 2026; now therefore, be it

RESOLVED, that the act of the County Executive for the County of Nassau in executing the MOU by and between the County of Nassau and COBA is hereby ratified and approved.

PROPOSED RESOLUTION NO. 194 – 2023

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND THE VILLAGE OF GREAT NECK.

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 County Department of Parks, Recreation and Museums ("Department") in accordance with said law in order to support programs and activities relevant to the enhancement of tourism in the County; and

WHEREAS, the Department has determined that funding shall be awarded to Village of Great Neck, an organization located within the State of New York, 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 Village of Great Neck.

PROPOSED RESOLUTION NO. 195 – 2023

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS AND VILLAGE OF GREAT NECK PLAZA.

•

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 County Department of Parks, Recreation and Museums ("Department") in accordance with said law in order to support programs and activities relevant to the enhancement of tourism in the County; and

WHEREAS, the Department has determined that funding shall be awarded to Village of Great Neck Plaza, 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 Village of Great Neck Plaza.

PROPOSED RESOLUTION NO. 196 – 2023

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DISTRICT ATTORNEY, AND NEW YORK STATE OFFICE OF VICTIM SERVICES.

WHEREAS, the Nassau District Attorney's Office applied to New York State Office of Victim Services for and was awarded a grant to fund, *inter alia*, the Nassau County District Attorney's Victim Services Unit and the Victim Services Program; and

WHEREAS, the Nassau District Attorney has determined and recommends that the grant funding should be accepted for these purposes; NOW, THEREFORE, be it

RESOLVED, that the Nassau County Legislature authorizes the County Executive to execute the said grant agreement with New York State Office of Victim Services.

PROPOSED RESOLUTION NO. 197 – 2023

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND THE FRIENDS OF HEMPSTEAD PLAINS AT NASSAU COMMUNITY COLLEGE.

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 County Department of Parks, Recreation and Museums ("Department") in accordance with said law in order to support programs and activities relevant to the enhancement of tourism in the County; and

WHEREAS, the Department has determined that funding shall be awarded to Friends of Hempstead Plains at Nassau Community College, an organization located within the State of New York, 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 Friends of Hempstead Plains at Nassau Community College.

PROPOSED RESOLUTION NO. 198 -2023

A RESOLUTION CONFIRMING THE APPOINTMENT BY THE COUNTY EXECUTIVE OF MADELEINE PETRARA PERRIN AS A JUDGE OF THE DISTRICT COURT OF THE COUNTY OF NASSAU FOR THE FOURTH JUDICIAL DISTRICT, PURSUANT TO SECTION 21(D) OF ARTICLE 6 OF THE CONSTITUTION OF THE STATE OF NEW YORK

WHEREAS, pursuant to Section 21(d) of Article 6 of the Constitution of the State of New York, the Honorable Bruce Blakeman, County Executive, has transmitted to this Legislature written notification of the appointment of Madeleine Petrara Perrin as Judge of the District Court for the Fourth Judicial District for a term ending December 31, 2023; and

WHEREAS, such appointment is subject to confirmation by this Legislature; now therefore, be it

RESOLVED, the said appointment of Madeleine Petrara Perrin as Judge of the District Court is hereby confirmed, effective immediately; 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 appointment 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.

PROPOSED RESOLUTION NO. 199 - 2023

A RESOLUTION TO ACCEPT A GIFT OFFERED BY THE NASSAU COUNTY POLICE DEPARTMENT FOUNDATION TO THE NASSAU COUNTY POLICE DEPARTMENT.

WHEREAS, the Nassau County Police Department Foundation has presented to the Nassau County Police Department a gift in the form of gym equipment valued at approximately \$15,000.00; and

WHEREAS, the gym equipment will be utilized by the Nassau County Police Department's Narcotics/Vice unit to maintain the physical conditioning necessary for carrying out their duties; and

WHEREAS, the Nassau County Police Department deems the acceptance of such a gift to be in the best interest of the County of Nassau; now therefore, be it

RESOLVED, that the said gift is gratefully accepted and the County Executive is hereby authorized to direct the Nassau County Police Department to accept the donation and to use the donation in furtherance of the Department's mission.

PROPOSED RESOLUTION NO. 200 - 2023

A RESOLUTION TO ACCEPT A GIFT OFFERED BY THE NASSAU COUNTY POLICE DEPARTMENT FOUNDATION TO THE NASSAU COUNTY POLICE DEPARTMENT.

WHEREAS, the Nassau County Police Department Foundation has presented to the Nassau County Police Department a gift in the form of three Police K9's valued collectively at approximately \$28,500.00; and

WHEREAS, the Police K9's will be utilized by the Nassau County Police

Department to assist the Department's K9 Unit in the performance of its duties; and

WHEREAS, the Nassau County Police Department deems the acceptance of such a gift to be in the best interest of the County of Nassau; now therefore, be it

RESOLVED, that the said gift is gratefully accepted and the County Executive is hereby authorized to direct the Nassau County Police Department to accept the donation and to use the donation in furtherance of the Department's mission.

PROPOSED RESOLUTION NO. 201–2023

A RESOLUTION TO ACCEPT A GIFT OFFERED BY THE NASSAU COUNTY POLICE DEPARTMENT FOUNDATION TO THE NASSAU COUNTY POLICE DEPARTMENT.

WHEREAS, the Nassau County Police Department Foundation has presented to the Nassau County Police Department (NCPD) a gift in the form of a 1923 Model T Fordor car valued at approximately \$20,000.00; and

WHEREAS, the 1923 Model T Fordor car will be displayed for public viewing at the NCPD Museum in furtherance of the NCPD's relationship with the community; and

WHEREAS, the NCPD deems the acceptance of such a gift to be in the best interest of the County of Nassau; now therefore, be it

RESOLVED, that the said gift is gratefully accepted and the County Executive is hereby authorized to direct the NCPD to accept the donation and to use the donation in furtherance of the Department's mission.

PROPOSED RESOLUTION NO. 202 - 2023

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2023

WHEREAS, the County Executive, by communication dated October 2, 2023 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 2023; 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 BTCW23000030 as follows:

BOARD TRANSFER NO. BTCW23000030

| | CODE | <u>DESCRIPTION</u> | AMOUNT |
|-----------|----------------------|---|-----------------|
| FROM | HEGRTBTY2FED – DD498 | Health Department – Grant Fund – General Expenses | \$ 31,807.00 |
| | TOTAL | | \$ 31,807.00 |
| <u>TO</u> | HEGRTBTY2FED – AA97Z | Health Department – Grant Fund – Salaries, Wages & Fees | \$ 28,531.00 |
| | HEGRTBTY2FED – AB10F | Health Department – Grant Fund – Fringe Benefits | \$ 3,276.00 |
| | TOTAL | | \$ 31,807.00 |

and;

WHEREAS, the said transfer is known as BTCW23000032 as follows:

BOARD TRANSFER NO. BTCW23000032

| | <u>CODE</u> | <u>DESCRIPTION</u> | AMOUNT |
|-----------|----------------------|---|----------------|
| FROM | HEGRTL200NYS - AB10F | Health Department – Grant Fund – Fringe Benefits | \$ 2,982.00 |
| | TOTAL | | \$ 2,982.00 |
| <u>TO</u> | HEGRTL200NYS – AA97Z | Health Department – Grant Fund – Salaries, Wages & Fees | \$ 321.00 |
| | HEGRTBTY2FED – DD497 | Health Department – Grant Fund – General Expenses | \$ 2,661.00 |
| | TOTAL | | \$ 2,982.00 |

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 2023, 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)(26) 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. 203 – 2023

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2023

WHEREAS, the County Executive, by communication dated October 4, 2023 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 2023; 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 BTCW23000033 as follows:

BOARD TRANSFER NO. BTCW23000033

| | CODE | <u>DESCRIPTION</u> | AMOUNT |
|-----------|---------------------|--|-----------------|
| FROM | HS GRT HD20 – DE548 | Human Services – Grant Fund – Contractual Services | \$ 50,000.00 |
| | TOTAL | | \$ 50,000.00 |
| <u>TO</u> | HS GRT HD20 – BB197 | Human Services – Grant Fund – Equipment | \$ 25,000.00 |
| | HS GRT HD20 – DD497 | Human Services - Grant Fund - General Expenses | \$ 25,000.00 |
| | TOTAL | | \$ 50,000.00 |

and;

WHEREAS, the said transfer is known as BTCW23000034 as follows:

BOARD TRANSFER NO. BTCW23000034

| | <u>CODE</u> | <u>DESCRIPTION</u> | AMOUNT |
|-----------|---------------------|--|-----------------|
| FROM | HS GRT SS20 – DE548 | Human Services – Grant Fund – Contractual Services | \$ 50,000.00 |
| | TOTAL | | \$ 50,000.00 |
| <u>TO</u> | HS GRT SS20 – BB197 | Human Services – Grant Fund – Equipment | \$ 25,000.00 |
| | HS GRT SS20 – DD497 | Human Services - Grant Fund - General Expenses | \$ 25,000.00 |
| | TOTAL | | \$ 50,000.00 |

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 2023, 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)(26) 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. 204–2023

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2023

WHEREAS, the County Executive, by communication dated October 5, 2023 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 2023; 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 BTCW23000035 as follows:

BOARD TRANSFER NO. BTCW23000035

| | CODE | <u>DESCRIPTION</u> | <u>AMOUNT</u> |
|-----------|---------------------|--|---------------------|
| FROM | SS GEN 7300 – XX898 | Social Services – General Fund - Medicaid | \$ 7,898,500.00 |
| | FB GEN 3800 – AB10F | Fringe Benefits – General Fund – Fringe Benefits | \$ 5,000,000.00 |
| | TOTAL | | \$ 12,898,500.00 |
| <u>TO</u> | SS GEN 2100 – DD497 | Social Services – General Fund – General Expenses | \$ 100,000.00 |
| | SS GEN 6200 – WW847 | Social Services – General Fund – Emergency Vendor Paymts | \$ 927,500.00 |
| | SS GEN 6300 – SS697 | Social Services – General Fund – Recipient Grants | \$ 441,000.00 |
| | SS GEN 6300 – WW847 | Social Services – General Fund – Emergency Vendor Paymts | \$ 95,000.00 |
| | SS GEN 6900 – SS697 | Social Services – General Fund – Recipient Grants | \$ 65,000.00 |
| | SS GEN 7000 – SS697 | Social Services – General Fund – Recipient Grants | \$ 400,000.00 |
| | SS GEN 6100 – SS697 | Social Services – General Fund – Recipient Grants | \$ 4,970,000.00 |
| | SS GEN 7600 – TT747 | Social Services – General Fund – Purchased Services | \$ 900,000.00 |
| | HE GEN 5400 – PP797 | Health Department – General Fund – Early Intervention/Special Education | \$ 5,000,000.00 |
| | TOTAL | | \$ 12,898,500.00 |

and;

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 2023, 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)(26) 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.

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE OYSTER BAY WATER DISTRICT IN RELATION TO THE TRANSFER OF RADIO EQUIPMENT BY THE COUNTY OF NASSAU TO THE OYSTER BAY WATER DISTRICT .

WHEREAS, the County of Nassau (the "County") and the Oyster Bay Water District (the "District") are authorized, pursuant to Article 5-G of the General Municipal Law to enter into intergovernmental agreements; and

WHEREAS it is in the best interests of the County and the District for the County to transfer certain Radio Equipment ("the Equipment") located on property owned by the District which Equipment was previously installed by the County and which is no longer necessary for County operations in exchange the District shall release the County from any obligations both past and present regarding the equipment and occupation of the site by the County, a copy of said Agreement is on file with the Clerk of the Legislature; now, therefore, be it.

RESOLVED, that the Nassau County Legislature authorizes the County Executive to execute the said agreement with the District.

PROPOSED RESOLUTION NO. 206-2023

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT BETWEEN THE COUNTY OF NASSAU ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF INFORMATION TECHNOLOGY AND THE COUNTY OF WESTCHESTER TO PROVIDE WESTCHESTER COUNTY TECHNICAL ASSISTANCE IN DEVELOPING AN APPLICATION THAT FACILITATES FINANCIAL DISCLOSURES OF MUNICIPAL EMPLOYEES.

WHEREAS, Nassau County ("Nassau County") and Westchester County ("Westchester County") are authorized, pursuant to Article 9, Section 1 of the New York State Constitution and Article 5-G of the General Municipal Law ("GML") to enter into intergovernmental agreements; and

WHEREAS, it is in the best interests of Nassau County to share resources in the undertaking of mutual aid municipal projects and other purposes through joint projects or programs with other municipalities and districts; and

WHEREAS, Nassau County, acting on behalf of the Nassau County Department of Information Technology, negotiated an inter-municipal agreement with the County of Westchester to provide, *inter alia*, Westchester County technical assistance in developing an application that facilitates financial disclosures of municipal employees; and

WHEREAS, Nassau County and Westchester County believe it to be in the best interest of the taxpayers of their respective municipalities to authorize inter-municipal cooperation with respect to the mutual covenants set forth in the proposed inter-municipal agreement, on file with the Clerk of the Legislature; NOW, THEREFORE, be it

RESOLVED, that the Nassau County Legislature authorizes the County Executive to execute the said inter-municipal agreement with the County of Suffolk and any additional documentation in furtherance of such inter-municipal agreement.

PROPOSED RESOLUTION NO. 207-2023

A RESOLUTION AUTHORIZING THE COUNTY EXCECUTIVE TO EXECUTE AN AMENDMENT TO AN INTER-MUNICIPAL AGREEMENT WITH THE LEVITTOWN FIRE DISTRICT IN RELATION TO A PROJECT TO PROVIDE FUNDING TO CREATE A NEW TRAINING UNIT FOR THE DISTRICT AND THE COUNTY FIRE MARSHAL IN FURTHERANCE OF COUNTY MUTUAL AID PLAN.

WHEREAS, Nassau County ("the County") and the Levittown Fire District ("the District") are authorized, pursuant to Article 9, Section 1 of the New York State Constitution and Article 5-G of the General Municipal Law ("GML") to enter into intergovernmental agreements; and

WHEREAS, it is in the best interests of the County and the District to share resources in undertaking a project to provide funding to create a new training unit for the district and the county fire marshal in furtherance of county mutual aid plan (the "Project"); and

WHEREAS, the Nassau County Legislature previously authorized the County Executive to execute an Inter-Municipal Agreement ("Agreement"), a copy of which is on file with the Clerk of the Legislature; and

WHEREAS, the County and the District believe it to be in the best interest of the taxpayers of their respective municipalities to authorize intermunicipal cooperation with respect to the mutual covenants set forth in the proposed Amendment to the Inter-Municipal Agreement ("Amendment"), a copy of which is on file with the Clerk of the Legislature; NOW, THEREFORE, be it

RESOLVED, that the Nassau County Legislature hereby authorizes the County Executive to execute the Amendment to the Agreement and to execute any and all other instruments, related documents or ancillary agreements and to take such other action as is necessary to effectuate and carry out the intent and purpose of the Agreement; and it is further

PROPOSED RESOLUTION NO. 208-2023

A RESOLUTION AUTHORIZING THE COUNTY EXCECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE INCORPORATED VILLAGE OF MALVERNE IN RELATION TO A PROJECT TO PURCHASE AND INSTALL A COMMUNICATION TOWER RELATED ITEMS AND MATERIALS FOR THE MALVERNE POLICE DEPARTMENT.

WHEREAS, Nassau County ("the County") and the Incorporated Village of Malverne ("the Village") are authorized, pursuant to Article 9, Section 1 of the New York State Constitution and Article 5-G of the General Municipal Law ("GML") to enter into intergovernmental agreements; and

WHEREAS, it is in the best interests of the County and the Village to share resources in undertaking a project to purchase and install a communication tower and related items and materials for the Malverne Police Department (the "Project"); and

WHEREAS, the County and the Village believe it to be in the best interest of the taxpayers of their respective municipalities to authorize intermunicipal cooperation with respect to the mutual covenants set forth in the proposed Inter-Municipal Agreement ("Agreement"), a copy of which is on file with the Clerk of the Legislature; NOW, THEREFORE, be it

RESOLVED, that the Nassau County Legislature hereby authorizes the County Executive to execute the Agreement and to execute any and all other instruments, related documents or ancillary agreements and to take such other action as is necessary to effectuate and carry out the intent and purpose of the Agreement; and it is further

PROPOSED RESOLUTION NO. 209-2023

A RESOLUTION AUTHORIZING THE COUNTY EXCECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE INCORPORATED VILLAGE OF MALVERNE IN RELATION TO A PROJECT TO PURCHASE AND PROCURE LICENSE PLATE READERS AND TO PURCHASE RELATED ITEMS AND MATERIALS.

WHEREAS, Nassau County ("the County") and the Incorporated Village of Malverne ("the Village") are authorized, pursuant to Article 9, Section 1 of the New York State Constitution and Article 5-G of the General Municipal Law ("GML") to enter into intergovernmental agreements; and

WHEREAS, it is in the best interests of the County and the Village to share resources in undertaking a project to purchase and Procure License Plate Readers and to purchase related items and materials (the "Project"); and

WHEREAS, the County and the Village believe it to be in the best interest of the taxpayers of their respective municipalities to authorize intermunicipal cooperation with respect to the mutual covenants set forth in the proposed Inter-Municipal Agreement ("Agreement"), a copy of which is on file with the Clerk of the Legislature; NOW, THEREFORE, be it

RESOLVED, that the Nassau County Legislature hereby authorizes the County Executive to execute the Agreement and to execute any and all other instruments, related documents or ancillary agreements and to take such other action as is necessary to effectuate and carry out the intent and purpose of the Agreement; and it is further

PROPOSED RESOLUTION NO. 210-2023

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE INCORPORATED VILLAGE OF FREEPORT IN RELATION TO A PROJECT TO MAKE REPAIRS TO THE FREEPORT VILLAGE ARMORY AND RELATED ITEMS.

WHEREAS, Nassau County ("the County") and the Incorporated Village of Freeport ("the Village") are authorized, pursuant to Article 9, Section 1 of the New York State Constitution and Article 5-G of the General Municipal Law ("GML") to enter into intergovernmental agreements; and

WHEREAS, it is in the best interests of the County to share resources in the undertaking of municipal projects and other purposes through joint projects or programs with other municipalities and districts; and

WHEREAS, the Village is interested in undertaking a project for repairs to the Freeport Village Armory and related items (the "Project"); and

WHEREAS, the County and the Village desire to enter into a the Agreement, a copy of which is on file with the clerk of the Legislature; NOW, THEREFORE, be it

RESOLVED, the County and the Village believe it to be in the best interest of the taxpayers of their respective municipalities to authorize intermunicipal cooperation with respect to the mutual covenants set forth in the proposed agreement, on file with the Clerk of the Legislature; and it is further

PROPOSED RESOLUTION NO. 211- 2023

A RESOLUTION AUTHORIZING THE COUNTY EXCECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE INCORPORATED VILLAGE OF Kings point IN RELATION TO A PROJECT TO PURCHASE AND INSTALL RADAR SPEED SIGNS AND RELATED ITEMS AND MATERIALS.

WHEREAS, Nassau County ("the County") and the Incorporated Village of Kings Point ("the Village") are authorized, pursuant to Article 9, Section 1 of the New York State Constitution and Article 5-G of the General Municipal Law ("GML") to enter into intergovernmental agreements; and

WHEREAS, it is in the best interests of the County and the Village to share resources in undertaking a project to purchase and install radar speed signs and related items and materials (the "Project"); and

WHEREAS, the County and the Village believe it to be in the best interest of the taxpayers of their respective municipalities to authorize intermunicipal cooperation with respect to the mutual covenants set forth in the proposed Inter-Municipal Agreement ("Agreement"), a copy of which is on file with the Clerk of the Legislature; NOW, THEREFORE, be it

RESOLVED, that the Nassau County Legislature hereby authorizes the County Executive to execute the Agreement and to execute any and all other instruments, related documents or ancillary agreements and to take such other action as is necessary to effectuate and carry out the intent and purpose of the Agreement; and it is further

PROPOSED RESOLUTION NO. 212-2023

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH SANITATION DISTRICT NO. 2 IN THE TOWN OF HEMPSTEAD TO PROVIDE CAPITAL FUNDS FOR A PROJECT TO PURCHASE AND PROCURE A STREET SWEEPER AND PURCHASE OTHER RELATED ITEMS AND MATERIALS.

WHEREAS, Nassau County ("the County") and the Sanitation District No. 2 in the Town of Hempstead ("the District") are authorized, pursuant to Article 9, Section 1 of the New York State Constitution and Article 5-G of the General Municipal Law ("GML") to enter into intergovernmental agreements; and

WHEREAS, it is in the best interests of the County to share resources in the undertaking of municipal projects and other purposes through joint projects or programs with other municipalities and districts; and

WHEREAS, the District is interested in undertaking to provide capital funds for a project to purchase a procure a street sweeper and purchase other related items and materials (the "Project"); and

WHEREAS, the County and the District desire to enter into a the Agreement, a copy of which is on file with the clerk of the Legislature; NOW, THEREFORE, be it

RESOLVED, the County and the District believe it to be in the best interest of the taxpayers of their respective municipalities to authorize intermunicipal cooperation with respect to the mutual covenants set forth in the proposed agreement, on file with the Clerk of the Legislature; and it is further

PROPOSED RESOLUTION NO. 213-2023

A RESOLUTION AUTHORIZING THE COUNTY EXCECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE MALVERNE UNION FREE SCHOOL DISTRICT IN RELATION TO A PROJECT TO PURCHASE, PROCURE AND INSTALL, INTER ALIA, MULTI-SPORT STADIUM SEATING, MEDIA TOWERS, SCORER'S TABLES, GRANDSTANDS AND RELATED ITEMS AND MATERIALS.

WHEREAS, Nassau County ("the County") and the Malverne Union Free School District ("the District") are authorized, pursuant to Article 9, Section 1 of the New York State Constitution and Article 5-G of the General Municipal Law ("GML") to enter into intergovernmental agreements; and

WHEREAS, it is in the best interests of the County and the District to share resources in undertaking a project to purchase, procure and install, *inter alia*, multi-sport stadium seating, media towers, scorer's tables, grandstands and to purchase related items and materials (the "Project"); and

WHEREAS, the County and the District believe it to be in the best interest of the taxpayers of their respective municipalities to authorize intermunicipal cooperation with respect to the mutual covenants set forth in the proposed Inter-Municipal Agreement ("Agreement"), a copy of which is on file with the Clerk of the Legislature; NOW, THEREFORE, be it

RESOLVED, that the Nassau County Legislature hereby authorizes the County Executive to execute the Agreement and to execute any and all other instruments, related documents or ancillary agreements and to take such other action as is necessary to effectuate and carry out the intent and purpose of the Agreement; and it is further

| | NC FULL LEGISLATURE 10.23.2023 |
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| 1 | |
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| 3 | NASSAU COUNTY LEGISLATURE |
| 4 | FULL LEGISLATURE MEETING |
| 5 | |
| 6 | **** |
| 7 | |
| 8 | RICHARD NICOLELLO, PRESIDING OFFICER |
| 9 | |
| 10 | ***** |
| 11 | |
| 12 | ***** |
| 13 | |
| 14 | County Executive and Legislative Building |
| 15 | 1550 Franklin Avenue |
| 16 | Mineola, New York |
| 17 | ***** |
| 18 | Monday, October 23, 2023 |
| 19 | 1:14 p.m. |
| 20 | |
| 21 | |
| 22 | |
| 23 | TAKEN BY: KAREN LORENZO, OFFICIAL COURT REPORTER |
| 24 | |
| 25 | |
| | TOP KEY COURT REPORTING, INC. (516) 414-35161 |

NC FULL LEGISLATURE 10.23.2023

| LEGISLATOR RICHARD J. NICOLELLO |
|---------------------------------|
| Presiding Officer |
| 9TH Legislative District |
| *** |
| LEGISLATOR HOWARD KOPEL |
| Deputy Presiding Officer |
| 7th Legislative District |
| *** |
| LEGISLATOR DENISE FORD |
| Alternate Presiding Officer |
| 4th Legislative District |
| *** |
| LEGISLATOR KEVAN ABRAHAMS |
| Minority Leader |
| 1st Legislative District |
| * * * |
| LEGISLATOR SIELA BYNOE |
| 2nd Legislative District |
| *** |
| LEGISLATOR CARRIE SOLAGES |
| 3rd Legislative District |
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_____TOP KEY COURT REPORTING, INC. (516) 414-3516 _____2 __

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| 1 | NC FULL LEGISLATURE 10.23.2023 |
| 2 | LEGISLATOR DEBRA MULE |
| | |
| 3 | 5th Legislative District |
| 4 | *** |
| 5 | LEGISLATOR C. WILLIAM GAYLOR, III |
| 6 | 6th Legislative District |
| 7 | *** |
| 8 | LEGISLATOR JOHN J. GIUFFRE |
| 9 | 8th Legislative District |
| 10 | *** |
| 11 | LEGISLATOR MAZI MELESA PILIP |
| 12 | 10th Legislative District |
| 13 | *** |
| 14 | LEGISLATOR DELIA DERIGGI-WHITTON |
| 15 | 11th Legislative District |
| 16 | *** |
| 17 | LEGISLATOR JAMES KENNEDY |
| 18 | 12th Legislative District |
| 19 | *** |
| 20 | LEGISLATOR THOMAS MCKEVITT |
| 21 | 13th Legislative District |
| 22 | *** |
| 23 | LEGISLATOR LAURA SCHAEFER |

_____TOP KEY COURT REPORTING, INC. (516) 414-3516 ______3 _

14th Legislative District

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| | NC FULL LEGISLATURE 10.23.2023 |
|----|---------------------------------|
| 1 | |
| 2 | LEGISLATOR JOHN FERRETTI, JR. |
| 3 | 15th Legislative District |
| 4 | *** |
| 5 | LEGISLATOR ARNOLD W. DRUCKER |
| 6 | 16th Legislative District |
| 7 | *** |
| 8 | LEGISLATOR ROSE MARIE WALKER |
| 9 | 17th Legislative District |
| 10 | *** |
| 11 | LEGISLATOR JOSHUA LAFAZAN |
| 12 | 18th Legislative District |
| 13 | *** |
| 14 | LEGISLATOR MICHAEL GIANGREGORIO |
| 15 | 19th Legislative District |
| 16 | *** |
| 17 | MICHAEL PULITZER |
| 18 | Clerk of the Legislature |
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____TOP KEY COURT REPORTING, INC. (516) 414-3516 _____4 __

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| 1 | NC FULL LEGISLATURE 10.23.2023 |
| | |
| 2 | ALSO APPEARED: |
| 3 | ANDY PERSICH, OMB |
| 4 | JACK KHZOUS, NICE |
| 5 | KEN ARNOLD, DPW |
| 6 | JODI FRANZESE, INSPECTOR GENERAL |
| 7 | JANE HOUDEK, DPW |
| 8 | |
| 9 | |
| 10 | Public comment: |
| 11 | |
| 12 | Jerry Kornbluth, NCC |
| 13 | Greg May, Island Harvest |
| 14 | Richard Clolery |
| 15 | Susan Hansen |
| 16 | Valerie Dorsey |
| 17 | Eric Alexander |
| 18 | Barbara Mercer |
| 19 | Hari Dhoundiyal |
| 20 | Biana DePena |
| 21 | Yaron Levy |
| 22 | |
| 23 | |

_____TOP KEY COURT REPORTING, INC. (516) 414-3516 ______5 __

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PRESIDING OFFICER NICOLELLO: I'm going to call this meeting to order and welcome everyone. To start things off Legislator Denise Ford will lead us in the Pledge of Allegiance. Please rise.

(Whereupon, the Pledge of

Allegiance is said by all.)

PRESIDING OFFICER NICOLELLO: Thank you, Denise.

We do not have Top Cops today. The police representatives and unions are attending a memorial service for a police officer who died in the line of duty today. So we're going straight to the to the public comment.

Before we do that, I'm going to ask our clerk to call the roll, please.

CLERK PULITZER: Thank you, Presiding Officer.

Roll call. Deputy Presiding Officer Howard Kopel?

LEGISLATOR KOPEL: Here.

CLERK PULITZER: Alternate Deputy Presiding Officer Denise Ford?

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| | NC FULL LEGISLATURE 10.23.2023 |
| 1 | |
| 2 | LEGISLATOR FORD: Here. |
| 3 | CLERK PULITZER: Legislator Siela |
| 4 | Bynoe? |
| 5 | LEGISLATOR BYNOE: Here. |
| 6 | CLERK PULITZER: Legislator Carrie |
| 7 | A. Solages? |
| 8 | LEGISLATOR SOLAGES: Here. |
| 9 | CLERK PULITZER: Legislator Debra |
| 10 | Mule? |
| 11 | LEGISLATOR MULE: Here. |
| 12 | CLERK PULITZER: Legislator C. |
| 13 | William Gaylor, III? |
| 14 | LEGISLATOR GAYLOR: Present. |
| 15 | CLERK PULITZER: Thank you. |
| 16 | Legislator John Giuffre? |
| 17 | LEGISLATOR GIUFFRE: Here. |
| 18 | CLERK PULITZER: Legislator Mazi |
| 19 | Pilip? |
| 20 | LEGISLATOR PILIP: Here. |
| 21 | CLERK PULITZER: Legislator Delia |
| 22 | DeRiggi-Whitton? |
| 23 | LEGISLATOR DERIGGI-WHITTON: Here. |
| 24 | CLERK PULITZER: Legislator James |
| 25 | Kennedy? |
| | |

| 1 | NC FULL LEGISLATURE 10.23.2023 |
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| 1 | |
| 2 | LEGISLATOR KENNEDY: Here. |
| 3 | CLERK PULITZER: Thank you. |
| 4 | Legislator Thomas McKevitt? |
| 5 | LEGISLATOR MCKEVITT: Here. |
| 6 | CLERK PULITZER: Legislator Laura |
| 7 | Schaefer? |
| 8 | LEGISLATOR SCHAEFER: Here. |
| 9 | CLERK PULITZER: Legislator John |
| 10 | Ferretti? |
| 11 | LEGISLATOR FERRETTI: Here. |
| 12 | CLERK PULITZER: Legislator Arnold |
| 13 | Drucker? |
| 14 | LEGISLATOR DRUCKER: Here. |
| 15 | CLERK PULITZER: Legislator Rose |
| 16 | Marie Walker? |
| 17 | LEGISLATOR WALKER: Here. |
| 18 | CLERK PULITZER: Legislator Joshua |
| 19 | Lafazan? |
| 20 | LEGISLATOR LAFAZAN: Here. |
| 21 | CLERK PULITZER: Legislator |
| 22 | Giangregorio? |
| 23 | LEGISLATOR GIANGREGORIO: Here. |
| 24 | CLERK PULITZER: Minority Leader |
| 25 | Kevan Abrahams? |
| | |

____TOP KEY COURT REPORTING, INC. (516) 414-3516 ______8 _

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LEGISLATOR ABRAHAMS: Here.

CLERK PULITZER: Presiding Officer

Richard Nicolello?

PRESIDING OFFICER NICOLELLO: Here.

CLERK PULITZER: We have a quorum,

sir.

PRESIDING OFFICER NICOLELLO: Okay.

Thank you very much.

We are going to go right into public comment. If you have not already submitted a slip for public comment, the slips are over here to your left. We ask you to please fill them out, hand them to the ladies at the Clerk's table, and we'll call you in turn.

Now, almost every one of these slips relates to Long Island Bus, the contract which will be considering soon. assuming that you'll want to speak when the bus contract is called. So I'm going to delay calling you. Two of the slips are non bus related. I'll call them. If there's anyone else who is here to speak about the bus and needs to speak now,

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please come up to the microphone after those two slips are called.

The first slip is for Susan Hansen from Rocky Point.

MS. HANSEN: I'm a volunteer with New York Citizens Audit, not an official spokesperson. My comments are my own based on my understanding and research from multiple sources.

I want to respond to recent statements reported in local papers. New York Citizens Audit volunteers do not represent themselves as Board of Election officials. They do not demand any information from residents, and they do not attempt to intimidate or threaten anyone. These are indeed serious allegations, but they are false.

It's most unfortunate that there was a very defamatory article printed in local papers, and that Letitia James and other authorities did not do the necessary due diligence to investigate these claims before making a spectacle of

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it with the sensationalized and slanderous news stories.

The second topic I want to bring up has to do with your voting machines, Nassau County, in particular. The New York State Board of Elections newly approved ES&S Express Vote XL machines, eliminate hand marked paper ballots and the ability to audit elections and they compromise election integrity. These are newly approved machines by the State and they are being considered for purchase in Nassau County. You already have E&S machines as your voting machines that are in place.

The new machines do not use traditional hand mark ballots. They use a touch screen to select voting choices. They produce a printed receipt with the voter selection and a barcode. The barcode is used to count the votes. You are unable to verify if the barcode reflects the voter choice, because you can't read a barcode. And as a result,

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this kind of negates the ability to have an audit in an election. If you count the printed receipts, you're looking at the name, but that's not what the machine counts. The machine counts the barcode.

This will also result in longer voting lines and wait times because these are all-in-one voting machine. It will increase the risk of technical failures, the cost for the machines and the maintenance, and it will diminish trust in the voting system.

So what I would ask of you as the legislators to please investigate this, please look into the voting machines used in your county and consider these serious concerns.

Thank you.

PRESIDING OFFICER NICOLELLO: you. For the current round of voting that's going to take place in the next couple of weeks, they are using the existing machines and not using the new machines approved by the State. And I

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believe if they ever want to move to that, I think they'll have to submit an item to this Legislature. So before before they ever move, it'll be a legislative item, if they ever propose going to the new machines. But as of now, the early voting starting next week and the election on November 7th, the existing machines will be used in Nassau County.

Yaron Levy.

MR. LEVY: Thank you very much, Presiding Officer.

My name is Yaron Levy. I'm not going to be in any official capacity today. I'm as a constituent of Legislative District 10.

On behalf of myself and many others there that feel the same sentiment, I would like to express a great debt of thank you courage, fortitude and leadership skills -- as an elected official, I'm sure we can all appreciate taking the helm and the fort when needed.

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I would like to express a great tribute of thanks to Mazi Melissa Pilip, which is our elected official for championing day and night despite her public engagements, her personal engagements on behalf of Israel, and standing up as a true bastion, a true bastion of leadership.

I would like to also tell you that your words have resonated not only in the county of Nassau. They have resonated in the City of New York, they've resonated in the greater state of New York, and they have resonated internationally. It's very easy to stay content in our comfort zone and 'oh, that's not that's got nothing to do with me. Better not. Let's just -- I'm pretty busy right now'. There's so many distractions that can take away from the real issues which stay pressing at current. And for that, the entire District 10 tells you thank you. Thank you for your leadership. Thank you for your ability to see past not only

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your private engagements and your elected official engagements, but the global sphere. I yield the time.

Thank you very much.

PRESIDING OFFICER NICOLELLO: you, Mr. Levy.

LEGISLATOR PILIP: Yaron, I just want to say this. I didn't know about you planning to come here and to talk about the things I was doing in the last two weeks. This is my obligation as a Jew, as a former Israeli Defense Force member, as a person who has so many family members in Israel, I think I'm doing what I need to do. But thank you for coming all the way here to say that.

I also would like to take the opportunity to thank the American people, my colleagues in government, who understanding the pain that the nation of Israel is feeling right now in this moment.

So thank you.

PRESIDING OFFICER NICOLELLO:

_____TOP KEY COURT REPORTING, INC. (516) 414-3516 _____16 ___

| | NC FULL LEGISLATURE 10.23.2023 |
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| 1 | |
| 2 | PRESIDING OFFICER NICOLELLO: So |
| 3 | we're moving right along with the |
| 4 | business. The first thing we need to do |
| 5 | is a motion to suspend the Rules. |
| 6 | Moved by Legislator Ford, seconded |
| 7 | by Deputy Presiding Officer Kopel. |
| 8 | All those in favor of suspending the |
| 9 | Rules signify by saying, "Aye". |
| 10 | (Whereupon, all members of |
| 11 | the Full Legislature respond in |
| 12 | favor with, "Aye".) |
| 13 | PRESIDING OFFICER NICOLELLO: Those |
| 14 | opposed? |
| 15 | (Whereupon, no verbal |
| 16 | response.) |
| 17 | PRESIDING OFFICER NICOLELLO: |
| 18 | Carries unanimously. |
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PRESIDING OFFICER NICOLELLO: will do the Consent Calendar then there will be a vote on an individual to District Court, then we go into the bus hearing.

Consent Calendar are items that went through Committees less than weeks ago. We had a full debate and discussion at that time and it's been agreed by the Majority and Minority that no further debate and discussion is needed at this time:

Item 3, Ordinance 62; Item 4, Ordinance 63; Item 5, Ordinance 64; Item 6, Ordinance 65; Item 7, Ordinance 66; Item 8, Ordinance 67; Item 9, Ordinance 68; Item 10, Ordinance 69; Item 11; Ordinance 70; Item 13, Resolution 194; Item 14, Resolution 195; Item 15, Resolution 196; Item 16, Resolution 197; Item 18, Resolution 199; Item 19, Resolution 200; Item 20, Resolution 201; Item 21, Resolution 202; Item 22, Resolution 203; Item 23, Resolution 204;

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| 4 | NC FULL LEGISLATURE 10.23.2023 |
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| 2 | Item 24, Resolution 205; Item 25, |
| 3 | Resolution 206; Item 26, Resolution 207; |
| 4 | Item 27, Resolution 208; Item 28, |
| 5 | Resolution 209, Item 29, Resolution 210; |
| 6 | Item 30, Resolution 211; Item 31, |
| 7 | Resolution 212; Item 32, Resolution 213. |
| 8 | Motion by Minority Leader Abrahams, |
| 9 | seconded by Deputy Presiding Officer |
| 10 | Kopel. Any debate or discussion? |
| 11 | (Whereupon, no verbal |
| 12 | response.) |
| 13 | PRESIDING OFFICER NICOLELLO: |
| 14 | Hearing none. All in favor, signify by |
| 15 | saying, "Aye". |
| 16 | (Whereupon, all members of |
| 17 | the Full Legislature respond in |
| 18 | favor with, "Aye".) |
| 19 | PRESIDING OFFICER NICOLELLO: Those |
| 20 | opposed? |
| 21 | (Whereupon, no verbal |
| 22 | response.) |
| 23 | PRESIDING OFFICER NICOLELLO: They |
| 24 | pass unanimously. |

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PRESIDING OFFICER NICOLELLO: 17, Resolution 198. It is a Resolution confirming the appointment by the County Executive of Madeliene Petrara Perrin as a judge of the District Court of the County of Nassau for the Fourth Judicial District.

Motion by Legislator Ferretti, seconded by Legislator Giuffre.

We have the item to consider.

MS. PETRARA PERRIN: Good afternoon, Presiding Officer Nicolello, Deputy Presiding Officer Howard Kopel and fellow legislators.

My name is Madeliene Petrara Perrin. I would like to thank County Executive Bruce Blakeman for having appointed me as judge of the Nassau County District Court. It is an honor and privilege to be before you today and considered for judge in this great county.

I thank each of you for your consideration of this judicial appointment, as well as the work you do

| | NC FULL LEGISLATURE 10.23.2023 |
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| 2 | for the people of Nassau County. |
| 3 | Thank you again. |
| 4 | PRESIDING OFFICER NICOLELLO: Thank |
| 5 | you very much. I appreciate those |
| 6 | remarks. |
| 7 | Any debate or discussion? |
| 8 | (Whereupon, no verbal |
| 9 | response.) |
| 10 | PRESIDING OFFICER NICOLELLO: |
| 11 | Hearing none. All in favor, signify by |
| 12 | saying, "Aye". |
| 13 | (Whereupon, all members of |
| 14 | the Full Legislature respond in |
| 15 | favor with, "Aye".) |
| 16 | PRESIDING OFFICER NICOLELLO: Those |
| 17 | opposed? |
| 18 | (Whereupon, no verbal |
| 19 | response.) |
| 20 | PRESIDING OFFICER NICOLELLO: |
| 21 | Carries unanimously. And I'll be the |
| 22 | first to congratulate you, Judge. |
| 23 | MS. PETRARA PERRIN: Thank you, all. |
| 24 | |
| 25 | **** |
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_____TOP KEY COURT REPORTING, INC. (516) 414-3516 _____21 ___

2 PRESIDING OFFICER NICOLELLO: Item 1, 3 which is a hearing on a proposed Ordinance 61. An ordinance to authorize 5 the County Executive to execute an 6 agreement between the County of Nassau acting on behalf of the County Department 8 of Public Works and Transdev Services, Inc., for the management, operation and 10 maintenance of a Nassau County bus 11 system. 12 Motion by Legislator Walker, 13 seconded by Legislator Giangregorio. 14 All in favor of opening the hearing, 15 signify by saying, "Aye". 16 (Whereupon, all members of 17 the Full Legislature respond in 18 favor with, "Aye".) 19 PRESIDING OFFICER NICOLELLO: 20 opposed? 21 (Whereupon, no verbal 22 response.) 23 PRESIDING OFFICER NICOLELLO: 2.4 hearing is open. 25 Ken?

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COMMISSIONER ARNOLD: Good

afternoon, Ken Arnold, Commissioner of Public Works, Nassau County.

As per General Municipal Law 119-R Nassau County and Local Law 15-1972 the County's authorized to provide a bus service.

In 2010, MTA indicated that their subsidy to the bus service would have to be increased significantly, which led the County to move towards a private operator.

In 2010, the County solicited private companies to provide the service. Veolia, now known as Transdev, was selected and they have been the operator for the County's bus service, which is known as NICE.

Veolia as Transdev has received good and satisfactory reviews every year by the Department, and there's been no major findings by the FTA in their Triennial Review.

Transdev's contract was extended

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under the terms in 2014 for an additional five years, and it also was amended in 2020, which the current contract expires at the end of this year.

In anticipation of that, the Department issued an RFP for bus transportation services in January of '22, with the plan to have a new firm in place by the end of the year. Initially, four companies showed interest. Proposals were received by two firms.

The Evaluation Committee was made up of people from Social Services, Human Services, Public Works, Minority Affairs and the Office of Management and Budget.

The evaluation showed that they received the highest technical score and had the most comprehensive and responsive proposal and support, and would provide the best value to the County.

Transdev will perform all tests necessary to manage, operate and maintain the the County's current bus service called NICE for a period of seven years

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from January 1, 2024. This contract has an option to renew at five years and then another additional three years.

The calendar year for 2024 has a proposed operating budget of \$169 million. The fare box, advertising and non operating revenue portion of that is \$31.4 million.

The total contract amount of 169 is subject to the approval of both the County Legislature, which will happen end of this month through the Department's budget, and then we go to the bus transit committee for their approval.

The contract is made up of two parts: The fixed fee covers administrative, benefits, insurance, security services, marketing, utilities.

And there's a variable fee that covers operator, mechanic, labor and benefits, insurance, revenue, vehicle parts, consumables, inventory and fuel.

The contract is capped at a profit of 4%.

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The budget of 169 includes platform rate hours that approximately 20% less than similar operating bus operations in the region, which is MTA and we looked at Westchester also.

The On-time performance bus monitoring, cleanliness and safety that are all measured by NICE bus and reported to us is in the 90th percentile.

Reportable incidents of accidents when compared to last time the MTA ran the bus service is 45% less accident rate.

Open for any questions.

PRESIDING OFFICER NICOLELLO: there anyone else from the Administration that's going to be speaking?

COMMISSIONER ARNOLD: It depends on the questions. We have a bunch of people here depending on the questions.

PRESIDING OFFICER NICOLELLO: Before we go into questions, I just want to welcome I see Jack Khzouz, the CEO of NICE is here with us.

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All right. Any questions from the legislators?

LEGISLATOR ABRAHAMS: I don't really have a question, Ken. I just have something I want to solidify for the record. And I think you started to jump on it a little bit when you talked about the contract amount.

COMMISSIONER ARNOLD: Yes.

LEGISLATOR ABRAHAMS: The contract amount for 2024 was \$169,270,605. But it does escalate through the seven years of the contract, right?

COMMISSIONER ARNOLD: The contract has a 3% maximum obligation in it by the County.

LEGISLATOR ABRAHAMS: So I just wanted to make sure that we establish for the record that in 2024, the contract amount is \$169 million, but by 2030 it's \$202.1 million, for a total contract of \$1.3 billion.

COMMISSIONER ARNOLD: That's the maximum obligated amount, yes.

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LEGISLATOR ABRAHAMS: That's what I'll make sure of.

And is there a maximum obligated amount for the fare box, or is it the same number that you mentioned on the record, 31 million?

COMMISSIONER ARNOLD: Well, fare box -- every year the budget is looked at by NICE talking to people from my Department and we determine what a reasonable, fare box estimate is for the County's budget. We'll look at ridership trends and decide is fare box increasing, decreasing. And we'll make that proposal to the Office of Management and Budget, they look at that and then it's considered part of our budget submittal that you see at the end of this month.

LEGISLATOR ABRAHAMS: So you don't have a forecast similar to what I'm looking at in our backup for years 1-7?

COMMISSIONER ARNOLD: We believe that the service will continue to grow. But you look with what Covid did to the

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service, we're still recovering from that. I think we've finally seen numbers that are coming back to pre-COVID levels. But I would not say that it's a hard 3% estimate each year. We look at different factors that are trending on how the bus service is being used.

LEGISLATOR ABRAHAMS: Okay. Nothing further.

Thank you.

PRESIDING OFFICER NICOLELLO:

Legislator Bynoe, I think you had a question.

LEGISLATOR BYNOE: Thank you, Presiding Officer.

Hi, Ken.

COMMISSIONER ARNOLD: Good afternoon.

LEGISLATOR BYNOE: So I have questions about the procurement process, and I have some questions about the service and routes and things of that nature.

Should I address the procurement

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issues with you?

COMMISSIONER ARNOLD: Sure. And people will come up that that I need. Yes.

LEGISLATOR BYNOE: Okay.

First I'd like to question, you said there were two bids that came in, right? Or two responses.

COMMISSIONER ARNOLD: Two responses. Yes.

LEGISLATOR BYNOE: And one of the responders, I believe, had a lot of communication back and forth with the Administration regarding questions, open issues, with the scope of service; is that correct?

COMMISSIONER ARNOLD: Well, we had an addenda process where we take questions from the vendors, and I think we issued 5 or 6 addendums on this process, answering questions throughout the solicitation.

LEGISLATOR BYNOE: Okay. And how many different questions were included in

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those amendments?

COMMISSIONER ARNOLD: I think there was probably around 50. Let me get Sharon.

> (Whereupon, off record consultation.)

COMMISSIONER ARNOLD: We had about 200; some were repetitive.

LEGISLATOR BYNOE: Is it unusual to get that number of questions?

COMMISSIONER ARNOLD: Depends on the size of the project. When I bid larger building projects, I will get dramatically more question and answer than if I bid a smaller construction project. So I would think 200 is not unreasonable for the size and scope of this contract.

LEGISLATOR BYNOE: When the process was concluded and then the announcement of the successor, there was a protest that was put in after that?

COMMISSIONER ARNOLD: There was a bid protest that was submitted to the

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Department. The Department went through the protest in great detail. We put together a response and was submitted back to the vendor, and there was no further follow up by that vendor.

LEGISLATOR BYNOE: Okay. What does a protest process typically look like?

COMMISSIONER ARNOLD: Typically, it's asking questions that they think something might have been unfairly portrayed or answers were not responded to properly. And then we put together a response to those concerns, laying out why we did what we did and how it conforms with our policy.

LEGISLATOR BYNOE: Okay. So who undertakes that protest process? Is it your department directly is it the County Attorney, who's involved?

COMMISSIONER ARNOLD: The Department Contracting Officer prepares the response working with Robert Cleary.

LEGISLATOR BYNOE: Okay. Does the IG's office get involved in that at all?

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MS. HOUDEK: Good afternoon, Legislators. Jane Houdek, Nassau County Department of Public Works General Counsel and Department Chief Contracting Officer.

So the other bidder, and I'm sorry, the name escapes me at this moment because this happened well over a year ago, submitted a bid protest. And in that bid protest, they cited a lot of boilerplate law that we responded to. And then they identified a number of issues that they thought that they were entitled to receive information regarding. Most of that information was either provided to them and we sent that out in the response, or it was information about how Transdev internally operates. It would be not information that we would have as the County, nor would it be information that would have been germane to the contract solicitation.

So we provided that response, and they hired a good law firm to craft their

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initial protest. We gave them that response, and we didn't hear anything further from them. And they were certainly at liberty to pursue that with either Robert Cleary or through what's known as an Article 78 process in the courts. You're an experienced legislator, so you know what happens in situations like that.

So they did not pursue that. But throughout, it was very clear to me when I undertook an extensive review of the contract file, that Sharon Persaud had done a really good job patiently answering their questions, despite the fact that it was very obvious that they really weren't asking questions about our contract and our contracting procedure. But they really wanted to know how NICE internally operates to be a successful company.

LEGISLATOR BYNOE: So while I would like to think that most of us have some experience with that, but I would tell

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you that I have no idea how a protest is managed internally. I know that one has the ability to file an Article 78 in the event in the event that they felt it was arbitrary and capricious and the like. But in terms of how you manage your process internally for a protest, I have no idea how that process would work. So I thank you for both you and Ken explaining

So I had received some correspondence from them where they were asking for -- I'm not going to go through the file. And like you said, it was probably about a year ago.

MS. HOUDEK: Right.

issued in January of this year.

that to me this morning.

LEGISLATOR BYNOE: Just as we talk about it now, when did we let this RFP? COMMISSIONER ARNOLD: The RFP was

LEGISLATOR BYNOE: Thought it was '22.

> (Whereupon, off record clarification.)

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COMMISSIONER ARNOLD: January of '22. I'm sorry.

LEGISLATOR BYNOE: It's a long time coming.

> COMMISSIONER ARNOLD: Yeah.

COMMISSIONER ARNOLD: Was the protest part of the delay or -- I don't I think the decision was made in what, April or something? Or in the spring.

COMMISSIONER ARNOLD: There was time we had to take to answer the protest. So I would say it probably was a little bit of a delay.

LEGISLATOR BYNOE: Okay.

In reading through some of what they asked for and that they were concerned about about a year ago or so was regarding if they were taking over the plant, right? If they were going to be responsible for the physical plants of some of the operating facilities, they wanted to see things like the utility space and things like that. And there was some concerns and not being able to see

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those spaces. And I wouldn't say that should be confidential information because they would need to know if they're taking responsibility for the management of those areas and some of those burdens, then they should know what they're taking on. They should be able to do those inspections. They had a lengthy list of things. I'd like to hear from the IG if to see if she reviewed that process and if she's comfortable with, first, our RFP process and then, second, the response to the protests. Because I personally only knew that they did a protest this morning. Someone contacted me to tell me they did a protest. Prior to that, I know that they made complaints and that they had filed a grievance, so to speak, with me prior to even NICE Bus being selected. And I referred all that information to the IG's office, because that's not my my role and that's the role of the IG. And so I'd like to hear from

the IG this morning. Or this afternoon.

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INSPECTOR GENERAL: Good afternoon.

LEGISLATOR BYNOE: Good afternoon.

So my question specifically is, I know you reviewed some documentation that was sent to me that I felt you were the appropriate entity to review it, so I sent it to you, and I believe you reviewed those documents and that was prior to any decision making by way of the Administration and its selection, and you felt in that moment that it was not an issue based on the things that I showed you, even though they were 200 additional questions and several different amendments that were issued. Did you review the protest as well that came in after?

INSPECTOR GENERAL: I didn't review the protest. We had had a meeting at some point discussing -- it was a while ago too -- but I can ensure to you that we reviewed all of the questions that were asked. And you're right there quite a bit. But we didn't find anything. We

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didn't find any red flags with respect to the questions, other than there were a bunch.

I also wanted to let you know that my office was present at the Administration Selection Committee meetings for the entire process and, again, we didn't find anything inappropriate.

LEGISLATOR BYNOE: Okay. And by way of the protests, did you receive that? Did you know about it?

INSPECTOR GENERAL: I actually never get -- they don't actually loop us into bid protests. I learn of them because people talk, but they don't usually just come to me.

LEGISLATOR BYNOE: Yeah, I would, I would think that given the fact that those items would eventually end up at the Legislature, that protests that are birthed out of these RFP process, the procurement process, should be directed to the IG's Office. Because when I read

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your report, I didn't feel any need to ask any additional questions until this morning when I learned that there was a protest that was put in. And then we went back and looked at the report, and there was no indication that you were aware of a protest. And I think that this Body should be made aware of protests. And I think our IG, who is the investigative arm of the Legislative Body, should also be informed so that we vet those issues and we're not here on the day of trying to make sure that our process maintained a proper level of integrity.

So I know I can't ask you to do something unless you know about it.

> INSPECTOR GENERAL: That's true.

LEGISLATOR BYNOE: All right.

So just for the record, you're saying that you found nothing wrong with the procurement process, that you attended those meetings, you reviewed all the documents that I forwarded to you, and you feel that this contract meets a

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high level of integrity and that you have no problems.

INSPECTOR GENERAL: And we had a back and forth with DPW with some questions and the answers that we received were reasonable.

LEGISLATOR BYNOE: Thank you.

INSPECTOR GENERAL: Thank you.

LEGISLATOR BYNOE: Is Mr. Cleary

here? No? Okay. Chris?

MR. LEIMONE: Hi.

LEGISLATOR BYNOE: Mr. Lemoine, I'm just putting on the record a request that when the Legislature is going to receive contracts and we're going to engage in this type of decision making with such a large dollar amount tied to it in such an important service -- but in any case, if there is a protest that's made that the Legislative Body be made aware of it, and that the IG's office also be made aware of it so that it's vetted, we're aware of it in advance, and we can make a decision, a sound decision. But for me to

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learn today that there was a protest kind of puts me in a quandary. I'm happy that the IG was here and she could clarify for the record that she didn't see a problem.

Can we get some level of --

MR. LEIMONE: Yes. Of course, Legislator.

LEGISLATOR BYNOE: So moving forward, we will get records of protests when you send a contract out.

MR. LEIMONE: For contracts that go to the Legislature, yes, we will work to implement that. Yes.

LEGISLATOR BYNOE: Okay. Thank you.

My next set of questions is regarding service delivery and they are brief little, short little issues I believe we can touch on.

So first, I first want to thank President Jack Khzouz for really being accessible and highly responsive whenever my office reached out regarding any issues of ridership. I just have one request. We have had certain times when

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bus stops have been eliminated and then

we received the calls and I called Jack,

and then he says, oh yeah, you know, the

stop is used, but it's not used

regularly. And then we find out that it's

an elderly person who uses the route. And

so he reinstates the bus stop or they did

a loop one time that was going into, I

think, a little small mall and then they

stopped it. In any event, you really

work to make sure that we can restore

those things if possible. And it usually

takes like a week or two once we come to

the agreement that there would be

restoration. I think that if you could

let us know that you're considering some

of those changes in advance, it could be

less disruption to the riders. And I

think it would be a good courtesy for all

of us up here if there was going to be

that type of change. I know you don't

have to. I'm asking for the courtesy.

MR. KHZOUZ: Thank you for the

question, Legislator. You're completely

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right.

We have 2500 stops in the county, and it's my responsibility to communicate with all of you when we affect any of your constituents on the road. Sometimes, to be honest with you, it's my fault. Stops at me. But you all know, Legislator, you pointed out, I'm just a phone call away and I always pick up my phone.

So within those issues that you spoke about, we took care of that last stop literally within 24 hours and put it back. But it should have never been removed to begin with, or at least not without your understanding and cooperation. So I completely understand.

> LEGISLATOR BYNOE: Thank you.

Thank you.

I think the next question is going to be okay for you too.

So I'm learning that folks are getting on the bus and not paying sometimes. Talk to us a little bit about

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that.

MR. KHZOUZ: Fare evasion is an issue. And fares make up, as Ken had mentioned, make up a good amount of our revenue that helps again drive the amount of service we put out there. It is a fine line to understand the reasoning behind that. And we don't ask our drivers to do that because of course, that could end up in an escalated situation that we don't want to put anybody in harm's way for \$2.90. Right. So it is a fine line. Do we know how much fare evasion affects us? We think it may be 10 to 12 to 15% just by observation, just by speaking to the drivers, just by understanding ridership versus fare collection. You can look at the Delta and figure out what it is. Is there a good way to solve fare evasion other than putting a police officer on every bus? No there's not. So what we try to do is educate the public and educate the drivers on how to properly handle that, educate our supervisors how to

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properly handle that. But it is a difficult situation that every service in the country is dealing with right now.

LEGISLATOR BYNOE: So your number might even be higher because in speaking to a bus driver, he says, we just kind of don't even report it anymore. You don't want them to get into an interaction. They've been told not to. Their union has counseled them against doing that. And it just, I guess, becomes a little more troublesome for them to have to even do the reporting. But the numbers are high. I know that you have a counsel that you, you work with. I don't know how we can, the Legislative Body, how we can work together to get that number down without putting our drivers in in danger. But that's concerning.

MR. KHZOUZ: It is; It is.

The other issue we have too is when we have a bus full of people trying to get somewhere on time, and we're trying to run a 90-95% on time performance,

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that's our goal and we're hitting that goal, to stop the whole bus and hold it for response, whether it be from a supervisor or the police -- our police departments are very busy and, again, to respond to a \$2.90 issue is somewhat difficult.

I totally understand. We are working as a group across the country, both on on the national level and the New York State level, to come up with creative solutions that are both compassionate in some cases, but also a little bit firmer. And I think as we progress out of this Covid recovery, we'll see a little bit better fare box recovery on that.

LEGISLATOR BYNOE: Okay. I see the challenge that you're up against on that. So thank you for your answers, I appreciate it.

Thank you.

PRESIDING OFFICER NICOLELLO:

Legislator Ford then Legislator Solages.

LEGISLATOR FORD: Good afternoon. So

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the budget that we have with this contract, that's strictly for operating and maintenance. The bus company then also does a capital plan for the buses; am I correct? So the \$167 million is basically for employees benefits, taking care of the staff and whatever?

COMMISSIONER ARNOLD: Yes.

LEGISLATOR FORD: Okay.

When you look at the respondents to the RFP, since Transdev has been serving as our bus system for quite many years, do we take a look at the number of complaints and everything? Do we take that into consideration? Because I don't think they seem to have a lot.

COMMISSIONER ARNOLD: Yes. Part of any award of a contract we look at their performance on other contracts. So their performance both on our current contract and their other work around the country would all have been looked at, yes.

LEGISLATOR FORD: All right.

And I have to echo what Legislator

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Bynoe had said. Mr. Khzouz, you've always been very responsive. And whenever we've called over for anything that we've gotten satisfactory answers and I really appreciate that. Even with looking at different routes, I know you had met with the City Manager down in Long Beach to come up with some ideas. Hopefully, I know that with the Able-Ride system we now under law, you're going to be expanding it into Queens and Suffolk, I guess, or whatever it is or however this is going to change. But I'm hoping maybe moving forward that we may consider at some point even expanding the geographic mile. I know it's of a great cost, but especially for our residents here in the county, for so many more residents that just cannot ride buses that cannot drive themselves, I'm hoping that maybe we could look at that to be expanded and come up with some, maybe sometimes when you have allow somebody give them a reprieve to allow them to be able to take

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an Able-Ride, to be able to get access to their doctor's appointments and so forth and so forth.

So that would be just my closing statement. I won't be here, but I feel like Judy Jacobs is sitting on my shoulder right now saying, because that was her big thing, the Able-Ride and the expansion of it and make it more accessible to many of our residents here in Nassau County. But I thank you very much. And, Commissioner, thank you very much for your testimony today.

PRESIDING OFFICER NICOLELLO: Legislator Solages.

LEGISLATOR SOLAGES: Thank you very much, Presiding Officer.

Good afternoon. How are you doing, Commissioner?

COMMISSIONER ARNOLD: How are you? LEGISLATOR SOLAGES: Nice to say good afternoon, Mr. Jack (sic), as well. Thank you for being here.

My district, the Third Legislative

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of my constituents live in Elmont or Valley Stream, but take public transportation to go to work. Their dependence upon public transportation and

district, borders in New York City. Many

I've reached out to you regarding several

upon your system is very important. And

issues. In fact, I'm very glad to see one of my constituents who has reached out to

you before, also here today. And so my

line of questioning is more so regarding

service and what this contract provides.

Can you please provide more information

as to on time performance records

regarding --

COMMISSIONER ARNOLD: I'll let Jack go over that.

LEGISLATOR SOLAGES: Thank you.

MR. KHZOUZ: Thank you, Legislator.

As I discussed previously or mentioned previously, we have 2500 stops. Our fixed route on time performance currently is at 90%. September is always our most challenging month because we

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have back to school and on time performance dips down to about 87-88%. Overall, our goal up until September was 90, our actual was 92%. So we dipped a little bit in September. We're back up to 90 currently. We want to hit 92 to 95. The way we measure on-time performance is the industry standard: One minute early, five minutes late. So you have a six minute window around that arrival time, one minute early, five minutes late. And again, understanding that we have Nassau County traffic and Queens and Flushing traffic to deal with, 2500 stops to make and relatively full buses, sometimes that's a challenge to make. But what we do is we take the data, we have a very technically driven service, we take the data that we measure and feed it back into the schedule and planning system with the input of the drivers, and we adjust that schedule every quarter to adjust seasonally or detour minded. When

we know that there's going to be a detour

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in a specific area, we adjust those schedules to try to accommodate as much as we can. But that's an average. So yes, your trip for one day might be late. There may be a breakdown, there may be an accident. But in general we perform at a very, very high rate.

LEGISLATOR SOLAGES: But I've heard from constituents who say that, you know, they are waiting at the Jamaica station. They have been waiting there for over 15 minutes, which is well beyond six minutes, and they have not had any other buses come within a reasonable, timely increment of time. And so, you know, what other factors are influencing your performance rate? I mean, is it the fact that, I mean, the number of bus drivers you have, is that a factor, or have you have an increase in bus drivers or a decrease in bus drivers?

MR. KHZOUZ: We as, again, every every bus company in the country has a shortage of bus drivers.

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You mentioned something that people are waiting 15 minutes, but it's beyond six minutes. Those two don't have anything to do with each other. There's a frequency of of travel, a frequency of buses that may be every 15 minutes. Okay. So if they're waiting 15 minutes, that may be the scheduled time that made the interval between buses. They have to look at their schedule. We also provide the bus app that tells them exactly when their bus is going to be there, so they don't really need to wait at a bus stop. And 60% of our travelers now use that app to plan their trips and find out where

But remember, frequency and on-time performance are two different things. So if a constituent says I'm waiting 15 minutes for bus doesn't necessarily mean the bus is late, that may be the frequency of the bus service.

their buses are.

That being said, if you speak to me and tell me, Jack, at this time 6:15

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people are waiting, their bus is late, then just call me and let me know. Let me know the time. Let me know the date. We will investigate and we'll adjust it as a schedule goes forward.

LEGISLATOR SOLAGES: But I have received those calls. Under the previous contract, did you have a certain number of buses allocated in that situation near the Jamaica depot, where if there is a bus arriving late beyond 15 minutes, can you provide for a quicker source to come there?

MR. KHZOUZ: So we do have spares and we stationed spares both at the depot and in some cases out at different points.

LEGISLATOR SOLAGES: Do we get more spares with this contract?

MR. KHZOUZ: You don't get any more spare because the spares are dictated by the FTA and how many total buses you you can own in the field. So it's a spare ratio and it's a really the amount of

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buses we can own based on the number of hours of service we put out. The FTA puts that out for us. And they say we can own about a 20% spare ratio. But again, any time you put more spares out that there aren't utilized, that's inefficiency out there also. So there's a lot of factors

that go into that.

The way I think of Command Center when they're managing these -- and I think you've seen our command center looks like looks like an airport terminal in there with all the screens -- they are managing service as we go. There may be a driver available. There may be a bus available. There may not be. The bus may have gotten an accident. By the time we dispatch it. The other bus will get there. So there's a lot of moving parts to that.

LEGISLATOR SOLAGES: Going forward under this contract. Cutting runs or routes, what procedure will you engage in to inform the public? I've made a

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previous request upon this Body that this hearing be held in the evening, because many of my constituents were concerned about it could not be here during the daytime because they work. So going forward, when it comes to cutting routes or changing routes, what procedure will you afford and provide and how can we have greater access by the public to attend such meetings where such information is being provided?

MR. KHZOUZ: Yeah, we will certainly bring that up. There's a whole protocol around that besides just the meetings. We sent out notices on their app. We post in the buses, we take phone calls, we take all that input throughout the period. It's not just that 1 or 2 meetings, but yes, that is a very good point, and I'll certainly bring it to the Committee's attention. I don't control the Committee time meetings. That's not for me to control, but I will certainly bring it up as a strong suggestion. Let's put it that

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way.

LEGISLATOR SOLAGES: The environment is continuing to be a very, very important concern. Can you please provide information as to how the buses that are afforded through this contract will be able to meet carbon emission standards by 2030 and 2050, please?

MR. KHZOUZ: So that's a great question. Your bus system is currently a low emissions bus system. This is a CNG system, compressed natural gas. It's not diesel. So that being said, compressed natural gas puts out 97% less emissions than a diesel bus does. The buses you see in the city are converting now, but many of those buses are still diesel buses. My counterparts upstate also run diesel buses. You're the only fleet in the country of this size that's compressed natural gas. So that gives us a leg up.

Number two, as of last week, we just started running our first electric bus that we received. It's on the road now,

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being beta tested and hopefully as we shake that bus out in the next few weeks or month or so, we should receive another four. That'll give us an understanding of the operational complexity that goes into running two different technologies CNG and electric. There are pluses and minuses to both. So that's a great point.

LEGISLATOR SOLAGES: Thank you.

But will we meet by 2030 or by 2050 -- well, I guess that's beyond this contract, but are we on pace or are we on a plan to at least meet certain standards?

MR. KHZOUZ: That's a good question. And it's still to be determined by the State of New York if our CNG fleet already meets that requirement. The way the requirement is written, it is a low/no emissions requirement. So we still need to speak to the State specifically to ask if we do already meet that requirement. But there are plans to continue decarbonization out of our

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system by doing things like converting our supervisor fleet to electric, converting the paratransit fleet to electric, or a combination of hybrid/electric. So we're moving towards that fairly quickly.

LEGISLATOR SOLAGES: Understood.

Back to Able-Ride, can you as an operator, use the money you receive for Able-Ride for any other purposes, such as covering the gap for just -- the money for Able-Ride, can you use that for other purposes?

MR. KHZOUZ: So the way we receive money from the State -- and that's the majority of our funding, 70% is from the State -- there is no delineation between Able-Ride versus fixed route. We use it for transit. And we as a transit provider, under Ken's supervision, understand that paratransit has to be part of our total. And there's no exclusion of that. I can't carve out more money for fixed route at the expense of

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paratransit, let's put it that way.

LEGISLATOR SOLAGES: Understood.

Thank you.

I appreciate all your responses and I thank you, but if we could just follow up with a meeting with my constituent regarding just service issues from the Jamaica station, I would really appreciate that.

Thank you very much.

PRESIDING OFFICER NICOLELLO:

Legislator DeRiggi-Whitton.

LEGISLATOR DERIGGI-WHITTON: Thank you.

And, Jack, I just want to thank you also for doing the loop bus in Port Washington. I think it's really been a model for the whole industry, in the sense that it's freed up a number of parking spots at the train station, which has always been a major issue.

I just had two quick questions, Jack, and I hate to have you come back up. One, I always have to put in a plea,

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speaking of Judy Jacobs, just for the northeast portion of Nassau County, which really doesn't have any bus service. Glen Cove has about 10% of the city covered, and I know there's none in Bayville and Oyster Bay. And I understand part of it is that the homes are further apart and all that. But if we could, I always have to ask you to always keep that in the back of your mind, that that service used to really help Glen Cove and it's missed for sure. So any if there's ever any possibility of reinstating any of that, I would be very interested.

And just the second question, as far as the the electric buses, I heard that you've run into a couple of problems with those with the batteries lasting and things like that. Could you just elaborate on that?

MR. KHZOUZ: So the electric buses, obviously the main cost of that electric bus is the battery technology that goes with it. Then there's an infrastructure

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cost also. We have to have chargers and everything else that goes with that. The way we have procured those vehicles is we have purchased additional warranties on the batteries so that they don't go out before the useful life of the bus does, so that the investment made by the federal government through the FTA, and partly yours also, is not short circuited by a faulty battery.

LEGISLATOR DERIGGI-WHITTON: So all in all, do you find that they're working effectively, the electric buses?

LEGISLATOR DERIGGI-WHITTON: Still remains to be seen. Again, we've just started beta testing the electric bus on the road. It's performing great so far, but there'll be challenges. It's a new technology and we have to adjust to it, also; the industry needs to adjust to it. So we have to understand how it actually operates. It doesn't make a lot of sense if we can't get as much road time with the electric bus or we need two

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electric buses for every CNG bus. So the efficiencies are still to be seen. We're very optimistic though, based on what we hear from other operators that run it. Really the operation's mostly been on the West Coast, so they benefit from nicer weather than we do. So we'll, certainly report how we see these.

LEGISLATOR DERIGGI-WHITTON: the next seven years, do you anticipate adding more electric buses to your fleet?

MR. KHZOUZ: Assuming everything goes well, we will probably add additional vehicles as the options come up. But it all depends again on what technology does between now and then, whether it be electric, whether it be hybrid electric, plug in, hybrid electric, whether it be CNG/electric or hydrogen or whatever else comes along. But but we are committed to whatever new technology works the best for our residents to make it safe and reliable.

LEGISLATOR DERIGGI-WHITTON:

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you.

PRESIDING OFFICER NICOLELLO: Legislator Solages.

LEGISLATOR SOLAGES: Thank you. I've been getting a lot of concerns, constituent concerns, phone calls from constituents regarding bus service in and around the UBS arena. If you may, please provide any information as to how you may address some of those issues, please.

MR. KHZOUZ: Yeah. I have not heard directly from constituents about the arena service per se. There's two different services there, obviously, that we have to think about. Number one is event service; and number two is employee service or what we call employee shuttles. I haven't heard specifically. But again we are certainly open to listening and learning and engineering what we can.

PRESIDING OFFICER NICOLELLO: Thank you.

I'm going to go to public comment

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now.

Richard Clolery.

MR. CLOLERY: My comments address multiple issues, not just the buses. Although I am grateful for the opportunity to address this Committee, this Legislature.

Some of my chief concerns include increasing funding from Nassau County. These bus cuts, there are now a number of dead zones, public transportation wise. They keep on talking about flex service and all that, but with current budget levels, they can only do what they can. We need to not just increase fixed route buses -- Basically, what I'm trying to say is we need to increase service all around not just for my own use, everyone else's uses, you know, that way you can get to places where they need to be, but also because Nassau County is changing significantly. There are a lot of people who are now relying not just on buses, but also living closer to railroad

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stations, because it's a lot more convenient for them to get to the city or other places where they need to be.

To be honest, we need to restore bus lines or we need to increase flex service or whatever they call it.

Also, when are they going to install Omni into the system? Omni has been around for a while a while now, but is there been any progress?

PRESIDING OFFICER NICOLELLO: After you finish, I'll have Mr. Khzouz answer that question.

MR. CLOLERY: All right.

Now, getting to the other things. Our infrastructure sucks. I'm going to be blunt. We were dealing with people who are dying on the roads because they're getting hit by bad drivers, distracted drivers, drunk drivers, and God knows what else. This is getting ridiculous. This is hurtful to everyone. The young, the old. They're getting killed left, right and center and being reported by

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Newsday, by News12. What are your guys plans for increasing enforcement, improving -- and also, I noticed something the other day that's been around for a long while now. One of the signs that a lot of people on Hempstead Turnpike and Newbridge, you push a button and you get to walk safely across the street, one of those signs is down. It's been down for months now. I don't know what's going on, but it needs to be fixed or replaced. You get to choose.

Look, I speak at an average citizen. I'm dealing with hearing horror stories about parents losing their kids because some moron decides not to be careful with the responsibility of driving an automobile. This has to stop. Not for my sake, but for everyone's sake. You get what I'm saying?

Any questions?

PRESIDING OFFICER NICOLELLO: Thank you, Richard.

MR. CLOLERY: Any questions?

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PRESIDING OFFICER NICOLELLO: No, there's no questions. Thank you.

Mr. Khzouz, I think there was a question about Omni. I guess in New York City, it's prevalent in the subways and buses.

MR. KHZOUZ: Omni is an MTA product -- MTA brand, MTA product. We as an affiliate will be able to use that technology when it becomes available to us. Unfortunately, we don't control the timetable. It is completely up to the MTA when they're ready to roll it out. Currently, they're estimating the end of 2024 is when they will start rolling it out to their affiliates. We've been working with them for almost three years now on that timetable. So we're hopeful, again, we don't control that that timetable. It's all controlled by the MTA.

PRESIDING OFFICER NICOLELLO: So when they roll it out, you'll be ready.

MR. KHZOUZ: We'll be ready to take

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it on. I believe we're actually the first affiliate outside of the New York City system that'll have the system.

PRESIDING OFFICER NICOLELLO: All right. Thank you.

Greg May, Island Harvest.

MR. MAY: Hi. Good afternoon. May, Island Harvest Food Bank, Melville, New York. Here to read a statement into the record from our president and CEO, Randi Shubin Dresner.

"Island Harvest Food Bank is a leading human services organization whose mission is to end hunger and reduce food waste on Long Island. Our work directly supports seniors, children, families and veterans who turn to us in times of crisis through our mobile outreach program and supports a network of community based nonprofit organizations and emergency feeding programs.

The Nassau Inter-County Express bus service, NICE Bus, operated by Transdev, has been a caring partner with Island

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Harvest and so many other community based organizations since the beginning of their original contract. So many of our clients are their riders, so this is a very important partnership that we share.

NICE bus truly cares about their riders and the community it serves. Through their annual surveys, they have learned about which routes are most important, the times of day that are busiest and most sensitive to their riders needs. They have advocated for more stops and important changes to schedules. They have made sure that the many cultures that make up our community are represented as much as possible in their signage and schedule information.

We are grateful that in the aftermath of Superstorm Sandy, they provided Island Harvest access to their bus terminals for food distributions. Our staff always gets excited when they see the NICE bus pull in during our Turkey and Trimmings Campaign.

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We appreciate that their staff, who have volunteered with us and are grateful for their generous financial contributions to ensure that our programs are strong and responsive to our community in need.

In addition to more traditional forms of support, they have provided innovative solutions to help the neighbors whom we serve, including providing their bus route schedules to Island Harvest and adding important information about our services on their website while distributing important information on the programs we provide to their ridership.

It is our hope to continue building our relationship with the team at Transdev, ensuring that the neighbors we serve and the riders of NICE Bus, of which there are significant overlap, receive the benefits and programming that they deserve."

Thank you.

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PRESIDING OFFICER NICOLELLO: All right. Thank you, Greg.

Biana DePena.

MS. DE PENA: Good afternoon, everyone. My name is Biana DePena and I represent United Way of Long Island. am their Community Impact Director and I also oversee the Everyone Rides NICE Program.

Today I'm here just to share a few words about the program and the importance of collaboration and partnership.

Over a decade ago, NICE bus approached us, United Way, with the idea of creating a transportation fund for low-to-moderate income families and individuals in the county. Since then, we have helped thousands of people through the program with over \$1 million of support. This is all possible thanks to the power of collaboration between NICE bus, over 30 agencies across Nassau County, and us, United Way.

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With their help, with distribute bus passes and just allow families and people to get to work, to their appointments, to school. That free Metro card is a lifeline to many families and individuals who rely on public transportation.

One of the participants that we have in our program is one of our YouthBuild participants, who lives in Long Beach and gets to ride the bus to come to Hempstead to work.

Another one of our participants in the program just graduated from college because of a free Metro card that she received for over two years to attend college. This and everything that we do as an organization wouldn't be possible without their support.

And that's it. Thank you.

PRESIDING OFFICER NICOLELLO: Okay. Thank you very much.

Hari Dhoundiyal. I don't know if I'm correct with that pronunciation.

MR. DHOUNDIYAL: Good afternoon. My

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name is Hari Dhoundiyal and I'm the president of the Nassau Transit Accessibility Advisory Committee, we often refer as TAAC, that's T-A-A-C. here today to express my full support for NICE, Nassau Inter-County Express bus services. I'm not going to go into lengthy talk, just give you three major issues why I think that we should support the NICE.

Number one, safety, accessibility and innovative means to deal with situation. You know, I'm well travel individual. I've been taking public transportation for over two decades now, and I have taken every sort of transportation, whether it's a paratransit, whether it's a public regular fixed route buses in different towns, cities, outside of county, across the states, across the country. And as a person with the disability safety, accessibility is paramount. We all know that often the issue is that, well, how

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the transportation is going to handle your request. You know, what kind of safety do they have, how accessible it is for you. I have a guide dog, for instance. I want to make sure the bus, the taxi, whatever I take can accommodate my dog. So there's a lot that goes into that. NICE bus has shown that it has not only done a terrific job of handling such situations, but continue to innovate and improve on that.

I recall reminiscing several years back, this is before NICE, the bus I took, I used to joke around that that bus, so to speak, is a truck that has a hood on it, because I will literally have a bumpy ride, my dog would slide on the floor and when it rained, I literally had to take umbrella inside the bus. When the NICE took over, it changed.

Today if you take -- I often joke that you know today the NICE system, the bus system that we have, the paratransit we have, it's the limousine version of a

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paratransit. That how it has gotten today. And this is because we have innovative management who put their ideas to practice in practical terms that works for all, and they do it within the budget they are given.

As a board member, as president of the board that I have been part of since 2014, appointed by the County Executive, I have seen dramatic changes. And I have said that I wouldn't have stayed with a board, I wouldn't have stayed with the Committee had not been for terrific, outstanding and rational steps that the NICE bus has taken.

So at the end of the day, it matters; safety, accessibility, innovation and most importantly, knowing your passengers, the public that utilizes those services.

It is the view of my board members that NICE should continue to handle our transportation, the public transportation. And this is not just

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referring to the paratransit. You will see that the fixed route buses, the way a driver approaches you. When I'm waiting for public transportation, the fixed route bus, that is, the driver understands he is well trained how to approach a guy who has a guide dog, a lady who has a guide dog, or someone who is using a white cane, that is that the cane used by blind people. There's a different way to approach it. And that could not have been possible, had not been for the training and for the policies and procedures that were put in by NICE.

I could go on and on. And I love to talk about in detail. Because I have seen days when I literally waited for three hours, four hours for my transportation, and eventually I had to take taxi service. Now, you know that in my case, I have that option. Many other people don't. There are people with disabilities who could not take public transportation.

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They cannot take taxi. They cannot take any other mode of transportation other than relying on paratransit or perhaps the public fixed route bus.

So, you know, seeing that and experiencing what I have seen, the positive changes that NICE brought to us to the County -- we pay \$2.90 for NICE bus and four bucks now for Able-Ride. I told them I'm willing to pay five bucks for that. I'm willing to pay \$4 for fixed route buses because the way it handles the situation, including complaints. I once had a driver that did not pull up to the curb, and he apologized to me because he realized and he told me that it's just off the curb, and the management took action on that. And also the driver realizing his mistake, corrected right then and there. You could not ask for better services.

And of course, you know, there are always something that has to be improved. There's always something that has to be

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fixed. But I would say that NICE Bus definitely changed my way of looking at the public transportation. I believe it is one of the best services in the nation, which is why we get the highest rating. And I could say that on behalf of my board members, the public. Anyone that I have come across has pretty much have said that, yes, there's always something that has to be improved, but it's definitely the best service that they could ever experience and have experienced in their life.

PRESIDING OFFICER NICOLELLO: Thank you very much.

MR. DHOUNDIYAL: Thank you for your time.

PRESIDING OFFICER NICOLELLO: Appreciate that.

Barbara Mercer.

MS. MERCER: Thank you.

My name is Barbara Mercer and I work for Children's Learning Center United Cerebral Palsy of Nassau County, and I

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would like to support NICE bus system. If not for them, we would not have gotten to the games for the physically challenged, which we participated in this year.

In the past, we had to call a number of bus companies to try and get transportation. Five bus companies turned us down and told us they were not available, they could not provide us transportation. Our students would not get to compete. In contacting NICE Bus Company, they immediately came to our rescue. They provided transportation for 40 students who were able to be athletes and achieve awards that day based on the cooperation and accessibility that NICE gave to us to compete in the games.

Aside from that, our adults in our adult program who participate in the Nassau County Town of Hempstead ANCHOR program are able to go to ANCHOR. They are able to go to the bowling programs, the physical fitness programs, the plays, for the exercise, for everything.

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NICE is an integral part in the lives of students and adults with disabilities who do not have other accessible forms of transportation to participate and socialize in community events. The service is impeccable and the courteousness with which they serve our clients, and understanding of the needs of our clients is beyond reproach, and I

Thank you.

PRESIDING OFFICER NICOLELLO: Thank you, Ms. Mercer.

support fully the NICE program.

Eric Alexander, Vision Long Island.

MR. ALEXANDER: Thank you, Presiding Officer, Members of the Legislature. Eric Alexander, Director of Vision Long Island.

We are a long time supporter of bus service in Nassau County back to the time when the MTA ran it and Tom Suozzi was cutting the service. So we were grumpy with that County Executive going way back, and then we were kind of grumpy

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with the Mangano Administration when they were talking about privatizing bus service. In fact, outside of the steps, we had a rally with maybe 80 folks concerned about how the service would go with a new company that nobody knew and how is this going to work

I have to say, over time the relationship got really strong. We saw the service and we saw the investment and we saw a great communication. Public outreach -- try to talk to the MTA Long Island Railroad right now. It's like, oh my God. Talk about schedule confusion. Jamaica, all kinds of other stuff. Like, wow, that's a rough bureaucracy. This bureaucracy is very accessible.

I certainly hear all the questions that the legislators raised and have raised on both sides over the years. And the accountability is there, the communication is there, the public outreach is there. We've seen that time and time again. We put a bus coalition

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together to go to Albany to lobby for more funds for the service. We're happy to see that they're cooperative. You guys are cooperative. Some of you guys have gone on the bus with us to try to get more money for the service and that's critical.

So, overall, we know that this group, NICE bus, sees the buses not just as getting folks to A to B which you need to do definitely, working folks and young people and seniors and people getting to their health appointments. But, you know, the economic development piece is key and really helps our downtowns, helps the workers and our various chambers as well. So they have really been a great partner. We've seen it time and time again.

With that, they participate also -the issue was raised about even ancillary issues that are real: Walking, biking, issues that relate to getting to the stops. This group is accessible and open to that and those kinds of conversations.

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So with that, I'm just going to say, you know, vote of support for continuing on.

And before I go, I got to do a little commercial. I'll see you guys, many of you guys, at our December 1st Smart Growth Summit, we're going to have about 1000 people at that. And we'll talk about transportation and infrastructure and lots of land use issues too that relate to the future of Nassau County.

Thank you guys for having this hearing and carry on.

PRESIDING OFFICER NICOLELLO: you, Eric. Appreciate you being here. Valerie Gaddist-Dorsey.

MS. GADDIST-DORSEY: Hi. Good afternoon, everyone. My name is Valerie Gaddist-Dorsey and I am a resident of Elmont. I am also a frequent rider of the N1 bus service.

I am here today to let N1 bus service know that they are horrific. I am one of the constituents that have been

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standing outside for 40 minutes waiting for N bus service to come. I have complaints from September 27, 2021 up until June of '23. The bus service for Elmont is not good. There are many times that I have to call friends who are riding the same line in Valley Stream to find out if the bus is coming, or if the bus is late. Plenty of times I had to walk back up to my house to get a car, to get me to the 179th Street train station. It is not good.

When you are standing outside in the cold waiting for a bus, your bones start to take over and you get sick. Okay. I have made plenty of complaints with the N1 bus service. Even, Mr. Khzouz, I have called your office. Okay. Nothing has changed. Okay. We are still communicating the same way. No bus service is coming. Okay.

And I am asking all legislators, please, if you're going to renew this contract, make sure you take a look at

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the service lines that they are providing to, because all of them are not great.

Thank you.

PRESIDING OFFICER NICOLELLO: Thank you. Appreciate you being here.

Mr. Khzous, will you please let us know with respect to specifically N1, what issues there are going on with that bus line?

LEGISLATOR SOLAGES: Yes. And can we please provide a date by which you can provide a report? Because I understand --I believe what you said, but I also believe what my constituent said. And she's reached out to me multiple times. A bus that's 40 minutes late, that's unacceptable. And I've heard this complaint from many constituents. Can you please provide a plan of action in which we can resolve this?

MR. KHZOUZ: Understood. And I will certainly report back to everybody on our our progression on how we solve issues there. Obviously, we're failing here and

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we need to find out exactly what the root cause is.

LEGISLATOR SOLAGES: Perfect.

PRESIDING OFFICER NICOLELLO: you very much.

And before we go to our last speaker, I just want to welcome DuWayne Gregory, former Presiding Officer of the Suffolk County counterpart. It's great to have you here.

Last speaker is Jerry Kornbluth from Nassau Community College.

MR. KORNBLUTH: Good afternoon, Legislators. My name is Jerry Kornbluth. I'm the Vice President of Community and Governmental Relations at Nassau Community College, and I am here representing the College and the support for NICE buses and Jack Khzouz. He and NICE buses are a true partner for the College. Our students at the college depend greatly on public transportation to get to the college. Basically, they're part of our mainstream because

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they provide success for our students, because retention is very crucial for the students. If they can't get to class, then they can perform.

Our partnership has really gotten better over the years, and Jack has been absolutely fantastic. He attends our community events at the College. We provide about 5% of the ridership in Nassau County. He provides for us, for our students, a thousand Metro cards. For all of his support, last year we gave him an award at our gala from the Foundation for all of the things, and his sensitivity and humanistic behavior towards our students. So we wholeheartedly support this contract, and we look forward to a long relationship with Jack and the NICE buses.

Thank you.

PRESIDING OFFICER NICOLELLO: Thank you very much, Jerry.

So that's the last slip I have. So we will now close the hearing.

| | NC FULL LEGISLATURE 10.23.2023 |
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| 1 | |
| 2 | Motion to close the hearing. |
| 3 | LEGISLATOR FORD: So moved. |
| 4 | PRESIDING OFFICER NICOLELLO: Moved |
| 5 | by Legislator Ford, second to by Minority |
| 6 | Leader Abrahams. |
| 7 | All in favor of closing the hearing, |
| 8 | signify by saying, "Aye". |
| 9 | (Whereupon, all member of |
| 10 | the Full Legislature respond in |
| 11 | favor with, "Aye".) |
| 12 | PRESIDING OFFICER NICOLELLO: Those |
| 13 | opposed? |
| 14 | (Whereupon, no verbal |
| 15 | response.) |
| 16 | PRESIDING OFFICER NICOLELLO: |
| 17 | Hearing is closed. |
| 18 | **** |
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_____TOP KEY COURT REPORTING, INC. (516) 414-3516 _____90 ___

| NC FULL LEGISLATURE 10.23.2023 |
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| PRESIDING OFFICER NICOLELLO: We |
| will move on to a vote on the proposed |
| ordinance. |
| Item 2, an ordinance to authorize |
| the County Executive to execute an |
| agreement between the County and Transdev |
| Services Inc. for the management, |
| operation and maintenance of a Nassau |
| County bus system. |
| Motion by Legislator Ferretti, |
| seconded by Legislator Walker. |
| So that's before us. Any further |
| debate of the discussion by the |
| legislators? |
| (Whereupon, no verbal |
| response.) |
| PRESIDING OFFICER NICOLELLO: |
| |

Hearing none.

All in favor, signify by saying, "Aye".

> (Whereupon, all members of the Full Legislature respond in favor with, "Aye".)

PRESIDING OFFICER NICOLELLO: That's

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PRESIDING OFFICER NICOLELLO: last item is Item 12, Resolution 193. A resolution approving an amendment via Memorandum of Understanding to the Collective Bargaining Agreement between the County and the Nassau County Correction Officers Benevolent Association.

LEGISLATOR WALKER: So moved.

PRESIDING OFFICER NICOLELLO: Motion by Legislator Walker, seconded by Legislator Pilip.

MR. PERSICH: Good afternoon, Andy Persich, Office of Management and Budget.

The item before you is -- we only have one more union left to close collective bargaining with, it's the TPBA.

The item before you is an MOU with the Corrections Officers Benevolent Association. I'll give you some brief highlights of what's in the deal, and I'll field any questions that you may have.

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It includes gross wages increases of 2%, 2%, 2.5%, 2.5%, 3% and 3% from January 1, '18 to June 30, 2026;

It also gives 15 year corrections officers members of \$3,700 stipend;

It includes contribution to health insurance starting in '23 of 2.5%;

A new salary chart for any new hires after full and final ratification;

It has some coverages issues at NUMC that we've modified to have some savings there;

It includes a health insurance vesting of ten years;

Vacation and personal leave will be reduced for new hires by one day in years two and three;

There's a reduction in hours for 207-C examinations;

Overtime will be reduced from 24 to 16 hours for straight time to time and a half;

It will also have the standard healthcare coverage buyout of \$4,000 and

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\$2,000 for families and individuals;

There's a surviving spouse retiree health coverage in this agreement; and There's a stipend for some investigative units to help with recruitment.

I'm here to field any questions. The cost of the deal is approximately \$67 million over the life. It conforms to the pattern and is built into the budget and the Multiyear Plan.

PRESIDING OFFICER NICOLELLO: Okay. Any questions for Andy? We've had thorough briefings on both sides as well as an evaluation by the Office of Independent Budget Review. So we are well versed in the contract.

MR. PERSICH: Yes, we were very close and we worked very closely with the Legislative Budget Review, and we're within the same ballpark, I would say, for the size of this deal.

PRESIDING OFFICER NICOLELLO: Any questions?

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LEGISLATOR DERIGGI-WHITTON: only concern I have is just that the starting salary just seems to be a little bit lower now, and I know it was voted on by 82%, so I respect that. But I'm just concerned because we're having such a hard time finding correction officers, if we looked at that.

MR. PERSICH: There's still a career path I think that's still good and viable. It's challenging in the employment marketplace at this point in time across the board from what I'm hearing. So we'll monitor it. We'll see if we have problems recruiting. I know we're getting ready to put another class in very soon. We have 25 candidates. So if and when we pull the trigger on that, we'll see. And in the next class we'll see and we'll monitor it. We are cognizant of it, but we will keep our eyes close to it.

PRESIDING OFFICER NICOLELLO: Any other questions?

| | NC FULL LEGISLATURE 10.23.2023 |
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| 1 | |
| 2 | (Whereupon, no verbal |
| 3 | response.) |
| 4 | PRESIDING OFFICER NICOLELLO: Thank |
| 5 | you, Andy. |
| 6 | MR. PERSICH: Thank you. |
| 7 | PRESIDING OFFICER NICOLELLO: I will |
| 8 | call for a vote. |
| 9 | All in favor, signify by saying, |
| 10 | "Aye". |
| 11 | (Whereupon, all members of |
| 12 | the Full Legislature respond in |
| 13 | favor with, "Aye".) |
| 14 | PRESIDING OFFICER NICOLELLO: Those |
| 15 | opposed? |
| 16 | (Whereupon, no verbal |
| 17 | response.) |
| 18 | PRESIDING OFFICER NICOLELLO: |
| 19 | Carries unanimously. |
| 20 | President Brian Sullivan is here. |
| 21 | Congratulations on achieving this |
| 22 | agreement, CBA. |
| 23 | And also, I want to just say |
| 24 | congratulations to you. I know you're |
| 25 | retiring in the middle of December. You |
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have been as strong an advocate on behalf of your members as there could possibly be. You've been here more times than we care to remember, with every issue possible, with binders and everything else. You did your job excellently. And because of you, we were aware of every one of those issues and we have been on

MR. SULLIVAN: Thank you very much, Legislator Nicolello. I just wanted to say a quick thank you to everybody on the panel. Thank you for voting yes for this contract; it was a long time coming, yes.

top of them.

And thank you very much for the shout out, I appreciate it. It's been a long, long road and I'm sure you're all sick of looking at me. And I'll be watching in January from Naples. So when it's nice and cold, enjoy. But I will be snow birding in case I have to come back.

LEGISLATOR FORD: But Brian, I think you should wait and retire with Rich, myself, Kevan and Laura. We could do it

TO FULL LEGISLATURE 10.23.2023 1 2 all in one felt swoop. 3 MR. SULLIVAN: What's it worth to everybody for me to stay till the end of 5 the year? What do you think, Andy? 6 (Laughter). 7 Thank you very much, everybody. 8 PRESIDING OFFICER NICOLELLO: Thanks, Brian. 10 LEGISLATOR ABRAHAMS: Presiding 11 Officer, the vote on COBA was 19-0, or 12 was it 18-0. Legislator Solages was just 13 back talking to some constituents. We 14 just want to make sure that his vote was 15 recorded. 16 PRESIDING OFFICER NICOLELLO: It 17 should be recorded as 19-0. 18 LEGISLATOR SOLAGES: I supported it. 19 LEGISLATOR ABRAHAMS: He supported 20 21 22 23 with Clerk's Desk.) 2.4

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it. Just want to make sure it wasn't recorded as 18-0 and he missed the vote. (Whereupon, clarification PRESIDING OFFICER NICOLELLO: Okay. It's 19-0. _TOP KEY COURT REPORTING, INC. (516) 414-3516 _____99 _

=NC FULL LEGISLATURE 10.23.2023 == 1 LEGISLATOR ABRAHAMS: Got it. Thank 2 3 you, Rich. PRESIDING OFFICER NICOLELLO: All 5 right. That concludes the business. Motion to adjourn. Moved by 6 Legislator Ferretti, seconded by 8 Legislator Drucker. All in favor of adjourning? 10 (Whereupon, all members of 11 the Full Legislature respond in 12 favor with, "Aye".) 13 PRESIDING OFFICER NICOLELLO: Those 14 opposed? 15 (Whereupon, no verbal 16 response.) 17 PRESIDING OFFICER NICOLELLO: We are 18 adjourned. 19 20 (Whereupon, Full Legislature is 21 adjourned, 2:42 p.m.) 22 23 2.4 25

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| | NC FULL LEGISLATURE 10.23.2023 |
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| 2 | CERTIFICATE |
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| 4 | STATE OF NEW YORK) |
| 5 | : SS.: |
| 6 | County of Nassau) |
| 7 | |
| 8 | I, KAREN LORENZO, a Notary Public |
| 9 | for and within the State of New York, do |
| 10 | hereby certify: |
| 11 | That the above is a correct |
| 12 | transcription of my stenographic notes. |
| 13 | IN WITNESS WHEREOF, I have hereunto |
| 14 | set my hand this 23th day of October, 2023. |
| 15 | |
| 16 | <u>Karen Lorenzo</u> |
| 17 | Karen Lorenzo |
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| \$167 _[1] - 48:6 | 54:3, 54:7, 54:8, | 201 _[1] - 18:23 | 51:22, 52:15 |
| \$169 _[2] - 25:6, | 54:20, 55:12, 94:5 | 2010 _[2] - 23:9, | 26 _[1] - 19:3 |
| 27:21 | 15% [1] - 45:15 | 23:14 | 27 _[2] - 19:4, 86:4 |
| | 15-1972 _[1] - 23:6 | 2014 _[2] - 24:2, | 28 _[1] - 19:4 |
| \$1 69,270,605 [1] - 27:12 | 1550 _[1] - 1:15 | 77:10 | 29 [1] - 19:5 |
| \$ 2,000 _[1] - 95:2 | 15th _[1] - 4:3 | 202 [1] - 18:24 | 2:42 _[1] - 100:21 |
| \$2,000 [1] - 95.2 \$2.90 [3] - 45:13, | 16 _[2] - 18:21, 94:22 | 202.1 _[1] - 27:22 | 2nd _[1] - 2:19 |
| 47:7, 79:9 | 169 _[2] - 25:10, 26:2 | 2020 [1] - 24:4 | |
| \$3,700 _[1] - 94:6 | 16th _[1] - 4:6 | 2021 _[1] - 86:4 | 3 |
| \$4,000 _[1] - 94:25 | 17 _[1] - 20:3 | 2023 _[2] - 1:18, | 3 _[1] - 18:14 |
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