

1. Public Notice 11-7-2022 And 11-21-2022

Documents:

[11-7-22 AND 11-21-22.PDF](#)

2. 11-21-2022 Full Legislative Calendar

Documents:

[11-21-22.PDF](#)

3. 11-21-2022 Full Legislative Proposed Ordinances

Documents:

[PROPOSED ORD. 79-22.PDF](#)
[PROPOSED ORD. 80-22.PDF](#)
[PROPOSED ORD. 74-22.PDF](#)
[PROPOSED ORD. 75-22.PDF](#)
[PROPOSED ORD. 76-22.PDF](#)
[PROPOSED ORD. 77-22.PDF](#)
[PROPOSED ORD. 78-22.PDF](#)

4. 11-21-2022 Full Legislative Resolutions

Documents:

[PROPOSED RES. 219-22.PDF](#)
[PROPOSED RES. 220-22.PDF](#)
[PROPOSED RES. 221-22.PDF](#)
[PROPOSED RES. 222-22.PDF](#)
[PROPOSED RES. 223-22.PDF](#)
[PROPOSED RES. 224-22.PDF](#)
[PROPOSED RES. 225-22.PDF](#)
[PROPOSED RES. 214-22.PDF](#)
[PROPOSED RES. 215-22.PDF](#)
[PROPOSED RES. 216-22.PDF](#)
[PROPOSED RES. 217-22.PDF](#)
[PROPOSED RES. 218-22.PDF](#)

5. 11-21-2022 Full Legislative Minutes

Documents:

[NC FULL 11.21.2022.PDF](#)

6. Public Notice For Reconvened November 21, 2022 Full Legislative Meeting On January 23, 2023

Documents:

[1-23-23 RECONVENING 11-21-22 FULL LEG.DOC](#)

PUBLIC NOTICE

PLEASE TAKE NOTICE THAT THE NASSAU COUNTY LEGISLATURE WILL HOLD COMMITTEE MEETINGS OF THE LEGISLATURE ON MONDAY, NOVEMBER 7, 2022 STARTING AT 1:00 PM AND WILL HOLD A FULL SESSION OF THE LEGISLATURE ON MONDAY, NOVEMBER 21, 2022 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, LABOR AND TRANSPORTATION COMMITTEE	1:00PM
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 31, 2022
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 LegPublicComment@nassaucountyny.gov 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 the meeting



LEGISLATIVE CALENDAR

NASSAU COUNTY LEGISLATURE
TENTH MEETING
TENTH MEETING OF 2022

MINEOLA, NEW YORK
NOVEMBER 21, 2022
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.

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

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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 NO. 74 -2022

AN ORDINANCE TO ADOPT THE CAPITAL BUDGET FOR THE COUNTY OF NASSAU FOR THE FIRST YEAR OF THE FOUR-YEAR CAPITAL PLAN, TO COMMENCE ON JANUARY 1, 2022, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 342-22(PW)

2. **HEARING ON PROPOSED ORDINANCE NO. 75-2022**

AN ORDINANCE TO ADOPT THE CAPITAL BUDGET FOR THE COUNTY OF NASSAU FOR THE FIRST YEAR OF THE FOUR-YEAR CAPITAL PLAN, TO COMMENCE ON JANUARY 1, 2023, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 344-22(PW)

3. **ORDINANCE NO. 74-2022**

AN ORDINANCE TO ADOPT THE CAPITAL BUDGET FOR THE COUNTY OF NASSAU FOR THE FIRST YEAR OF THE FOUR-YEAR CAPITAL PLAN, TO COMMENCE ON JANUARY 1, 2022, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 342-22(PW)

4. **ORDINANCE NO. 75-2022**

AN ORDINANCE TO ADOPT THE CAPITAL BUDGET FOR THE COUNTY OF NASSAU FOR THE FIRST YEAR OF THE FOUR-YEAR CAPITAL PLAN, TO COMMENCE ON JANUARY 1, 2023, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 344-22(PW)

5. **RESOLUTION NO. 214-2022**

A RESOLUTION TO ADOPT THE FOUR- YEAR CAPITAL PLAN FOR THE COUNTY OF NASSAU, TO COMMENCE ON JANUARY 1, 2022, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 343-22(PW)

6. **RESOLUTION NO. 215-2022**

A RESOLUTION TO ADOPT THE FOUR- YEAR CAPITAL PLAN FOR THE COUNTY OF NASSAU, TO COMMENCE ON JANUARY 1, 2023, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY. 345-22(PW)

7. **ORDINANCE NO. 76-2022**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 351-22(OMB)

8. **ORDINANCE NO. 77-2022**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 352-22(OMB)

9. **ORDINANCE NO. 78 -2022**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE MEDICAL EXAMINER’S OFFICE. 353-22(OMB)

10. **ORDINANCE NO. 79 -2022**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE FIRE COMMISSION. 354-22(OMB)

11. **ORDINANCE NO. 80 -2022**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE AND TO TRANSFER APPROPRIATIONS HERETOFORE MADE TO MODIFY CERTAIN DEPARTMENTAL BUDGETS. 371-22(OMB)

12. **RESOLUTION NO. 216 -2022**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *NEW YORK COMMUNITY BANK V. COUNTY OF NASSAU, ET AL.* INDEX NOS. 403506/2016 AND 405543/2017, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 349-22(AT)

13. **RESOLUTION NO. 217 -2022**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST ACTAVIS LLC, WATSON LABORATORIES, INC., ACTAVIS PHARMA, INC., TEVA PHARMACEUTICAL INDUSTRIES, LTD., TEVA PHARMACEUTICALS USA, AND ANDA INC. (COLLECTIVELY “THE TEVA DEFENDANTS”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY, AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 359-22(AT)

14. **RESOLUTION NO. 218-2022**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO THE MUNICIPAL COOPERATION AGREEMENT BETWEEN NASSAU COUNTY AND THE TOWN OF HEMPSTEAD FOR MONITORING PIPING PLOVER NESTING AREAS AT NICKERSON BEACH PARK, LIDO BEACH, NY. 347-22(PK)

15. **RESOLUTION NO. 219-2022**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE FREEPORT SCHOOL DISTRICT IN RELATION TO A PROJECT TO PROVIDE ENHANCEMENTS TO A PORTABLE BATHROOM TRAILER AND A MARQUEE THAT WILL DISPLAY IMPORTANT INFORMATION FOR THE COUNTY. 357-22(CE)

16. **RESOLUTION NO. 220-2022**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY POLICE DEPARTMENT COMMUNITY SAFETY UNIT/AUXILIARY POLICE SECTION, AND THE TOWN OF HEMPSTEAD. 358-22(PD)

17. **RESOLUTION NO. 221-2022**

A RESOLUTION TO CONFIRM THE COUNTY EXECUTIVE'S APPOINTMENT OF RICHARD CORBETT TO THE POSITION OF COMMISSIONER OF THE OFFICE OF EMERGENCY MANAGEMENT. 346-22(CE)

18. **RESOLUTION NO. 222-2022**

A RESOLUTION PROVIDING FOR THE ISSUANCE OF A WARRANT DIRECTING THE TREASURER OF THE COUNTY OF NASSAU TO PAY TO THE SUPERVISORS OF THE SEVERAL TOWNS AND TO THE TREASURER OF THE SEVERAL VILLAGES AND CITIES WITHIN THE COUNTY OF NASSAU, THE SUMS AS APPORTIONED BY THE NASSAU COUNTY LEGISLATURE BASED ON A REPORT FILED BY THE COUNTY TREASURER AND THE COUNTY CLERK, SHOWING DEPOSITS FROM MORTGAGE TAXES FOR THE PERIOD OF ONE YEAR COMMENCING OCTOBER 1, 2021 THROUGH SEPTEMBER 30, 2022; PURSUANT TO THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 348-22 (OMB)

19. **RESOLUTION NO. 223-2022**

A RESOLUTION AMENDING RESOLUTION 448-2001, AS AMENDED, ENTITLED "DESIGNATING BANKS AND TRUST COMPANIES FOR THE DEPOSIT OF MONIES RECEIVED BY THE COUNTY TREASURER". 350-22(TR)

20. **RESOLUTION NO. 224-2022**

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2022. 355-22(OMB)

21.

RESOLUTION NO. 225-2022

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2022. 356-22(OMB)

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 Housing and Homeless Services and Copay, Inc.
RE: CDBG – 48th Yr. \$25,000. ID# CQHI22000019.

County of Nassau acting on behalf of Housing and Homeless Services and Community Development Corp. of Long Island, Inc. RE: ERAP. \$179,807.00 ID# CQHI22000008.

County of Nassau acting on behalf of Human Services and Massapequa Union Free School District. RE: Chemical Dependency – YDA. \$34,489.00. ID# CQHS22000048.

County of Nassau acting on behalf of Human Services and Mineola UFSD.
RE: YDA- Education. \$51,189.00. ID# CQHS22000054.

County of Nassau acting on behalf of Budget and Assigned Counsel Defender Plan Inc.,
RE: Indigent Legal Services – ACDP D#12. \$22,500.00. ID# CQBU22000004.

County of Nassau acting on behalf of Social Services and Selfhelp Community Services Inc.,
RE: Adult Guardianship. \$.01. ID# CLSS22000008.

County of Nassau acting on behalf of Housing and Homeless Services and Hispanic Counseling Center Inc. RE: CDBG – 48th Yr. \$30,000.00. ID# CQHI22000012.

County of Nassau acting on behalf of Housing and Homeless Services and La Fuerza Unida, Inc.
RE: CDBG – 48th Yr. \$25,000.00. ID# CQHI22000010.

County of Nassau acting on behalf of Housing and Homeless Services and Inc. Village of South Floral Park. RE: CDBG – 44th Amendment. \$0.01. ID# CLHI22000013.

County of Nassau acting on behalf of Housing and Homeless Services and Long Island FQHC, Inc. RE: CDBG- 48th Yr. \$100,000.00. ID# CQHI22000018.

County of Nassau acting on behalf of Housing and Homeless Services and The Interfaith Nutrition Network, Inc. RE: CDBG – 48th YR. \$125,000.00. ID#CQHI22000015.

County of Nassau acting on behalf of Housing and Homeless Services and ATC Group Services.
RE: CDBG. \$30,000.00. ID# CLHI22000017.

County of Nassau acting on behalf of Budget and Legal Aid Society.
RE: Indigent Legal Services. \$783,455.00. ID# CQBU22000006.

County of Nassau acting on behalf of Budget and Legal Aid Society.
RE: ILS - LAS UQICR#3. \$300,000.00. ID# CQBU22000005.

County of Nassau acting on behalf of Social Services and The Safety Center LI, Inc.
RE: Safe Harbour Program. \$43,350.00. ID# CQSS22000006.

County of Nassau acting on behalf of Housing and Homeless Services and Hispanic
Brotherhood, Inc. RE: CDBG – 48th YR. \$55,000.00. ID#CQHI22000016.

County of Nassau acting on behalf of Housing and Homeless Services and Nicholas Center, Ltd.
RE: CDBG – 48th YR. \$35,000.00. ID#CQHI22000013.

THE NASSAU COUNTY LEGISLATURE
WILL CONVENE THE NEXT
COMMITTEE MEETINGS ON
MONDAY, DECEMBER 5, 2022 at 1:00PM
AND
FULL LEGISLATURE MEETING ON
MONDAY, DECEMBER 19, 2022 AT 1:00PM

PROPOSED ORDINANCE NO. 79 – 2022

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Fire Commission.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated October 27, 2022, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

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

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
76,900	NYS Division of Homeland Security and Emergency Services	GRT	FC	BB	76,900

§ 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. 80 - 2022

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE AND TO TRANSFER APPROPRIATIONS HERETOFORE MADE TO MODIFY CERTAIN DEPARTMENTAL BUDGETS.

WHEREAS, it has been determined that certain transfers are needed to modify certain departmental budgets; and

WHEREAS, the County Executive, by communication dated November 04, 2022, addressed to the County Legislature, has advised that a transfer of appropriations heretofore made and a supplemental appropriation are required; and

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

WHEREAS, the said transfer is known as BTCW22000048 as follows:

BTCW22000048

	<u>CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>FROM</u>	SS GEN 7300 – XX898	Social Services – General Fund - Medicaid	\$ 14,900,000
	BU GEN 1720 – AB10F	Budget – General Fund – Fringe Benefits	1,000,000
	FB GEN 3800 – AB10F	Fringe Benefits – General Fund – Fringe Benefits	9,600,000
	PD PDH 1500 - DE548	Police Department – Police Headquarters – Contractual Services	400,000
	PD PDD 2500 – DE548	Police Department – Police District – Contractual Services	750,000
	PD PDD 2000 – AA98Z	Police Department – Police District – Salaries, Wages & Fees	3,800,000
	BU GEN 1500 - 93993	Budget – General Fund - Insurance	755,000
	TOTAL		\$ 31,205,000
<u>TO</u>	CC GEN 2000 – AA97Z	Corrections – General Fund – Salaries, Wages & Fees	\$ 500,000
	CC GEN 1000 – AC98F	Corrections – General Fund – Workers Compensation	700,000
	CC GEN 1000 – DD497	Corrections – General Fund – General Expenses	200,000
	HE GEN 5400 – PP797	Health Services – General Fund – Preschool Center Base Program	6,000,000
	SS GEN 7000 – SS697	Social Services – General Fund – Recipient Grants	1,000,000
	SS GEN 7600 – TT747	Social Services – General Fund – Purchased Services	6,500,000

	PD PDH 1500 – AA97Z	Police Department – Police Headquarters – Salaries, Wages & Fees	400,000
	FB PDD 1000 – AB10F	Fringe Benefits – Police District – Fringe Benefits	4,550,000
	BU GEN 1800 – LH617	Budget – General Fund – Transfer to PDH	10,600,000
	IT GEN 1000 – DE547	Information Technology – General Fund – Contractual Services	755,000
	TOTAL		\$ 31,205,000

and

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

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

Section 1. The County Legislature does also hereby authorize the said transfers of appropriations heretofore made within the budget of the year 2022, as hereinabove set forth; and

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

BABU22000019

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
10,600,000	General Fund – Fringe Benefits	PDH	PD	AA	5,600,000
		PDH	FB	AB	5,000,000

§3. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without

the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§4. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(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.

§5. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 74 -2022

AN ORDINANCE TO ADOPT THE CAPITAL BUDGET FOR THE COUNTY OF NASSAU FOR THE FIRST YEAR OF THE FOUR-YEAR CAPITAL PLAN, TO COMMENCE ON JANUARY 1, 2022, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY

WHEREAS, section 310 of the County Government Law of Nassau County requires the County Executive to submit to the Nassau County Legislature (“County Legislature”) a proposed four-year Capital Plan (“Capital Plan”), the first year of which shall be referred to as the Proposed Capital Budget (“Proposed Capital Budget”); and

WHEREAS, on the 19th day of October 2022, the County Executive filed with the Clerk of the County Legislature three (3) copies of such Capital Plan and Proposed Capital Budget, together with his capital budget message (“Capital Budget Message”) including a summary and explaining the main features of the Proposed Capital Budget; and

WHEREAS, such Capital Plan includes, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, details, descriptions and projections of proposed capital programs, projects and activities, as well as descriptions and projections regarding all of the proposed funding sources for each capital program, project or activity contained in the Capital Plan; and

WHEREAS, such Capital Plan also includes, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, a report on the outstanding indebtedness of the County and of the Nassau County Interim Finance Authority, a report on previously approved capital programs, projects and activities which have not been completed, a report on authorized but unissued serial bonds, and projections of the County’s outstanding indebtedness assuming completion of pending capital programs, projects and activities and assuming authorization and financing of all proposed capital programs, projects and activities included in such Capital Plan; and

WHEREAS, the County Executive has, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, submitted along with such Capital Plan a Proposed

Capital Budget, including a listing of the capital programs, projects and activities, other than judgments and settlements, which are proposed to be authorized in the first year of the four year capital plan and the cost estimates associated therewith; and

WHEREAS, the County Legislature has, pursuant to subdivision b of section 310 of the County Government Law of Nassau County, made such Capital Plan and Capital Budget Message relating to the Proposed Capital Budget available for public inspection and purchase; and

WHEREAS, the County Legislature has, pursuant to subdivision b of section 310 of the County Government Law of Nassau County, published at least twice, at intervals of one week in the official newspapers, a copy of such Capital Budget Message and duly held a public hearing on such Proposed Capital Budget; and

WHEREAS, the County Legislature has given due consideration and deliberation to each and all of the items which are set forth in such Proposed Capital Budget and to the statements of all persons who were heard at such hearing; now, therefore,

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

Section 1. In accordance with the Proposed Capital Budget filed by the County Executive with the Clerk of the County Legislature the capital programs, projects and activities, other than judgments and settlements, which are proposed to be authorized in the first year of the four year capital plan and the cost estimates associated therewith, as identified in Appendix A attached hereto and incorporated herein, are hereby approved and adopted by the County Legislature as the Capital Budget of the County of Nassau for the fiscal year beginning January 1, 2022, and ending December 31, 2022.

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

§ 3. This ordinance shall take effect immediately.

PROPSOED ORDINANCE NO. 75 -2022

AN ORDINANCE TO ADOPT THE CAPITAL BUDGET FOR THE COUNTY OF NASSAU FOR THE FIRST YEAR OF THE FOUR-YEAR CAPITAL PLAN, TO COMMENCE ON JANUARY 1, 2023, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY

WHEREAS, section 310 of the County Government Law of Nassau County requires the County Executive to submit to the Nassau County Legislature (“County Legislature”) a proposed four-year Capital Plan (“Capital Plan”), the first year of which shall be referred to as the Proposed Capital Budget (“Proposed Capital Budget”); and

WHEREAS, on the 19th day of October 2022, the County Executive filed with the Clerk of the County Legislature three (3) copies of such Capital Plan and Proposed Capital Budget, together with his capital budget message (“Capital Budget Message”) including a summary and explaining the main features of the Proposed Capital Budget; and

WHEREAS, such Capital Plan includes, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, details, descriptions and projections of proposed capital programs, projects and activities, as well as descriptions and projections regarding all of the proposed funding sources for each capital program, project or activity contained in the Capital Plan; and

WHEREAS, such Capital Plan also includes, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, a report on the outstanding indebtedness of the County and of the Nassau County Interim Finance Authority, a report on previously approved capital programs, projects and activities which have not been completed, a report on authorized but unissued serial bonds, and projections of the County’s outstanding indebtedness assuming completion of pending capital programs, projects and activities and assuming authorization and financing of all proposed capital programs, projects and activities included in such Capital Plan; and

WHEREAS, the County Executive has, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, submitted along with such Capital Plan a Proposed

Capital Budget, including a listing of the capital programs, projects and activities, other than judgments and settlements, which are proposed to be authorized in the first year of the four year capital plan and the cost estimates associated therewith; and

WHEREAS, the County Legislature has, pursuant to subdivision b of section 310 of the County Government Law of Nassau County, made such Capital Plan and Capital Budget Message relating to the Proposed Capital Budget available for public inspection and purchase; and

WHEREAS, the County Legislature has, pursuant to subdivision b of section 310 of the County Government Law of Nassau County, published at least twice, at intervals of one week in the official newspapers, a copy of such Capital Budget Message and duly held a public hearing on such Proposed Capital Budget; and

WHEREAS, the County Legislature has given due consideration and deliberation to each and all of the items which are set forth in such Proposed Capital Budget and to the statements of all persons who were heard at such hearing; now, therefore,

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

Section 1. In accordance with the Proposed Capital Budget filed by the County Executive with the Clerk of the County Legislature the capital programs, projects and activities, other than judgments and settlements, which are proposed to be authorized in the first year of the four year capital plan and the cost estimates associated therewith, as identified in Appendix A attached hereto and incorporated herein, are hereby approved and adopted by the County Legislature as the Capital Budget of the County of Nassau for the fiscal year beginning January 1, 2023, and ending December 31, 2023.

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

§ 3. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 76 –2022

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 20, 2022, 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:

BAHE22000016

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
118,144	New York State Department of Health	GRT	HE	AA	73,000
		GRT	HE	AB	45,144

BAHE22000017

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
966,202	New York State Department of Health	GRT	HE	AA	550,267

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
		GRT	HE	AB	409,162
		GRT	HE	HH	6,773

§ 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. 77 – 2022

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 September 20, 2022, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

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

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
21,000	NYS Dept. of Health	GRT	HE	AA	21,000

§ 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. 78 –2022

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Medical Examiner's Office

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated October 21, 2022, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

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

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
5,000	New York State Division of Homeland Security	GRT	ME	DD	5,000

§ 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. 219- 2022

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE FREEPORT SCHOOL DISTRICT IN RELATION TO A PROJECT TO PROVIDE ENHANCEMENTS TO A PORTABLE BATHROOM TRAILER AND A MARQUEE THAT WILL DISPLAY IMPORTANT INFORMATION FOR THE COMMUNITY.

WHEREAS, Nassau County (“the County”) and the Freeport Public 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 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 a project for Enhancements including a portable bathroom trailer to be used throughout the district and a marquee at the Freeport High School that will display important information for the community (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

RESOLVED, that 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 said Project is a “Type II Action” within the meaning of Part 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.

PROPOSED RESOLUTION NO. 220- 2022

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT BETWEEN THECOUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY POLICE DEPARTMENT COMMUNITY SAFETY UNIT/ AUXILIARY POLICE SECTION, AND THE TOWN OF HEMPSTEAD.

WHEREAS, the County of Nassau (the "County") and the Town of Hempstead (the "Town") are authorized pursuant to Article 5-G of the General Municipal Law to enter into intergovernmental agreements, and

WHEREAS, the County and the Town are interested in providing the Nassau County Police Department (the "Department") continued access to the parking lot of the Echo Park Swimming Complex, located at 399 Nassau Boulevard, West Hempstead, New York 11552 (the "Parking Lot") for the purpose of parking Auxiliary Police Section vehicles; and

WHEREAS, the Town has agreed to provide the Department access to the Parking Lot; and

WHEREAS, the County and the Town believe it to be in the best interests of the taxpayers of their respective communities to authorize intermunicipal cooperation with respect to mutual covenants set forth in the proposed agreement, a copy of which is on file with the Clerk of the Legislature; now, therefore, be it

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

PROPOSED RESOLUTION NO. 221 -2022

**A RESOLUTION TO CONFIRM THE COUNTY EXECUTIVE’S
APPOINTMENT OF RICHARD CORBETT TO THE POSITION OF
COMMISSIONER OF THE OFFICE OF EMERGENCY MANAGEMENT**

WHEREAS, the Honorable Bruce Blakeman, County Executive, has transmitted to this Legislature written notification of the appointment of Richard Corbett to the position of Commissioner of the Office of Emergency Management, pursuant to Sections 203 and 2113 of the County Government Law of Nassau County; and

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

RESOLVED, that the appointment by the County Executive of Richard Corbett to the position of Commissioner of the Office of Emergency Management be, and the same 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)(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.

PROPOSED RESOLUTION NO. 222-2022

A RESOLUTION PROVIDING FOR THE ISSUANCE OF A WARRANT DIRECTING THE TREASURER OF THE COUNTY OF NASSAU TO PAY TO THE SUPERVISORS OF THE SEVERAL TOWNS AND TO THE TREASURERS OF THE SEVERAL VILLAGES AND CITIES WITHIN THE COUNTY OF NASSAU, THE SUMS AS APPORTIONED BY THE NASSAU COUNTY LEGISLATURE BASED ON A REPORT FILED BY THE COUNTY TREASURER AND THE COUNTY CLERK, SHOWING DEPOSITS FROM MORTGAGE TAXES FOR THE PERIOD OF ONE YEAR COMMENCING OCTOBER 1, 2021 THROUGH SEPTEMBER 30, 2022; PURSUANT TO THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE.

WHEREAS, the County Treasurer and the County Clerk have heretofore filed with the Clerk of the Nassau County Legislature their joint report showing that the sum of \$ 34,108,769.64 is the net amount to be credited to the various tax districts in the County of Nassau, in accordance with section 5-1.2 of the Nassau County Administrative Code for the period commencing October 1, 2021, and ending on September 30, 2022; and

WHEREAS, the Nassau County Legislature in pursuance of said section of the Nassau County Administrative Code is required to issue its warrants for payment to the respective tax districts of the County of seventy-five percent of the amounts credited in the quarterly reports for the period commencing October 1, 2021 and ending on September 30, 2022 as apportioned as required by the aforesaid section; and

WHEREAS, the Nassau County Legislature in pursuance of the said section of the Nassau County Administrative Code is required to issue its warrant, based upon the entire amount, less expenses, collected for such mortgage taxes during the entire preceding year ending September 30th, after having first deducted all amounts theretofore paid to the various supervisors and treasurers during the tax period covered by the said warrant; and

WHEREAS, the aforesaid section of the Nassau County Administrative Code further requires that the said warrant to be issued by the Nassau County Legislature shall direct payment of the net amount of such taxes as finally apportioned, to the respective supervisors and village and city treasurers; now therefore, be it

RESOLVED, that the sum of \$ 34,108,769.64 being the net amount collected as above, is hereby apportioned among the respective tax district of the County of Nassau as follows, less all amounts heretofore paid to the various supervisors and

treasurers covering the tax period commencing October 1, 2021 and ending September 30, 2022.

To the Supervisor of the
Town of Hempstead the sum of \$14,068,498.13

To the Village Treasurer of the Incorporated
Villages in the Town of Hempstead

VILLAGE	NET AMOUNT
ATLANTIC BEACH	\$ 35,494.16
BELLEROSE	\$ 9,073.34
CEDARHURST	\$ 99,643.23
EAST ROCKAWAY	\$ 74,330.30
FLORAL PARK	\$ 116,209.19
FREEPORT	\$ 378,258.95
GARDEN CITY	\$ 515,975.23
HEMPSTEAD	\$ 442,086.49
HEWLETT BAY PARK	\$ 18,910.74
HEWLETT HARBOR	\$ 18,415.39
HEWLETT NECK	\$ 4,797.17
ISLAND PARK	\$ 27,436.42
LAWRENCE	\$ 116,048.37
LYNBROOK	\$ 186,078.35
MALVERNE	\$ 66,627.37
MINEOLA	\$ 384.28
NEW HYDE PARK	\$ 26,324.20
ROCKVILLE CENTRE	\$ 333,744.61
SOUTH FLORAL PARK	\$ 3,730.18
STEWART MANOR	\$ 13,440.79
VALLEY STREAM	\$ 267,941.20
WOODSBURGH	\$ 7,815.94

To the Supervisor of the

Town of North Hempstead, the sum of \$ 5,013,819.60

To the Village Treasurer of the Incorporated
Villages in the Town of North Hempstead

VILLAGE	NET AMOUNT
BAXTER ESTATES	\$ 14,012.95
EAST HILLS	\$ 102,427.79
EAST WILLISTON	\$ 21,992.22
FLORAL PARK	\$ 14,181.35
FLOWER HILL	\$ 73,406.03
GARDEN CITY	\$ 927.63
GREAT NECK	\$ 142,119.00
GREAT NECK ESTATES	\$ 39,844.56
GREAT NECK PLAZA	\$ 157,378.16
KENSINGTON	\$ 13,188.65
KINGS POINT	\$ 127,163.56
LAKE SUCCESS	\$ 157,407.86
MANORHAVEN	\$ 41,872.19
MINEOLA	\$ 306,296.02
MUNSEY PARK	\$ 40,185.87
NEW HYDE PARK	\$ 44,633.32
NORTH HILLS	\$ 136,743.07
OLD WESTBURY	\$ 83,019.95
PLANDOME	\$ 22,650.99
PLANDOME HEIGHTS	\$ 8,865.46
PLANDOME MANOR	\$ 17,133.30
PORT WASHINGTON N.	\$ 44,436.38
ROSLYN	\$ 73,251.45
ROSLYN ESTATES	\$ 15,029.27
ROSLYN HARBOR	\$ 20,616.11
RUSSELL GARDENS	\$ 14,951.98
SADDLE ROCK	\$ 14,701.04
SANDS POINT	\$ 89,476.33
THOMASTON	\$ 41,520.99
WESTBURY	\$ 124,619.03
WILLISTON PARK	\$ 51,436.38

To the Supervisor of the Town of Oyster
Bay, the sum of \$ 7,704,149.91

To the Village Treasurer of the Incorporated
Villages in the Town of Oyster Bay

VILLAGE	AMOUNT
BAYVILLE	\$ 58,253.68
BROOKVILLE	\$ 146,805.40
CENTRE ISLAND	\$ 15,684.60
COVE NECK	\$ 7,236.48
EAST HILLS	\$ 455.01
FARMINGDALE	\$ 103,951.85
LATTINGTOWN	\$ 81,699.68
LAUREL HOLLOW	\$ 53,415.85
MASSAPEQUA PARK	\$ 101,212.27
MATINECOCK	\$ 53,216.79
MILL NECK	\$ 43,726.88
MUTTONTOWN	\$ 110,839.46
OLD BROOKVILLE	\$ 64,619.65
OLD WESTBURY	\$ 101,283.64
OYSTER BAY COVE	\$ 54,147.73
ROSLYN HARBOR	\$ 3,102.42
SEA CLIFF	\$ 60,060.36
UPPER BROOKVILLE	\$ 83,857.89

To the City Treasurer of the City of
Long Beach, the sum of \$ 710,636.22

To the City Treasurer or comparable
Financial officer of the City of
Glen Cove, the sum of \$ 649,841.35

and be it further

RESOLVED, that the Clerk of the Nassau County
Legislature shall execute on behalf of the Legislature a warrant,
in pursuance of Section 5-1.2 of the Nassau County Administrative

Code, directing the County Treasurer to make payment of the aforesaid sums to the respective officials set forth herein.

PROPOSED RESOLUTION NO. 223- 2022

**AMENDING RESOLUTION 448-2001, AS AMENDED, ENTITLED “DESIGNATING
BANKS AND TRUST COMPANIES FOR THE DEPOSIT OF MONIES RECEIVED BY
THE COUNTY TREASURER”**

WHEREAS, Section 10 of the General Municipal Law, Section 212 of the County Law and Section 5-1.0 of the Nassau County Administrative Code require the governing board of the County to designate depositories of County funds; and

WHEREAS, Resolution No. 448-2001, as amended, designates certain banking institutions as depositories of public funds of the County of Nassau under the custody or control of the County Treasurer; and

WHEREAS, from time to time, the list of designated depositories needs to be revised and updated to account for mergers, name changes, additions or subtractions; now, therefore, be it

RESOLVED, that the list of banks, trust companies, and national banking associations set forth in Resolution No. 448-2001, as amended, is amended to read as follows:

Name of Bank

Bank of America, N.A.

The Bank of New York Mellon

Capital One Bank

Citibank, N.A.

The First National Bank of Long Island

Flushing Commercial Bank

Habib American Bank

Hanover Bank

HSBC Bank USA

Industrial Bank

JPMorgan Chase Bank

M&T Bank

Morgan Stanley

Santander Bank

Signature Bank

TD Bank

U.S. Bank

Valley National Bank

Webster Bank

Wells Fargo Bank, N.A.

PROPOSED RESOLUTION NO. 224 – 2022

**A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2022**

WHEREAS, the County Executive, by communication dated October 20, 2022 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 2022; 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 BTCW22000046 as follows:

BOARD TRANSFER NO. BTCW22000046

	<u>CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>FROM</u>	ME-GRT-JS20-DD498	Medical Examiner—Grant Fund—General Expense	\$ 24,000.00
	TOTAL		\$ 24,000.00
<u>TO</u>	ME-GRT-JS20-BB197	Medical Examiner—Grant Fund—Equipment Expense	\$ 24,000.00
	TOTAL		\$ 24,000.00

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 2022, 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. 225– 2022

**A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2022**

WHEREAS, the County Executive, by communication dated October 20, 2022 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 2022; 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 BTCW22000042 as follows:

BOARD TRANSFER NO. BTCW22000042

	<u>CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>FROM</u>	HE-GRT-L200 (21)-AA98Z	Health Department—Grant Fund—Salaries Expense	\$ 1,513.00
	TOTAL		\$ 1,513.00
<u>TO</u>	HE-GRT-L200 (21)-AB10F	Health Department—Grant Fund—Fringe Benefits Expense	\$ 1,081.00
	HE-GRT-L200 (21)-DD497	Health Department—Grant Fund—General Expense	\$ 432.00
	TOTAL		\$ 1,513.00

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 2022, 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. 214 - 2022

A RESOLUTION TO ADOPT THE FOUR-YEAR CAPITAL PLAN FOR THE COUNTY OF NASSAU, TO COMMENCE ON JANUARY 1, 2022, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY

WHEREAS, section 310 of the County Government Law of Nassau County requires the County Executive to submit to the Nassau County Legislature (“County Legislature”) a proposed four-year Capital Plan (“Capital Plan”), the first year of which shall be referred to as the Proposed Capital Budget (“Proposed Capital Budget”); and

WHEREAS, on the 19th day of October 2022, the County Executive filed with the Clerk of the County Legislature three (3) copies of such Capital Plan and Proposed Capital Budget, together with her capital budget message (“Capital Budget Message”) including a summary and explaining the main features of the Proposed Capital Budget; and

WHEREAS, such Capital Plan includes, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, details, descriptions and projections of proposed capital programs, projects and activities, as well as descriptions and projections regarding all of the proposed funding sources for each capital program, project or activity contained in the Capital Plan; and

WHEREAS, such Capital Plan also includes, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, a report on the outstanding indebtedness of the County and of the Nassau County Interim Finance Authority, a report on previously approved capital programs, projects and activities which have not been completed, a report on authorized but unissued serial bonds, and projections of the County’s outstanding indebtedness assuming completion of pending capital programs, projects and activities and assuming authorization and financing of all proposed capital programs, projects and activities included in such Capital Plan; and

WHEREAS, the County Executive has, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, submitted along with such Capital Plan a Proposed Capital Budget, including a listing of the capital programs, projects and activities, other than

judgments and settlements, which are proposed to be authorized in the first year of the four-year capital plan and the cost estimates associated therewith; and

WHEREAS, the County Legislature has, pursuant to subdivision b of section 310 of the County Government Law of Nassau County, made such Capital Plan and Capital Budget Message relating to the Proposed Capital Budget available for public inspection and purchase; now, therefore, be it

RESOLVED, in accordance with the proposed four-year Capital Plan and Capital Budget filed by the County Executive with the Clerk of the County Legislature on the 19th of October 2022, that the capital programs, projects and activities, other than judgments and settlements, identified in Appendix A attached hereto and incorporated herein, are hereby approved and adopted by the County Legislature as the Capital Plan of the County of Nassau for the fiscal years beginning January 1, 2022, and ending December 31, 2025; and be it further

RESOLVED that this resolution, 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 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.

PROPOSED RESOLUTION NO. 215 - 2022

A RESOLUTION TO ADOPT THE FOUR-YEAR CAPITAL PLAN FOR THE COUNTY OF NASSAU, TO COMMENCE ON JANUARY 1, 2023, PURSUANT TO THE PROVISIONS OF SECTION 310 OF THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY

WHEREAS, section 310 of the County Government Law of Nassau County requires the County Executive to submit to the Nassau County Legislature (“County Legislature”) a proposed four-year Capital Plan (“Capital Plan”), the first year of which shall be referred to as the Proposed Capital Budget (“Proposed Capital Budget”); and

WHEREAS, on the 19th day of October 2022, the County Executive filed with the Clerk of the County Legislature three (3) copies of such Capital Plan and Proposed Capital Budget, together with his capital budget message (“Capital Budget Message”) including a summary and explaining the main features of the Proposed Capital Budget; and

WHEREAS, such Capital Plan includes, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, details, descriptions and projections of proposed capital programs, projects and activities, as well as descriptions and projections regarding all of the proposed funding sources for each capital program, project or activity contained in the Capital Plan; and

WHEREAS, such Capital Plan also includes, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, a report on the outstanding indebtedness of the County and of the Nassau County Interim Finance Authority, a report on previously approved capital programs, projects and activities which have not been completed, a report on authorized but unissued serial bonds, and projections of the County’s outstanding indebtedness assuming completion of pending capital programs, projects and activities and assuming authorization and financing of all proposed capital programs, projects and activities included in such Capital Plan; and

WHEREAS, the County Executive has, pursuant to subdivision a of section 310 of the County Government Law of Nassau County, submitted along with such Capital Plan a Proposed Capital Budget, including a listing of the capital programs, projects and activities, other than judgments and settlements, which are proposed to be authorized in the first year of the four-year capital plan and the cost estimates associated therewith; and

WHEREAS, the County Legislature has, pursuant to subdivision b of section 310 of the County Government Law of Nassau County, made such Capital Plan and Capital Budget Message relating to the Proposed Capital Budget available for public inspection and purchase; now, therefore, be it

RESOLVED, in accordance with the proposed four-year Capital Plan and Capital Budget filed by the County Executive with the Clerk of the County Legislature on the 19th of October 2022, that the capital programs, projects and activities, other than judgments and settlements, identified in Appendix A attached hereto and incorporated herein, are hereby approved and adopted by the County Legislature as the Capital Plan of the County of Nassau for the fiscal years beginning January 1, 2023, and ending December 31, 2026; and be it further

RESOLVED that this resolution, 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 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.

PROPOSED RESOLUTION NO. 216 - 2022

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *NEW YORK COMMUNITY BANK V. COUNTY OF NASSAU, ET AL.* INDEX NOS. 403506/2016 AND 405543/2017, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, New York Community Bank (the “Petitioner”) commenced an action entitled *New York Community Bank v. County of Nassau, et al.*, Index Nos. 403506/2016 and 405543/2017, against the County of Nassau (the “County”), alleging excessive assessment of Petitioner’s real property, and the County has agreed to make payment to Petitioner estimated in the aggregate amount of \$113,708, plus interest at a stipulated rate, in full settlement of all possible claims Petitioner may have against the County arising from the alleged excessive assessment; and

WHEREAS, payments are to be made based upon reductions to the assessed value set forth below of Petitioner’s real property, a multi-story, owner-occupied office building located at 615 Merrick Avenue in Westbury, NY (Section 44, Block 78, Lot 47) (hereinafter “Petitioner’s Property”); and

WHEREAS, the reduction of assessed value for Petitioner’s Property is \$15,800 for the 2015/2016 tax year; and

WHEREAS, the County Attorney has caused an investigation and analysis to be made of the said action and as a result thereof recommends that it be settled based on the reduced assessed values as set forth above; now therefore, be it

RESOLVED, that the County Attorney be and is hereby authorized and directed to settle the said action based on the reduced assessed values as indicated above, provided that, if any payment arising from said action is to be made from the proceeds of a borrowing, that a bond ordinance to finance such settlement is adopted by this Legislature and any borrowing pursuant to such bond ordinance is approved by the Nassau County Interim Finance Authority, if such approval is required; and be it further

RESOLVED, that the County Treasurer be and is hereby authorized to pay any refund due and owing based upon the reduction of assessed value for Petitioner’s Property, which is \$15,800 for the 2015/2016 tax year; 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 settlement is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO.

217- 2022

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST ACTAVIS LLC, WATSON LABORATORIES, INC., ACTAVIS PHARMA, INC., TEVA PHARMACEUTICAL INDUSTRIES LTD., TEVA PHARMACEUTICALS USA, AND ANDA INC. (COLLECTIVELY “THE TEVA DEFENDANTS”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY, AND THE NASSAU COUNTY ADMINISTRATIVE CODE.

WHEREAS, the County of Nassau filed an action captioned *County of Nassau v. Purdue Pharma L.P., et al.*, Index No. 605477/2017 (Sup. Ct. Nassau Cty.) against various opioid manufacturers and distributors, including, but not limited to Actavis LLC, Watson Laboratories, Inc., Actavis Pharma, Inc., Teva Pharmaceutical Industries Ltd., Teva Pharmaceuticals USA, and Anda Inc. (collectively, “the Teva Defendants”), in an effort to hold them responsible for their role in creating the opioid epidemic; and

WHEREAS, the action subsequently was transferred to Suffolk County and coordinated with other actions commenced by governmental entities in the coordinated New York opioid litigation captioned *In Re Opioid Litigation*, Index No. 400000/2017 (Sup. Ct., Suffolk Cty.); and

WHEREAS, Nassau County has determined that a settlement agreement with the Teva Defendants whereby the Teva Defendants have agreed to make specified payments to Nassau County totaling \$68,250,000 in accordance with a negotiated schedule, plus attorneys’ fees and expenses, in full settlement of all claims that Nassau County has brought or could have brought against the Teva Defendants in the aforementioned actions; and

WHEREAS, the Nassau County Attorney has caused an investigation and analysis to be made of the claims and as a result thereof recommends that the claims be settled in accordance with the terms of the aforementioned settlement agreement; now therefore, be it

RESOLVED, that the Nassau County Attorney be and is hereby authorized and directed to settle the claims in accordance with the settlement agreement as indicated above; 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 settlement is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 218 – 2022

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO THE MUNICIPAL COOPERATION AGREEMENT BETWEEN NASSAU COUNTY AND THE TOWN OF HEMPSTEAD FOR MONITORING PIPING PLOVER NESTING AREAS AT NICKERSON BEACH PARK, LIDO BEACH, NY.

WHEREAS, Eugene Nickerson Beach Park (“Nickerson”) in Lido Beach, New York is owned and operated by the County of Nassau (the “County”); and

WHEREAS, the County authorized a Municipal Cooperation Agreement (the “Agreement”) under CQPK17000025-06 with the Town of Hempstead (the “Town”) whereby the-County paid the Town to provide monitoring of piping plover nesting areas at Nickerson (the “Services”) because the Town’s Department of Conservation and Waterways (the “Department”) has trained and experienced staff for those Services; and

WHEREAS, the County requested Amendment No. 1 (the “Amendment”) to the Agreement that will, *inter alia*, extend the Agreement to December 31, 2022; and

WHEREAS, the Town adopted the Amendment to the Agreement on September 20, 2022; and

WHEREAS, the execution of this Amendment is in the public interest and in the best interests of the County and the Town; and

WHEREAS, the County negotiated the Amendment to the Agreement with the Town to provide Services at Nickerson, a copy of which is on file with the Clerk of the Legislature; NOW, THEREFORE, be it

RESOLVED, that the Nassau County Legislature hereby approves Amendment No. 1 to the Agreement; and it is further

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.

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NASSAU COUNTY LEGISLATURE
FULL LEGISLATURE MEETING

RICHARD NICOLELLO
PRESIDING OFFICER

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

Monday, November 21, 2022
1:19 p.m.

TAKEN BY: KAREN LORENZO, OFFICIAL COURT REPORTER

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LEGISLATOR RICHARD J. NICOLELO
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 (ABSENT)
3rd Legislative District

LEGISLATOR DEBRA MULE
5th Legislative District

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LEGISLATOR C. WILLIAM GAYLOR, III

6th Legislative District

LEGISLATOR JOHN J. GIUFFRE

8th Legislative District

LEGISLATOR MAZI MELESA PILIP

10th Legislative District

LEGISLATOR DELIA DERIGGI-WHITTON

11th Legislative District

LEGISLATOR JAMES KENNEDY

12th Legislative District

LEGISLATOR THOMAS MCKEVITT

13th Legislative District

LEGISLATOR LAURA SCHAEFER

14th Legislative District

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LEGISLATOR JOHN FERRETTI, JR. (ABSENT)

15th Legislative District

LEGISLATOR ARNOLD W. DRUCKER

16th Legislative District

LEGISLATOR ROSE MARIE WALKER

17th Legislative District

LEGISLATOR JOSHUA LAFAZAN

18th Legislative District

LEGISLATOR STEVEN RHOADS

19th Legislative District

MICHAEL PULITZER

Clerk of the Legislature

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A L S O A P P E A R E D :

TOP COPS:

POLICE COMMISSIONER RYDER

KEVIN MULLICK PBA

JEFF GROSS DAI

OFFICER CHRIS LEW

DETECTIVE JESSICA BRENAN

CITATIONS:

HAWKS SOCCER TEAM

FREEPORT FIRE DEPARTMENT, BALDWIN FIRE

DEPARTMENT, AND SANI 2

PUBLIC COMMENT:

BRIAN SULLIVAN COBA

JOEL BERSE

CASEY DUBOFSKY

LINDSAY DUBOFSKY

JILL MINDLIN

MAYA KONOFF

CHRISTOPHER DUFFY

JENNIFER GROSS

OLGA KAGAN

PEARL JACOBS

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APPEARANCES CONTINUED:

CHRIS JACOBS

JEANNINE MAYNARD

LEVEDA FELDER

KAYLA JACKSON

META MEREDAY

APPOINTMENT:

ROBERT CORBETT COMMISSIONER OEM

1
2 PRESIDING OFFICER NICOLELLO: Welcome
3 to the Nassau County Legislature. We're
4 going to call this meeting of the
5 Legislature to order and ask Legislator
6 Ford to lead us in the Pledge of
7 Allegiance.

8 (Whereupon, the Pledge of
9 Allegiance is recited.)

10 PRESIDING OFFICER NICOLELLO: Thank
11 you, Legislator Ford. Mike, could you
12 please call the roll?

13 CLERK PULITZER: Thank you.
14 Presiding Officer. Roll call. Deputy
15 Presiding Officer Howard Kopel?

16 LEGISLATOR KOPEL: Here.

17 CLERK PULITZER: Alternate Presiding
18 officer Denise Ford?

19 LEGISLATOR FORD: Here.

20 CLERK PULITZER: Thank you.

21 Legislator Siela Bynoe?

22 LEGISLATOR BYNOE: Here.

23 CLERK PULITZER: Legislator Carrie
24 Solages?

25 LEGISLATOR SOLAGES: (No response).

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CLERK PULITZER: Legislator Debra
Mule?

LEGISLATOR MULE: Here.

CLERK PULITZER: Legislator C.
William Gaylor, III?

LEGISLATOR GAYLOR: Present.

CLERK PULITZER: Thank you, sir.
Legislator John Giuffre?

LEGISLATOR GUIFFRE: Here.

CLERK PULITZER: Mazi Pilip

LEGISLATOR PILIP: Here

CLERK PULITZER: Legislator Delia
Deriggi-Whitton?

LEGISLATOR DERIGGI-WHITTON: Here.

CLERK PULITZER: Legislator James
Kennedy?

LEGISLATOR KENNEDY: Here.

CLERK PULITZER: Legislator Thomas
McKevitt?

LEGISLATOR MCKEVITT: Here.

CLERK PULITZER: Legislator Laura
Schaefer?

LEGISLATOR SCHAEFER: Here.

CLERK PULITZER: Legislator John

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Ferretti?

LEGISLATOR FERRETTI: (No response).

CLERK PULITZER: Legislator Arnold
Drucker?

LEGISLATOR DRUCKER: Here.

CLERK PULITZER: Thank you.
Legislator Rose Marie Walker?

LEGISLATOR WALKER: Here.

CLERK PULITZER: Legislator Joshua
Lafazan?

LEGISLATOR LAFAZAN: Here.

CLERK PULITZER: Legislator Steven
Rhoads?

LEGISLATOR RHOADS: Present.

CLERK PULITZER: Minority Leader
Kevan Abrahams?

LEGISLATOR ABRAHAMS: Here.

CLERK PULITZER: Presiding Officer
Richard Nicolello?

LEGISLATOR NICOLLELO: Present.

CLERK PULITZER: We have a quorum,
sir.

PRESIDING OFFICER NICOLELLO: Thank
you very much.

1
2 All right, so this is the meeting of
3 the Legislature. Before we get to the
4 business portion of the meeting, we have
5 several points in our agenda.

6 First, as every month we have
7 presentations to the Top Cops for the
8 month of December. We have presentations
9 from the Nassau County PBA and DAI,
10 followed by points of personal privilege.
11 There'll be some recognition of some
12 sports teams, etc., who are here, a
13 presentation by Brian Sullivan from the
14 Corrections Officers Benevolent
15 Association, and then public comment. If
16 you intend to make any public comments,
17 please complete a slip which we have over
18 here at this table (indicating) and
19 submit the comment to the Clerk's Office
20 here, and then we will call up you to
21 make your comment during that portion of
22 our meeting.

23 So again, let's start things off
24 with the Top Cops. And I'd like to invite
25 up Kevin Mullick, First Vice President of

1
2 the Nassau PBA.

3 MR. MULLICK: Good afternoon. First
4 off, I want to thank the Legislature for
5 giving me the opportunity to speak on the
6 Top Cops. It's a very good arrest that
7 I'm about to read.

8 So for November 2022, on August 29th
9 of 2022, and that's on a Monday -- we'll
10 get back to that in a minute -- at
11 approximately 530 hours, three male
12 subjects entered a BP gas station on
13 planned road in Manhasset in the Sixth
14 Precinct. The subjects approached the gas
15 attendant wearing masks. The subjects
16 punched the gas attendant while
17 displaying a small black handgun while
18 shouting, "Where's the dollars? Where's
19 the dollars"? One of the subjects rushed
20 the cash registers and removed over
21 \$1,000. While exiting the gas station,
22 the subjects stole the complainant's car
23 keys, smashed and stole his cell phone
24 and fled the location in a Honda Civic
25 that was reported stolen out of New York

1
2 City. Sixth Precinct Police Officer Chris
3 Lew heard the radio call for a robbery.
4 He approached the location and he did
5 observe three male subjects wearing masks
6 in a Honda Civic. Officer Lew activated
7 his lights and a subject stopped the
8 vehicle in the middle of the service
9 road. The driver and rear passenger
10 exited the vehicle and fled on foot
11 towards Searingtown in the Third
12 Precinct. Officer Lew went over the radio
13 to give notification that subjects were
14 now on foot. Officer Lew apprehended the
15 subject in the front passenger seat.

16 Sixth Precinct Police Officer
17 William Gottfried and Third Precinct
18 Police Officer Chris McGraw began to
19 canvass the area after hearing Officer
20 Lew's notification. Officer Gottfried and
21 McGraw spoke to an Uber driver who stated
22 he saw two male subjects. Officer
23 Gottfried drove around the block to set
24 up a perimeter and saw one male subject.
25 When the subject spotted Police Officer

1
2 Gottfried, he ran back towards Police
3 Officer McGraw.

4 Officer McGraw heard Officer
5 Gottfried shout that the subject was
6 headed towards him and pursued the
7 subject on foot while shouting verbal
8 commands to stop. The subject refused to
9 comply. The subject then jumped the fence
10 into a wooded area that leads to the
11 Northern State Parkway where Officer
12 McGraw was in the wooded area and Officer
13 McGraw was able to apprehend the subject
14 and place him under arrest. The subject
15 was positively identified and was
16 transported to the robbery squad.

17 While these subjects were being
18 processed, it was determined that one of
19 the subjects had over 80 prior arrests.
20 If not for the quick response, quick
21 actions, dedication, and bravery, these
22 subjects would have continued their
23 robbery spree. The Nassau County PBA is
24 proud to announce Police Officers Chris
25 Lew, Chris McGraw, and William Gottfried

1
2 as Legislative Top Cops of November 22
3 (applause).

4 I just want to add one thing. So as
5 I said in the beginning, it was about 530
6 in the morning on a Monday. And things
7 like these sometimes become very messy,
8 especially when you're pursuing people on
9 a parkway. Thank you. One last thing.
10 Happy Thanksgiving.

11 POLICE COMMISSIONER RYDER: I'm
12 going to correct Kevin. We do not pursue.

13 All right. First of all, I want to
14 thank you all for giving us the
15 opportunity to to recognize our officers
16 here. Again, it's not uncommon these days
17 to see people wearing a mask, driving a
18 car, but the great work done by our cops
19 -- but let's not forget our civilians,
20 those who work in our Communications
21 Bureau who received that 911 call, who
22 give out the description in a calm,
23 steady fashion every time to make sure
24 our cops get it. As it started out and
25 then into two foot pursuits that they

1
2 were able to catch both of these people,
3 it always gets a little difficult at
4 times. And our cops did an outstanding
5 job. That is because of the great
6 training that they get by the men and
7 women of the police academy.

8 So, again, thank you for this
9 opportunity. And as Kevin said, Happy
10 Thanksgiving.

11 OFFICER LEW: How you doing, Leg
12 (sic)? I just want to say, I want to
13 thank you guys for the honor, I think the
14 PBA and Commissioner Ryder and my fellow
15 co-workers. Thank you so much. And Happy
16 Thanksgiving.

17 PRESIDING OFFICER NICOLELLO: Thank
18 you officers. On behalf of the
19 Legislature and a grateful Nassau County,
20 I want to thank all of you for your fine
21 work. When I was reading this the other
22 day, it unfolds like a television show.
23 When two of the suspects left and fled on
24 foot, I was saying to myself, there's no
25 way they're going to catch them. The

1
2 fact that you were able to apprehend all
3 three through coordination, stamina,
4 persistence, skill is truly
5 extraordinary. It reflects well on your
6 entire Department.

7 The one thing that does scream off
8 this page is the suspect had 80 prior
9 arrests. I mean, the average resident has
10 to say to himself, how is it possible
11 that someone with 80 prior arrests is out
12 on the streets? Some elements of our
13 system have to be have to be changed. I
14 mean, if there's 80 prior arrests, you're
15 probably talking about hundreds of
16 victims. It's just astonishing.

17 But again, congratulations and well
18 done, guys. We're going to bring you up
19 in a moment to have a presentation, but
20 we're going to ask the DAI to come up
21 first.

22 I'd like to invite up Jeff Gross,
23 the president of the Detectives
24 Association Inc.

25 MR. GROSS: Okay. First, I'd like to

1
2 thank the Leg (sic), the Presiding
3 Officer, Richard Nicoletto, Minority
4 Leader Kevan Abrahams, and the Full
5 Legislative Body for having us here
6 today. We're here to honor detectives
7 from the Seventh Squad, Detective Jessica
8 Brennan, Jason Wrieseke, and Detective
9 Sergeant Ronald Moore.

10 This incident occurred on August the
11 28th, a little after 9:00 at Birch
12 Elementary School in Merrick. So just to
13 paint a picture, you have a child, 14
14 years old, riding his bike. A male,
15 unprovoked, comes out of nowhere, knocks
16 him off the bike and beats him. The 14
17 year old was knocked into a coma. Well,
18 actually, I'm sorry. He was knocked
19 unconscious. He was transported to
20 Cohen's hospital where he was unconscious
21 for two weeks. That's all the detectives
22 knew when they got this case. It was
23 their tenacity, their dedication, their
24 going around to an old fashioned police
25 work, ringing doorbells, looking for

1
2 witnesses to find out that this was a
3 ding dong ditch situation where they rang
4 this person's doorbell. The father and
5 son came out. They ran to the school and
6 they saw an innocent kid riding his bike
7 and they assumed that was the kid who did
8 it. And they knocked him off his bike and
9 they beat him until he was unconscious.
10 It was because of these detectives
11 working for three days, tirelessly,
12 putting it all together, asking for Ring
13 doorbells and other videos, were able to
14 get a video, get a partial description,
15 eventually find the suspect, bring him
16 in, questioned him, and then get
17 statements that led to the arrest.

18 I was just told the 14 year old just
19 returned back to school recently. But
20 that's the dedication and the
21 professionalism of the Nassau County
22 detectives. And again, I appreciate your
23 time and opportunity and I wish you guys
24 all a Happy Thanksgiving.

25 POLICE COMMISSIONER RYDER: It takes

1
2 a special person to become a detective.
3 Someone that's willing to take on the
4 day-to-day work, the day-to-day grind and
5 what goes into it. But they are invested
6 in their victims. They are invested to
7 make sure that they get closure and they
8 give their victims a voice. They are
9 families, too, as you see here, she
10 brought her young daughter with it here
11 today.

12 So we thank you for what you've done
13 to increase our detectives to the number
14 we have. We are still working to make it
15 better and make it more enhanced that
16 they want to come on to Detective
17 Division. But also, Detective Sergeant
18 Moore leads this group. It's challenging
19 to be a supervisor in those roles, but
20 they do a great job. So again, we thank
21 you for giving this opportunity to
22 recognize them. Thank you.

23 DETECTIVE BRENNAN: Thank you for
24 acknowledging our casework and the
25 opportunity. Happy Thanksgiving

1
2 (applause).

3 PRESIDING OFFICER NICOLELLO:
4 Legislator Rhoads.

5 LEGISLATOR RHOADS: In the time that
6 I've had the opportunity to be a county
7 legislator, I think one of the greatest
8 things that we've done as a Legislature
9 is have this Top Cop's brief moment at
10 the start of every meeting to be able to
11 recognize some of the incredible police
12 work that happens every single day as
13 you're out there protecting our
14 residents. And a lot of times that goes
15 unnoticed. This is a perfect example of
16 that. You're using your ingenuity, your
17 diligence in protecting the rights of the
18 victim, which seems to have been
19 forgotten in this entire process when
20 dealing with what you've been dealing
21 with coming out of Albany recently.

22 We still have the dedicated men and
23 women of the Nassau County Police
24 Department who are out there every single
25 day fighting for victims, fighting to

1
2 keep our communities safe. And I want to
3 congratulate all three of you on behalf
4 of all of our legislators for the
5 incredible work that you did in this
6 case.

7 This is one of the instances where
8 we did hear about this, obviously, on the
9 news because of the age of the victim.
10 But it's wonderful to see chasing down
11 leads, going for the Ring doorbell video
12 cameras, canvassing the neighborhood,
13 looking for witnesses, that this was old
14 fashioned detective work that helped you
15 identify the perpetrator in this case,
16 helped you bring them to justice, but
17 just as importantly, help keep our
18 community safe and help get justice for
19 the victim of this crime. That's what you
20 do every single day in spite of the
21 challenges that Albany continues to throw
22 up against you.

23 I want to thank you for your
24 dedication, Detective Brennan, Detective
25 Wriseke, and Detective Sergeant Moore.

1
2 Thank you for being out there. And I know
3 that you represent 2500 of our law
4 enforcement officers that are here in
5 Nassau County who are out there doing the
6 same thing every day to to help keep us
7 safe. So God bless each and every one of
8 you and thank you for being there
9 (applause).

10 (Whereupon, Top Cops
11 presented citation.)

12 PRESIDING OFFICER NICOLELLO: All
13 right. The next item is a point of
14 personal privilege. We have Legislators
15 Mule, Abrahams, Rhoads, and Drucker.

16 LEGISLATGOR MULE: All right,
17 Presiding Officer. May I start? I'd like
18 to ask the members of the Freeport Fire
19 Department, the Baldwin Fire Department,
20 and Sani 2 to come up, please. Right over
21 there. We've got a big crowd. Come on up.
22 And we especially need Chief Anthony
23 Cetera. And we especially need Lieutenant
24 Brown. Will Lieutenant Brown and Chief
25 Cetera, please come up to the front. They

1
2 really hate being here. They really do.
3 All right.

4 I usually like to speak from the
5 heart, but there's a lot of details in
6 this. And so I'm going to read something
7 that's prepared because I don't want to
8 miss anything:

9 "On Friday, November 4th, at
10 approximately 8:46 a.m., Nassau County,
11 911 and Fire Communications received
12 numerous calls for a house fire at 30
13 East Raymond Avenue in Roosevelt. The
14 Freeport Fire Department was alerted for
15 an engine to respond on the second alarm,
16 bringing Engine 216 and Third Assistant
17 Chief Anthony Cetara to the scene.
18 Simultaneously to Chief Cetera arriving
19 on the scene, Lieutenant Joe Brown from
20 Baldwin Truck One was on his way to a
21 sanitation route in Roosevelt while
22 working as a supervisor for the Town of
23 Hempstead Sanitation District 2.
24 Realizing the fire is on his route, he
25 responded to the scene in his sanitation

1
2 vehicle. On arrival, Chief Cetera donned
3 his personal protective equipment and
4 checked in with the incident commander,
5 who stated that there was an occupant
6 trapped, still inside.

7 Observing heavy fire from the front
8 of the dwelling, the chief headed to the
9 side of the house where he met multiple
10 and NCPD officers who were gathered. They
11 confirmed there was a woman trapped in
12 the corner room after hearing her scream
13 for help. Chief Cetera observed dense
14 black smoke coming from the windows where
15 the occupant was trapped -- That's bad,
16 dense black smoke. Yes, that's really
17 bad.

18 Both the front and side door
19 presented a large volume of fire making
20 entry impossible. With no engines or
21 ladders on scene yet Chief Cetera knew
22 that time was of the essence and would
23 need to act fast. He called to the NCPD
24 officers to find a ladder, and they
25 returned with a four foot A-frame ladder.

1
2 That was just what was there. Cetera
3 Place the ladder against the side of the
4 house below the rear window. Despite
5 having the ladder, he was still not high
6 enough to easily make entry through the
7 window. With his face piece donned, he
8 grabbed the window sill and pulled
9 himself into the window. By now,
10 Lieutenant Brown from Baldwin arrived on
11 scene to observe Chief Cetera make entry
12 through a window. Seeing that Cetera was
13 in a precarious position, he immediately
14 went over to assist him.

15 Unable to reach the floor, Cetera
16 came out of the window. He directed the
17 NCPD officers to find a garden hose so
18 that water could be used to cool the
19 window. While he attempted to make entry
20 again. With Brown there to assist him,
21 he re-entered the window through the high
22 heat and dense smoke. While Brown held
23 his legs, Cetera again searched but was
24 still unable to reach the floor.

25 With conditions worsening, Cetera

1
2 backed out to regroup. Needing to find a
3 better means of access into the house,
4 NCPD officers, along with Chief Cetera
5 and Lieutenant Brown, attempted to breach
6 the exterior wall of the room. Using a
7 Halligan tool, Cetera began striking the
8 side of the house while an NCPD officer
9 used a tactical entry tool to do the
10 same. A hole was breached but obstructed
11 by a stud in the wall. Lieutenant Brown
12 took over the breaching operation using
13 the tactical entry tool to clear the stud
14 to make the hole bigger.

15 Reaching in, he grabbed the
16 occupants leg and with Cetera's
17 assistance they pulled the victim toward
18 the hole in the wall. With the assistance
19 of the NCPD officers and police medics,
20 they pulled the victim through the hole
21 and onto a stretcher.

22 With the fire victim now in the care
23 of EMS, Cetera again donned his face
24 piece to search for additional victims in
25 the room. With the room now involved in a

1
2 fire, the chief entered through the
3 breached wall to conduct a search without
4 the protection of a hand line. Lieutenant
5 Brown remained at the opening to help
6 Cetera maintain his orientation and to
7 ensure his egress upon completing the
8 search. The search was negative, except
9 for the victim they had already removed."

10 I think it's important to note the
11 incredible bravery that is required to
12 do this. And these are volunteers. And
13 Lieutenant Brown wasn't even there as a
14 as a firefighter. He certainly had the
15 training, he is a firefighter, but he was
16 there in the capacity of other jobs. And
17 I think it's also important to note the
18 cooperation of all of the agencies
19 working together. So you have the fire
20 departments, you have Sani 2, you have
21 the police that were mentioned numerous
22 times in this. And so many people who
23 were working to help protect life.

24 Having gone through a fire myself, I
25 know it's a debt we can never repay --

1
2 what you do. So I just want to say thank
3 you. And I will turn it over to either
4 Legislator Rhoads or Legislator Abrahams.

5 LEGISLATOR RHOADS: I wanted to join
6 my colleagues in thanking you for your
7 bravery and for your dedication. Being a
8 volunteer firefighter myself for 30
9 years, I know how much training, how much
10 dedication goes into making yourself
11 ready just for that moment. But you never
12 truly know until that moment comes
13 whether you're going to do the right
14 thing at the right time. And your
15 tremendous heroism in effectuating this
16 rescue, risking your own lives, as our
17 volunteers do every single day, to
18 protect the lives of perfect strangers
19 really is a beautiful expression of love
20 and the passion that you have for serving
21 our community. And I want to thank you
22 for your dedication. I want to thank you
23 for your passion. And I want to thank you
24 for being a fine example for those of us
25 in the fire service to emulate ourselves

1
2 after in trying to do our job. So
3 congratulations. And congratulations
4 also to another volunteer firefighter who
5 is who is here today and that's our
6 Freeport Mayor, Robert Kennedy, as well.
7 So thank you (applause).

8 LEGISLATOR ABRAHAMS: I just want to
9 join in thanking you for your service and
10 your determination and thank Legislator
11 Mule and Legislator Rhoads in your
12 recognition as well.

13 It's not easy what you do and you do
14 it on a voluntary basis. I think
15 Legislator Mule said it best, it's
16 regards to protecting lives and making
17 sure that you save as many lives as
18 possible. I think your achievement and
19 what you do definitely goes unrecognized.
20 I think many in our community just expect
21 you to be there when you're supposed to
22 be there. And it's not easy. It's a
23 sacrifice from your families, sacrifice
24 from your loved ones, and at the same
25 time you're risking your life in that

1
2 process as well. So it does not go
3 unnoticed. And I just want to speak on
4 behalf of the residents of District 1,
5 especially since it's where this fire
6 occurred. We are truly in depth to your
7 service as well as to your commitment to
8 our communities. But thank you again.

9 LEGISLATGOR MULE: I'd like to say
10 that in addition to -- you see everyone
11 who's here -- Chief Cetera's brother and
12 father are here who are also firefighters
13 in the Freeport Fire Department. We also
14 have Mayor Kennedy, who's here, and we
15 have Sani 2 Commissioner Carl DeHaney,
16 and we have Baldwin Fire commissioners
17 Keith Eckels and Frank Esposito, and we
18 have the executive director of the
19 Freeport Fire Department, Ray McGuire. I
20 hope I haven't missed -- Jerry Brown. I
21 see you here. Have I missed anybody else
22 who I should be saying hello to? Oh,
23 Doug, Sorry. Doug Weidman's here also.
24 But anyway, I promised them that they did
25 not have to say anything. And I'm going

1
2 to hold to that promise. But if we could
3 ask Mayor Kennedy to say a few words,
4 please.

5 MAYOR KENNEDY: Good morning,
6 everybody. And I want to thank the
7 Legislature for recognizing these heroes
8 that are here today. The Village of
9 Freeport greatly appreciates it. On
10 behalf of the Village of Freeport
11 trustees, myself, the residents and the
12 residents of Nassau County, we just want
13 to say thank you so much and congratulate
14 these firefighters for taking the chance
15 to risk their own lives to save somebody
16 else.

17 Chief Cetera is joined by his
18 brother and his father who are both ex
19 chiefs in the Village of Freeport, and I
20 want to thank them for the services.

21 God bless the volunteer
22 firefighters. They do a great job. And we
23 as residents and employees of the
24 Village, greatly appreciate it. Let's
25 give the big heroes a big hand, please.

1
2 If you don't mind. They've done a
3 tremendous job (applause). And thank you
4 for our legislators for doing this today,
5 Deb, and all our legislators. Thank you
6 so much.

7 CHIEF ECKELS: I too want to thank
8 the Legislature. You know, we don't
9 consider you folks public officials. We
10 consider you folks friends in government.
11 And the support that you show us is
12 phenomenal. It is not unnoticed by the
13 fire service of Nassau County. What these
14 two guys did, along with the two BSO
15 officers from Nassau County PD, was a
16 phenomenal job. The outcome was not what
17 we would have wanted and that she did
18 succumb to her injuries three days later.
19 However, that is testimony to the heroism
20 that was performed that day based on the
21 conditions that they faced in that
22 situation.

23 So we thank you for recognizing
24 them. We also want to mention the Brown
25 family also has history and the Baldwin

1
2 Fire Department. So the as you folks
3 know, from being involved with us, the
4 fire service is a big family. It's an
5 extended family, huge family. And the
6 dedication, commitment, and pride that
7 these folks have is just beyond reproach.
8 So thank you very much for recognizing
9 that. We appreciate that. Thank you.

10 LEGISLATGOR MULE: Commissioner
11 Dehaney, I believe, would like to say a
12 few words as well.

13 COMMISSIONER DEHANEY: Good
14 afternoon. I'm Commissioner Carl DeHaney,
15 Chairman of the Board of Commissioners
16 for Sani 2. My colleagues are here:
17 Jerry Brown, Doug Weidman, Commissioner
18 Leroy Roberts. We certainly want to
19 commend all of our heroes who did a
20 fantastic job, who were there. And it's
21 timely because who's to say if they
22 weren't there, what might have happened?
23 I want to commend Joe for just doing what
24 he does. He was on his sanitation route.
25 Had he not been there, who's to say what

1
2 might have happened? So we certainly just
3 want to commend him for just doing his
4 job. And we're going to commend all those
5 volunteer firefighters for just being in
6 place and just being there for us and
7 being there for the residents of
8 Roosevelt. And we are certainly thankful.
9 So I just wanted to thank you for this
10 time.

11 Happy Thanksgiving to you. And
12 again, thank you to Freeport and Baldwin
13 Fire Department and just all who were
14 involved in doing this tremendous,
15 tremendous effort. Thank you.

16 LEGISLATGOR MULE: If all of you
17 could join us in the back. So we can take
18 a couple of pictures. Thank you.

19 PRESIDING OFFICER NICOLELLO: I'd
20 like to recognize Legislator Arnold
21 Drucker for a presentation.

22 LEGISLATOR DRUCKER: Thank you very
23 much, Presiding Officer. I would like to
24 congratulate the the Plain View/Old
25 Bethpage JFK Boys soccer team (applause)

1
2 and their coach, Christine Ho, On winning
3 the Nassau Class AA championship game on
4 November 2nd at the Mitchell Field
5 Athletic Complex.

6 While it was a long game that went
7 into double overtime POB JFK prevailed
8 with 9:46 left when two sophomores Weber
9 Nakagawa Duarte and Ryan Misiti delivered
10 the deciding goal for POB JFK. Weber
11 Nakagawa Duarte headed the ball in off a
12 feed from Ryan Misiti to give POB JFK a
13 1-0 lead over Oceanside -- Sorry, Bill.

14 This was the first Nassau Class AA
15 Championship game that POB JFK has won
16 since 1985. Before the game, the team's
17 coach, Christine Ho, had a meeting with
18 the team. She told the players that it
19 took her 23 years to get to the Nassau
20 Class AA championship game and for them
21 to make it count. It took hard work,
22 determination, and perseverance, and it
23 all paid off in the end. Coach Ho knew
24 all along that her team had what it took
25 to prevail, and with her encouragement

1
2 and confidence, along with the support of
3 their family, friends and community, they
4 indeed did prevail.

5 The Nassau County Championship gives
6 me a great deal of personal pride, not
7 just because Plainview is my lifelong
8 hometown, but because -- although many of
9 you may have a hard time believing
10 this -- but I played on POB soccer team
11 for many years, and I appreciate how
12 difficult and elusive a Nassau County
13 championship was and is. We made the
14 playoffs once in my career and that was a
15 monumental accomplishment in the history
16 of Plainview soccer.

17 So we are so proud of you and all
18 the hard work and determination it took
19 to get there. And on behalf of the Nassau
20 County Legislature, we would like to
21 present you with a citation and
22 recognition of your success. I already
23 gave you the citations.

24 Coach Ho, would you or any of your
25 players like to say a few words? All the

1
2 players can come up.

3 MR. BRAICO: My name is Joe Braico
4 on the athletic director for
5 Plainview/Old Bethpage.

6 I want to thank everybody here,
7 especially Mr. Drucker, for inviting us
8 to this ceremony, the Legislature today.
9 It's more than we could have ever
10 imagined, more than we could have ever
11 dreamed. The boys walking in here, their
12 eyes were wide, and at the experience
13 that they've had just meeting some of the
14 elected officials has just been simply
15 outstanding.

16 You know, you go into every season
17 hoping that you have the right coach or
18 the right mix of kids, and we might be
19 able to create something special. And
20 this team is absolutely the epitome of
21 that. We have the right coach and we have
22 a great bunch of kids here that did an
23 outstanding job on the field.

24 But as the athletic director, it's
25 just not that what I'm proud of. It's

1
2 what they do in the classroom as well. We
3 just did their grades, finalized today.
4 I did their GPA. As a team, their team
5 GPA is 96 (applause). So, you know, we
6 talk a lot in Plainview/Old Bethpage in
7 the athletic department that we want to
8 have kids that play with character and
9 class, but we also want them to be great
10 student athletes. And this team this year
11 is truly an embodiment of that. They
12 performed unbelievably on the field,
13 something that we haven't seen in many
14 years in Plainview, and then they did a
15 great job in the classroom as well.

16 So with that being said, I just want
17 to say once again, thank you for
18 everything and Happy Thanksgiving.

19 MS. HO: Hi, I'm Christine Ho, the
20 coach of the team.

21 First of all, thank you all for
22 having us. This is such a special day for
23 these young men. We were lucky enough
24 this morning to travel all the elementary
25 schools and be celebrated. So I'm so

1
2 happy for these guys. A special thank you
3 to Legislative Drucker for the kind words
4 and for setting this all up and allowing
5 these young men to be celebrated because
6 this is what it's all about. So thank you
7 very much.

8 I'd like to have my captain, Asha
9 Block (phonetic), just say a few words.

10 MR. BLOCK: I just like to say on
11 behalf of all of us, thank you for having
12 us come here today and be recognized.
13 Thank you to coach and also Coach Cal
14 (phonetic), who's he's not here with us
15 today, but they helped us get here. And
16 to Mr. Braico as well. We just really
17 appreciate the opportunity to come down
18 here and be recognized. So thank you very
19 much.

20 MS. HO: Thank you so much again. We
21 really appreciate it. And we hope
22 everyone has a Happy Thanksgiving.

23 LEGISLATOR WALKER: I'd just I just
24 like to add. Legislator Schaefer and
25 myself, we represent a very small piece

1
2 of Plainview/Old Bethpage, but to us,
3 your our kids also. And I just want to
4 congratulate you all. I am a sports mom
5 and now a sports grandma. So my oldest is
6 just now a freshman in high school. He
7 actually was the starting attack man on
8 our varsity lacrosse team last year that
9 just so happened to beat the Hawks -- Oh,
10 sorry (laughter). But so proud of him
11 and and watching him grow.

12 But, I'm out there on the sports
13 fields all the time, and I have to tell
14 all of you that and for your families,
15 that not only do you great job on the
16 field and certainly in the classroom, but
17 when I'm out and about in our communities
18 and I'm in the stores or wherever, and I
19 see any of you with a Plainview jacket on
20 or soccer or whatever sport it is, I
21 could tell you that you have the finest
22 young men and women and they represent
23 you and your family so amazingly. That
24 comes from all of you teaching them not
25 just about your sport, but life lessons,

1
2 too. And you can certainly be very proud
3 of them, not just on the field and in the
4 classroom, but outside as well. So I just
5 want to thank you and congratulate you
6 all and a Happy Thanksgiving. I hope to
7 see you in basketball or lacrosse or
8 baseball or wherever else you're playing.
9 So take care.

10 LEGISLATOR FORD: I too want to say
11 thank you. And even though you did beat
12 Oceanside, which is a district that I
13 represent, but well done. And also for
14 you, Coach Ho, it must be something very
15 rewarding knowing that you were able to
16 bring this team to such great success.
17 Arnie, I'm not surprised that you played
18 soccer. I just want to put that on the
19 record, because I think it's important.

20 But I do have to ask, there must be
21 significance with your hair, because it
22 is very you know -- we we all are trying
23 to like pretend that -- I wish I was
24 natural blonde like them. And I would
25 love to hear why.

1
2 MS. HO: Yeah, I'm not sure when it
3 started, but tradition was once they made
4 the team, so the day after tryouts they
5 kind of all go to their salon/barber as a
6 team and they all die their hair blonde.
7 This year we made a deal with them.
8 Unfortunately, we missed the playoffs the
9 last two seasons. So the deal was if they
10 made the playoffs, I would do it. So I
11 had to do it. And then our assistant
12 coach made the deal, if they made it to
13 the finals, he would do it and he did do
14 it as well. And then they shocked us all
15 and obviously they're champions.
16 Unfortunately, Mr. Braico fell a little
17 short. He had promised if we actually won
18 the championship, he would do it.
19 Unfortunately, he backed out on us,
20 though.

21 LEGISLATOR FORD: Well, you know
22 what? Next year, when they when they get
23 to the champions, we expect the whole
24 head goes blonde. That's a deal.
25 Congratulations and have a good

1
2 Thanksgiving.

3 MS. HO: Thank you so much. We
4 really appreciate this.

5 PRESIDING OFFICER NICOLELLO: At
6 this time. I'd like to invite up Brian
7 Sullivan, the president of the
8 Corrections Benevolent Association.

9 (Whereupon, Mr. Sullivan and his
10 Executive Board and Board of Delegates
11 stand up with him in support.)

12 MR. SULLIVAN: Good afternoon,
13 everybody.

14 All right, Now that we got all the
15 good stuff out of the way, the happy
16 stuff, we're going to make a little left
17 turn at Albuquerque here. I'm usually
18 never up here talking about the happy
19 stuff.

20 The stuff with the PD, the Top Cops,
21 the things with these with these young
22 people here. It's all good stuff. All
23 very good stuff. Unfortunately, it's the
24 same old thing in corrections. Everything
25 old is new again at the Nassau County

1
2 Correctional Facility. If you'll allow me
3 a couple of minutes here, I just need to
4 get some issues taken care of.

5 Two months ago, James Dzurenda was
6 moved out as the Nassau County sheriff, a
7 new acting sheriff was appointed, and
8 former Sheriff Michael Sposato, who was
9 fired by former County Executive Laura
10 Curran, was brought back as Corrections
11 Commissioner and given the job of running
12 the day-to-day operations of this
13 facility.

14 To say that this union and our
15 membership has been incensed with
16 Sposato's return is about as big a huge
17 understatement as you can get, since we
18 have had a long, arduous and publicly
19 adversarial relationship with Michael
20 Sposato. You may ask why did we wait
21 until now to act out? The answer is
22 simple since it was almost two months
23 ago. We try, I try, I try, I try to work
24 with what's given to us. Over the
25 hundred year history of this department,

1
2 ee have change in administrations,
3 unfortunately, like we change our socks
4 in this department. And sometimes to my
5 own detriment, I try. No one can say, and
6 I'm sure everybody on this panel cannot
7 say that I am not a reasonable person.
8 But I'm done banging my head against the
9 wall about issues we have in the
10 Department of Corrections. That's why I'm
11 here today, not only with my executive
12 board, but also with my entire board of
13 delegates. All of these people standing
14 behind me (referring), representing our
15 entire membership and voicing our
16 opposition to Michael Sposato remaining
17 in this role, picking up where he left
18 off over four years ago.

19 Sposato's previous tenure as sheriff
20 was marked by draconian cuts to this
21 facility -- that's one of my favorite
22 sayings -- leaving a completely
23 demoralized workforce while also leaving
24 the infrastructure of this facility in
25 such a state that our buildings are

1
2 visibly decaying into the ground.

3 Everyone here is very familiar with what
4 I've talked about with when it comes to
5 our infrastructure.

6 The four years since Sposato's
7 departure, four and a half years, saw
8 minor changes with two interim sheriffs.
9 And while thankfully the insanity of Mike
10 Sposato was gone during that time, they
11 both did little or more likely were
12 allowed to do little to properly run or
13 staff this facility.

14 The ongoing narrative is that we
15 can't get anything done for years in this
16 department because there's no money. Then
17 there was COVID. While obviously
18 horrible, it was another convenient
19 excuse to do nothing here but shut down.
20 We cannot properly hire, we can't fix
21 roofs, we can't use areas of the facility
22 because they are condemned; on and on and
23 on. Meanwhile, over the past few years,
24 and God bless them, we've seen new police
25 precincts built, a 40 plus million dollar

1
2 academy built, new social services
3 building is still being built as we
4 speak. New buildings all around the
5 county, departments all with new vehicles
6 and nonstop hiring in the police
7 department, nonstop.

8 Since 2014, with the NIFA contracts
9 that were done back then to get out of
10 the freeze, over 1400 new cops have been
11 hired in Nassau County. I don't want to
12 speak on the departures because I don't
13 have those numbers handy. But 1400 new
14 cops have been hired and they represent
15 the bulk of the police officers in Nassau
16 County. In Corrections, we hired 295 in
17 that same period, and we've lost 431.

18 In numerous meetings and
19 conversations with the County and
20 department officials, we've been told
21 that due to mismanagement here, we need
22 to hire someone to manage this place.
23 Overtime costs have skyrocketed. The only
24 problem is that no one can give me an
25 accurate number of what those costs are

1
2 to justify the return of Mike Sposato and
3 his ways. I've been told it's 30 million,
4 35 million, 40, 60 million. No one can
5 give me an accurate number to justify
6 further cuts to this already depleted and
7 demoralized department. And the numbers I
8 do get are co-mingled with other line
9 items but are being counted as overtime.

10 The actual numbers I do have are and
11 should be startling -- although it
12 shouldn't be startling to a lot of people
13 because I've spoken about it enough times
14 in this forum and several other forums --
15 This year's budget for 2022 called for
16 the hiring of 80 correction officers to
17 get us to a headcount of 790, two classes
18 of 40 each, not taking into account
19 attrition. Myself and representatives
20 from the County Departments, Civil
21 Service, conducted numerous meetings
22 detailing a hiring protocol to get our
23 staffing back to safe levels to
24 adequately run this department. A new
25 test was given and there's still another

1
2 full test available. So there are plenty
3 of candidates in a pool that have to be
4 gone through. But to date, we have not
5 hired 80 or 100 as was discussed. Up
6 until this past week, we hired 27 new
7 recruits to date. That's for this year.

8 To date for this year, we've lost 37
9 with more on tap to retire at year's end.
10 We hired 23 last week, but those recruits
11 are going to be in the academy until the
12 end of January. So for the year 2022, a
13 year that we were promised 80 to 100 new
14 hires, we actually hired 27 and are
15 currently negative at least ten officers
16 from where we started in January. I don't
17 know what kind of management this is, but
18 somebody needs to get into a calculator.

19 Not to mention, once again, due to
20 shortages that never get addressed, the
21 new Academy class is going to be working
22 ten hour days and several eight and nine
23 hour Saturdays to get them out sooner to
24 cut overtime costs because we don't have
25 enough staff. This has become routine now

1
2 since we're hemorrhaging staff and only
3 hiring in what I can describe as in
4 spurts.

5 Now, at this juncture, in this space
6 and time, we have yet another change in
7 jail administrations. And the answer is
8 to rehire Mike Sposato to run the
9 day-to-day operations of this facility,
10 to do what I ask, save this place, manage
11 it, rebuild it. Come on. Let's hit the
12 reset button with the very same person
13 who drove this facility into the ground,
14 who demoralized this entire workforce
15 with his condescending mission of cutting
16 this place to ribbons with no regard for
17 the safety of inmates or officers.

18 Does anyone remember the armored
19 correctional inmate health debacle? I'm
20 sure everybody here does. Almost all.
21 Thirteen dead inmates in five years
22 during his tenure, all in the name of
23 saving money on medical care for inmates.
24 Constant news stories of mismanagement at
25 the jail. Demands from some of you on

1
2 this very panel for his resignation.

3 Well, with his return came an
4 immediate return to his old ways of
5 cutting and slashing costs in this
6 department, a department that's already
7 been cut to the bone and rife with
8 mismanagement for years. A few weeks ago,
9 County and Department officials stood in
10 front of the media at a jail at a press
11 conference touting a raid that was
12 conducted by the new jail administration
13 where weapons and drugs were recovered.
14 Our new commissioner, Sposato, touted
15 that this will not be tolerated. And it's
16 a new day in corrections, using our
17 emergency response team as props standing
18 behind them. That all sounds good, but I
19 have two issues: First and foremost was
20 the fact that those officials were
21 standing in front of our B building, our
22 most secure building on the grounds, and
23 I don't know whether anybody noticed or
24 not, but the building surrounded by razor
25 ribbon behind them was completely covered

1
2 in black mold. I guess nobody noticed,
3 like everything else in this department
4 that I've been ranting about for years.

5 Second, while they touted a safe and
6 secure jail going forward, the new
7 commissioner, Mike Sposato, upon his
8 return, immediately implemented a
9 redeployment schedule that takes gang
10 investigators, criminal investigators,
11 medical investigators, human resources
12 personnel, medical personnel, rehab
13 personnel away from performing their
14 integral duties to work security posts
15 and other areas for such things as
16 reliefs, church services, etc., because
17 there just is not enough staff to perform
18 these duties while leaving their
19 important neglect work neglected on a
20 daily basis.

21 We currently have a major Fair Labor
22 Standards Act lawsuit pending against the
23 county due to Mike Sposato failure to
24 process payroll for our members during
25 his tenure as sheriff. It's an ongoing

1
2 lawsuit. Now his redeployment schedule
3 once again takes HR personnel away from
4 doing their jobs once again, exposing
5 this department and the County to further
6 FLSA violations and liability.

7 Additionally, a series of cuts were
8 implemented in our security areas upon
9 his return that not only created risk for
10 officers and inmates, but also put the
11 department at risk of liability, all in
12 the name of saving on overtime because
13 they refuse to properly hire. Cuts that
14 this union fought daily to have
15 rescinded, only to have new cuts
16 announced every few days over the past
17 few weeks. We've been playing a game of
18 cat and mouse with Sposato over his
19 managed by a thousand cuts agenda.
20 Cutting is not managing.

21 We also have blatant violations of
22 our contract with regard to manipulating
23 job posting assignments outside our
24 strict seniority clauses in the contract.
25 Then we have allegations that our ranking

1
2 officers who are union members are being
3 used in administrative capacity in an
4 effort to divide this membership from
5 within. I don't know where we're going.

6 I'm sure you'll hear about
7 promotions that were recently made in
8 defense of what I'm complaining about
9 here today. "What's Sullivan bitching
10 about again? We just made promotions,
11 including him". This is true. But let's
12 be clear here. I have been at this podium
13 and in numerous other forums over the
14 past five years demanding promotions in
15 this department as we saw them being done
16 in the PD, the deputies, etc. We lost
17 over 40 supervisors in this department
18 over the past 4 to 5 years who were not
19 replaced. I've been here numerous times
20 talking about that.

21 These recent promotions were no
22 gift. They simply and finally replenished
23 our supervisory ranks after a four year
24 long fight to do so, alleviating this
25 department's liability of not having the

1
2 proper amount of supervisors in rank.

3 Where do we go from here? What's the
4 game plan from this department? As for us
5 with Mike Sposato, I think it's pretty
6 obvious we want him out. We want and
7 deserve leadership in this department
8 that wants to move ahead and care, move
9 ahead with care and professionalism and
10 proper resources. How do we stand here
11 with a police department that has a
12 leader like Pat Ryder, whose department
13 runs like clockwork, is nationally
14 respected, while the needs of this
15 department and its workforce are ignored,
16 disrespected and treated with contempt
17 year after year.

18 At the beginning of this speech, I
19 spoke about Laura Curran firing Mike
20 Sposato upon her election as county
21 executive. She actually fired him during
22 her election night acceptance speech,
23 which is something I've never seen
24 before. At that time, he needed a year
25 and a half to reach his pension. I

1
2 partially blame her for the mess that
3 we're in now. She could have demoted him
4 to some other position and allowed him to
5 get his time, after which he'd be retired
6 now. But that knee jerk reaction left him
7 lingering around and now he's back and
8 stuck in our craw again.

9 If you'll allow me a couple of
10 seconds here. I've spoken here numerous
11 times about bail reform, about HALT. How
12 HALT is bail reform in jail. Some stats
13 that I have:

14 In 2018, before bail reform. When we
15 had 1100 inmates in this jail, we had 191
16 uses of force in our jail. We call it a
17 use of force. Maybe the average the
18 public doesn't understand what that
19 means. It's when staff is forced to use
20 force against an inmate to stop them from
21 committing a violent act in jail; 191 in
22 2018 with 1100 inmates.

23 2022 to present after bail reform
24 after HALT, we have about 750 inmates in
25 the jail. Up to this year right now we

1
2 have 228 uses of force. Violence is up in
3 our jails. Violence is up.

4 Injury stats for officers and
5 inmates back in 2018, with 1100 inmates
6 here, we had 214 injuries to staff. Right
7 now, 2022 with 750 inmates, we're
8 approaching 200. You could just I'm not
9 the mathematician here. It's obvious that
10 those the numbers are skewed.

11 When it comes to inmate injuries, in
12 2018, again, 1100 inmates, we had 1099
13 injuries to inmates. That number, of
14 course, it attaches all manner of
15 injuries, catching your finger in a gate
16 to being assaulted. 2022 with 750
17 inmates, we have 1198 with 32% reduction
18 in the inmates in our facility.

19 I have to sue -- going back. It's
20 not the fault of anybody here now. But
21 just to show you what's going on in this
22 in this department, over the years. I've
23 talked about roofs, infrastructure,
24 everything else. I'm in an arbitration. I
25 have to sue to get the roofs fixed

1
2 because I can't get the roofs fixed. I'm
3 at an arbitration. It's incredible what
4 goes on here.

5 I have to sue to get the department
6 -- and it goes back to the last
7 administration and it continues now -- to
8 have a workplace violence assessment done
9 in our facility that includes inmates,
10 includes officers and inmates. Hasn't
11 been done in several years. I have to sue
12 to get that done. All of this going on
13 and apparently Mike Sposato is the answer
14 to fix this department.

15 I have a constituency, as does
16 everybody in this on this panel. In many
17 regards, we have the same constituency.
18 We need your help, attention and
19 participation. Mike Sposato, as sheriff,
20 oversaw the greatest decline in the
21 history of this department. Now this
22 nuisance of a department is at a
23 crossroads. Staffing, infrastructure,
24 HALT, you name it. When you see what goes
25 on with the police department in this

1
2 county and then the way the sheriff's
3 department is treated in comparison, it's
4 a sin what goes on.

5 What is the game plan? Mike Sposato
6 is not the answer. Slashing security is
7 not the answer. Deliberate violation of
8 our contract cannot and will not be
9 tolerated. Bad labor relations will not
10 be tolerated. We will be here. We'll be
11 in the street, we'll be in the community
12 and the courts and in the news holding
13 this county and department accountable
14 for everything related to Mike Sposato,
15 just like we did before when he was here,
16 if he is permitted to continue his reign
17 of destruction over this department. So
18 there.

19 Thank you for your time. I'll take
20 any questions.

21 PRESIDING OFFICER NICOLELLO: Brian,
22 you've been coming to us for years and
23 you've been strong on advocating and what
24 you've been telling us each and every
25 time has been borne out by the facts. So

1
2 you have with us a tremendous amount of
3 credibility. And we would like to follow
4 up on many of the points that you are
5 making today, and we'd like a copy of
6 your remarks.

7 I was just speaking to Legislator
8 Ford, who was the chair of the Public
9 Safety Committee, that perhaps a hearing
10 dedicated to these issues would be
11 something that would be worthwhile.

12 MR. SULLIVAN: That's a great start.

13 PRESIDING OFFICER NICOLELLO: But
14 again, you have tremendous credibility
15 because when you've represented things to
16 us, they've been borne out as factual.

17 So it's very troubling. We all we
18 have the utmost respect for your members.
19 We understand that you are in an
20 incredibly difficult position, that your
21 members are in a difficult position, that
22 that your profession leads to shorter
23 life lifespans. It's a very difficult
24 job, and we have to make sure that we are
25 doing everything we can to support you

1
2 and to make sure that you're doing it as
3 effectively as you have been.

4 And so we would like to follow up on
5 the points that you've made. And again,
6 we'll figure out the format.

7 MR. SULLIVAN: I will submit a copy
8 and a hearing would be great.

9 LEGISLATOR FORD: Thank you very
10 much.

11 Brian, you have never been shy about
12 fighting for the people that work at the
13 jail and you've always been a great
14 advocate. We will have a hearing because
15 I'm rather concerned over the fact that
16 the roof still isn't fixed. I mean, it
17 was probably 19 years ago when I first
18 visited the jail and we had a problem
19 with the roof.

20 I think just a couple of years ago.
21 Right, Siela, we were there. We went on a
22 tour. They laid out the whole game plan,
23 how they were going to fix the roof, how
24 much it was going to cost, blah, blah,
25 blah, the whole bit. And I think many of

1
2 us that have toured the jail and do
3 support you and your offices are very
4 dismayed over the fact that we're still
5 talking about the roof. And I know that
6 there's a lot of other problems, but I
7 know that that roof is very key in
8 protecting a lot of everything that's
9 underneath it. And it's just a failure on
10 the part of the these administrations
11 that just don't pay attention and don't
12 act. You act. It's about time that they
13 start following your lead and answering
14 and listening to what needs to be done.

15 MR. SULLIVAN: I can't stress enough
16 it's the staffing. Everything here
17 revolves around staffing and replacing
18 people that are going. That's the main
19 thing. Yes. The roof, 100%. It's a
20 perfect, glaring example. Everything
21 comes down to staffing.

22 LEGISLATOR FORD: And you highlight
23 even the fact with staffing. As you
24 know, I have family members that do work
25 there. So I'm aware of like when people

1
2 are forced into overtime, you know, it's
3 not like everybody thinks are you're
4 going to make extra money. It isn't
5 always welcomed. A lot of people are
6 sacrificing. They may have to work. They
7 thought they were going to have off
8 Thanksgiving, now they have to work
9 Thanksgiving. They may have something
10 they have to do. No, they have to stay
11 over. They're compelled. They they are
12 forced to be there. And a lot of times
13 it's not very good for their health and
14 for their own personal safety.

15 MR. SULLIVAN: I can't reiterate
16 enough that at this point in time, after
17 all of this stuff and all of these things
18 that we've done and tried to do, to hit
19 the reset button and put back the one
20 person that my entire membership blames
21 for destroying this department and hit
22 the reset button and we're going to start
23 from there, it's a real kick in the
24 teeth. It really is.

25 LEGISLATOR FORD: And I understand

1
2 your frustration. I sort of share it with
3 you. Thank you.

4 PRESIDING OFFICER NICOLELLO: Thank
5 you. Minority Leader Abrahams.

6 LEGISLATOR ABRAHAMS: Thank you,
7 Presiding Officer. First, I want to say,
8 just in response to Legislator Ford, that
9 the roof replacement and roof work is
10 actually in the Capital Plan. It's
11 highlighted. So we're urging our
12 colleagues. But I know, Brian, you've
13 heard this before.

14 MR. SULLIVAN: It's been in the
15 Capital Plan for several years.

16 LEGISLATOR ABRAHAMS: So obviously,
17 we're going to continue not just to push
18 to get through the Capital Plan, but push
19 it through the contract and the RFP and
20 whoever else needs to get done. That
21 process is important and integral because
22 you've been here before.

23 But to talk a little bit more about
24 some of the other points that you made
25 and obviously the infrastructure of the

1
2 building is extremely important. There
3 seems to be by representation by everyone
4 that's here today that's on your board,
5 that there's a very important issue that
6 hasn't been discussed, at least so far,
7 and that's the relationship that the
8 union has with Mr. Sposato. I mean, I
9 don't understand how he plans to lead the
10 facility if your delegation feels this
11 way. I mean, your comments, not to mix
12 words, are very strong. And obviously,
13 some of my colleagues up here had the
14 opportunity to work with Mr. Sposato over
15 the years. And some of the things as it
16 pertains to the armor contract, we
17 disagree heavily with him that he
18 recommended, among other things. And I
19 think when we do have the hearing, Madam
20 Chair Ford, is that's a very pointed
21 question. It may seem arbitrary in the
22 sense that, well, people work with people
23 all the time, that they don't have the
24 confidence in. But but this is very
25 damning. And from our standpoint, we feel

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2 that the administration will have an
3 opportunity to rectify it, if not with
4 some level of oversight, but potentially
5 naming someone, not him.

6 But from that standpoint, I think
7 that question has to get addressed. I
8 don't think in my history here I've seen
9 an entire delegation from a particular
10 collective bargaining unit completely
11 dismiss the current commissioner of the
12 department that they report to. I don't
13 think I've seen it. And I think that
14 should not go unnoticed, because I think
15 from that standpoint, it speaks volumes.
16 It's not just Brian Sullivan here and a
17 few of the key members of the union and
18 the collective bargaining unit, it's his
19 entire delegation from top to bottom. And
20 from that standpoint, I think
21 Commissioner Sposata is going to have a
22 really difficult time leading the jail if
23 he doesn't have the confidence of the
24 membership of your union.

25 So we're going to closely obviously

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2 watch that. And I look forward to the
3 date of when the hearing's actually
4 scheduled. And as I said before, we
5 envision that the Capital Plan, I know
6 it's on the calendar today, but it's
7 going to probably be called and then
8 recessed, but we plan to envision doing
9 it next month, not just calling for the
10 infrastructure work to be done, but also,
11 more importantly, making sure it gets
12 through the contract in the RFP process
13 as well.

14 But, Sully, as always, and I think I
15 agree with the comments that were made by
16 the Presiding Officer, you've always
17 demonstrated when you came here to be
18 someone that that would sound the alarm.
19 And we are appreciative of that. And
20 you've always been someone that we could
21 see as a straight shooter, even though
22 some of the stuff is sometimes our fault,
23 some things that we don't act on as
24 quickly as possible. So we always
25 appreciate your straightforwardness and

1
2 your honesty. But thank you again.

3 MR. SULLIVAN: I appreciate that.
4 Just to talk about the armor stuff, it's
5 kind of, if it wasn't said, it's funny,
6 that Armor Correctional is not allowed to
7 practice in New York State, to my
8 knowledge, but the person that brought
9 him in here is back.

10 PRESIDING OFFICER NICOLELLO:
11 Legislator DeRiggi-Whitton.

12 LEGISLATOR DERIGGI-WHITTON:
13 Actually, or Minority Leader Abrahams
14 mentioned it, but the roof is in the
15 capital plan. And for what it's worth,
16 it's highlighted, which means it's a
17 priority. So we are going to really focus
18 on it. And I think you have all of our
19 support up here because obviously, if
20 there's something wrong with the roof,
21 you're going to have issues with mold and
22 everything else. So it has to be
23 addressed.

24 I know morale is a tough and
25 important subject with all of you,

1
2 especially after COVID and everything
3 else you've dealt with. And I kind of
4 feel bad. It looks like you kind of are
5 the poster child for people that have low
6 morale right now, but.

7 MR. SULLIVAN: 750 officers and over
8 600 cases of COVID. And now this is what
9 we're dealing with.

10 LEGISLATOR DERIGGI-WHITTON: We
11 really do appreciate everything you do.
12 And I know just walking through those
13 those doors into that facility, it's a
14 very strange feeling when you're inside
15 there and you all spend so much of your
16 life in there and it's, you know, we
17 respect you, but we want to show it by
18 giving you a better work atmosphere. And
19 your words don't go unheard. I was
20 actually stunned when I heard of that
21 reappointment. I couldn't believe it. But
22 I'm hoping -- I don't know how much time
23 he has left, but let's hope his time is
24 almost done and hopefully maybe they
25 could think about putting him somewhere

1
2 else if that's a consideration. That's
3 for other people to decide, but that
4 would be my recommendation.

5 MR. SULLIVAN: Mine too.

6 PRESIDING OFFICER NICOLELLO: Okay.
7 Anyone else?

8 (Whereupon, no verbal
9 response.)

10 PRESIDING OFFICER NICOLELLO: All
11 right. Thank you again.

12 MR. SULLIVAN: Thank you for your
13 time. Back on to happy stuff. Thank you.

14 PRESIDING OFFICER NICOLELLO: Tatum.

15 DEPUTY COUNTY EXECUTIVE FOX:
16 Good afternoon, Presiding Officer.

17 I respectfully request the same
18 courtesy that was shown to COBA and
19 allowing me some time just to fill in
20 some gaps, some facts that I think will
21 help us all see big picture as you
22 prepare for your hearing, if I may?

23 PRESIDING OFFICER NICOLELLO: Yeah,
24 absolutely.

25 DEPUTY COUNTY EXECUTIVE FOX: Thank

1
2 you.

3 Firstly, Sheriff LaRocca and
4 Commissioner Sposato are mitigating
5 operational issues that I'll get into a
6 little bit of detail with. They both
7 combine to have the experience needed.
8 The focus is on management. Armor is
9 gone. Thankfully, NUMC is our current
10 healthcare provider.

11 As Captain Sullivan just mentioned,
12 57 officers were recently promoted in all
13 ranks on October 25th. Everyone here
14 would agree that's the most promotion in
15 years. Again, why? The focus is on
16 management.

17 As for hiring, there are
18 difficulties that we face. Currently,
19 we're working off the 2019 civil service
20 list. Approximately 485 failed to comply,
21 which means they did not appear or did
22 not cooperate when canvassed.
23 Approximately 100 investigations were
24 approved, but only seven applicants
25 accepted the conditional offer of

1
2 employment.

3 In June, we graduated a class of 26.
4 Last week we swore in 23 recruits.
5 Conditional offer of employments were
6 sent to 20 applicants, three deferred, 17
7 accepted. They will go into phase two of
8 hiring.

9 We requested more names from civil
10 service to increase for the next class.
11 Twenty pending investigations should be
12 completed by the end of January. There is
13 a 2020 list following the 2019 list
14 that's being canvassed now. Civil service
15 contacted 220 people and only 45 appeared
16 to start the process. So these are the
17 difficulties we face in hiring that I
18 just want you to be able to appreciate.

19 Now the jail population and over
20 time: For reference, over time in 2019
21 with 1011 inmates average was 27 million.
22 Over time in 2021 with 712 inmates was 31
23 million. So less inmates more over time.
24 Simply stated, that does not add up
25 operationally.

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2 So let's talk about where we are to
3 date. The budgeted overtime for 2022 is
4 21.5 million. To date, we're at 27.3, but
5 we still have to get through November and
6 December. As Legislator Ford pointed out,
7 those are high overtime months due to the
8 holidays. The overtime is projecting to
9 be around 32 to 33 million. That's 11 to
10 \$12 million over budget. We have
11 correctional officers making close to or
12 in some instances more than their
13 salaries and overtime. Some of it is
14 purely security and that's nothing we can
15 do to manage that. But the non-secure
16 posts, that's where we can manage. By way
17 of example, in 2021, a correction officer
18 whose base salary was 107,000 made
19 \$203,000 above that in overtime totaling
20 311,000.

21 That's just an example of no
22 management. So we're not looking to cut
23 to the bone. We're just looking to manage
24 better. The correctional officers do a
25 phenomenal job every day, every night,

1
2 365, seven days, 24 hours. They are in
3 the infrastructure that definitely needs
4 work. And it is in the Capital Plan, the
5 master plans in the Capital Plan. I'm
6 told the roof is going out to bid in
7 January.

8 So I defer to DPW on the
9 infrastructure. But I just thought it was
10 very important to emphasize that safety
11 will never be compromised for officers or
12 inmates. However, it is our duty to the
13 taxpayers to manage the extreme overtime
14 being generated with less inmates in
15 custody. Thank you for your time.

16 PRESIDING OFFICER NICOLELLO: I just
17 wanted to follow up on one thing before I
18 turn it over.

19 Number of inmates is down, overtime
20 is up. That's only part of the equation.
21 As Mr. Sullivan just indicated, the
22 County over the last several years has
23 not been keeping up with attrition. So
24 the number of corrections officers is
25 down. So if you have fewer corrections

1
2 officers, it's always been the case as
3 long as I've been here, if you have fewer
4 officers in any one area, you're going to
5 have greater overtime. It happened with
6 the police. It happens with every union.
7 So if you're losing officers, I don't
8 know that you can blame management if you
9 don't have sufficient officers to cover
10 it.

11 DEPUTY COUNTY EXECUTIVE FOX:: So to
12 that point, in 2019, there were 816
13 correction officers. In 2021, there were
14 739. Our budgeted head count is 783 for
15 '22; '23 it's 790. Currently on board we
16 have 720, so we do have the budgeted head
17 count. If I could get through the
18 difficulties we face getting the
19 applicants which I outlined earlier, we
20 are budgeted. We just had to get the
21 heads, get the bodies in for the job and
22 we're working on it.

23 PRESIDING OFFICER NICOLELLO: One
24 other thing. Even though the headcount is
25 down in terms of inmates, does that

1
2 equate to different shifts, different
3 patrols? I mean, does that mean -- you
4 should definitely have fewer hours being
5 put in?

6 DEPUTY COUNTY EXECUTIVE FOX:: Well,
7 it's how many housing units you have
8 open, what you can consolidate, what you
9 can't.

10 PRESIDING OFFICER NICOLELLO: I
11 think this is a discussion, as Legislator
12 Ford indicated, she'll have a hearing.
13 But I think the answers to some of these
14 questions obviously comes from you, but
15 as well as Mr. Sullivan and his
16 representatives, so that we can parse out
17 the real facts. Minority Leader Abrahams?

18 LEGISLATOR ABRAHAMS: How are you,
19 Ms. Fox?

20 DEPUTY COUNTY EXECUTIVE FOX:: I'm
21 well, sir.

22 LEGISLATOR ABRAHAMS: I don't want
23 to start off by saying I was troubled by
24 some of the things you said, but I just
25 want to make sure I understand. When you

1
2 brought up the context of an officer that
3 makes \$130,000 and now with overtime,
4 they see an additional \$203,000, that
5 bumps them over \$300,000. What point were
6 you trying to make?

7 DEPUTY COUNTY EXECUTIVE FOX:: I was
8 trying to show that overtime needs to be
9 managed.

10 LEGISLATOR ABRAHAMS: But by you
11 saying that, and I understand that
12 overtime needs to be managed, it could
13 come off like you are saying the
14 correction officers are the reason why we
15 have the high overtime.

16 DEPUTY COUNTY EXECUTIVE FOX:: I'm
17 saying overtime was absolutely not
18 managed.

19 LEGISLATOR ABRAHAMS: But how can
20 overtime be managed more properly, when I
21 hear at the jail officers are told they
22 can't go home?

23 DEPUTY COUNTY EXECUTIVE FOX:: So
24 there's secure security, which that is
25 true and then there's non secure posts,

1
2 rehab let's say. There's other posts that
3 you could manage overtime way better and
4 it was not being managed at all.

5 LEGISLATOR ABRAHAMS: Got it. So
6 overtime can be managed better. However,
7 there is a degree of secure areas that
8 are at the jail where even if an officer
9 didn't want overtime, he wouldn't be able
10 to go home because of the lack of
11 staffing that's there.

12 DEPUTY COUNTY EXECUTIVE FOX:: This
13 administration is fully on board to hire
14 and staff up. We agree on that.

15 LEGISLATOR ABRAHAMS: Okay. But to
16 me, and I've known you for quite some
17 time, so I'm going to think that maybe I
18 interpret it the wrong way. But for me,
19 when I hear that kind of number, it seems
20 it seems like we are trying to, in the
21 lack of a better word, demonize the folks
22 that are receiving it, even though they
23 have no control sometimes if they're in
24 secure units to be able to determine
25 whether or not they even want it.

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2 DEPUTY COUNTY EXECUTIVE FOX: That
3 that's an outlier. If that was the case
4 and everyone would be making that amount
5 of overtime, the whole job isn't making
6 that amount of overtime. So I'm not
7 trying to demonize, whatsoever. I'm
8 trying to point out that's an example.
9 Otherwise, everyone would be working that
10 amount of overtime.

11 LEGISLATOR ABRAHAMS: Like I said,
12 I've known you for some time and like I
13 said, I just want to take it for what I
14 interpreted it to be. Because usually
15 when I hear -- and I've been through
16 quite a few administrations, Republican
17 and Democrat -- when I hear folks from
18 the administration bring up stuff like
19 that, which we understand. That could be
20 an outlier it could be one issue. It
21 seems like we are trying to say that,
22 what do you mean? The correction officers
23 have it good. They're making \$200,000 on
24 top of their salary. Why are they
25 complaining? But I'll take it that you

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did not mean it that way.

DEPUTY COUNTY EXECUTIVE FOX: I appreciate you letting me clarify.

LEGISLATOR ABRAHAMS: Okay, sounds good.

But I do want to highlight the fact that wasn't brought up with the Presiding Officer. It seems like you had mentioned that Mr. Sposato has the integral experience to be able to run the facility. The previous administration, I guess, either didn't value that experience, thought that experience was the wrong experience. Whatever may be the case, they decided to dismiss him. That being said, the current administration is using him in a capacity in a leadership form, to work with the interim sheriff, Mr. LaRocca, to ensure that something happens. You just heard from the head of the Correction Officers Association say that we can't work with him. We choose not to -- I'm not saying they choose not to, but I don't put words in their mouth.

1
2 But they're clearly saying they cannot
3 work with him. But are we saying that
4 it's going to be the administration's way
5 hell or high water? I mean what are what
6 exactly are we saying to the membership
7 of that union?

8 DEPUTY COUNTY EXECUTIVE FOX: Sure.
9 So I was just at the facility I want to
10 say maybe two weeks ago could have been
11 three. Forgive me with the time. But I
12 was walking in to meet with Sheriff
13 LaRocca and Commissioner Sposato and as I
14 was walking in, the entire COBA board was
15 walking out, having a meeting with them.
16 So there is no indication to me that
17 they're not working together.

18 LEGISLATOR ABRAHAMS: But did you
19 hear what he said today?

20 DEPUTY COUNTY EXECUTIVE FOX: I
21 heard how they feel about him.

22 LEGISLATOR ABRAHAMS: Oh, okay.
23 Okay, but the words were very pointed.
24 They're very clear. Not to quote Mr.
25 Sullivan, but he clearly said we want him

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out.

DEPUTY COUNTY EXECUTIVE FOX: That's his opinion.

LEGISLATOR ABRAHAMS: No, that's the opinion of the entire delegation, not just his own opinion. His entire delegation spoke to that.

DEPUTY COUNTY EXECUTIVE FOX: Yes. I did hear that. Sheriff LaRocca is in charge of the jail. Commissioner Sposato is the Commissioner of Corrections and they work together. But Commissioner Sposato reports to the Sheriff.

LEGISLATOR ABRAHAMS: See, I think this will have to -- Madam Chair, this is going to have to clarify it in terms of the hierarchy and how this works. So if I'm understanding you correctly, everything stops with Sheriff LaRocca. He makes the final decisions.

DEPUTY COUNTY EXECUTIVE FOX: He's a sheriff. Yes.

LEGISLATOR ABRAHAMS: And Mr. Sposata is a part of those decisions.

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DEPUTY COUNTY EXECUTIVE FOX: Yes.
An org chart, sheriff here (indicating),
line down, commissioner of corrections.

LEGISLATOR ABRAHAMS: And then Mr.
LaRocca reports to you?

DEPUTY COUNTY EXECUTIVE FOX:
Correct.

LEGISLATOR ABRAHAMS: So if there
was a concern that the membership had
that they didn't feel was being addressed
properly with the current configuration
of leadership, Mr. LaRocca, or with Mr.
Sposato, who's advising Mr. LaRocca, they
can bring that concern to you?

DEPUTY COUNTY EXECUTIVE FOX: They
can.

LEGISLATOR ABRAHAMS: Okay. All
right.

I think what we have to do is we
have to be able to address that issue a
little bit more, because obviously they
are -- I mean, look, I'll just say it
frankly, how did we not know Mr. Sposato
is going to advise Mr. LaRocca of

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2 something that the Union may see as
3 retaliatory. And we don't know that.

4 DEPUTY COUNTY EXECUTIVE FOX: I
5 think that's speculating. I'm not sure.

6 LEGISLATOR ABRAHAMS: It's not.
7 Well, unless you're saying that the
8 entire delegation is speculating, because
9 that's the impression that we're getting.

10 DEPUTY COUNTY EXECUTIVE FOX: I'm
11 not aware of any retaliation.

12 LEGISLATOR ABRAHAMS: All right.
13 I got a lot of respect for you. I'm
14 giving you a lot of rope here. I don't
15 want to play politics from the podium
16 podium. So let's do this. Let's have the
17 hearing. We'll be able to address some
18 of the issues. I'm just saying from your
19 standpoint, representing the
20 administration, I want you to be
21 prepared, if Mr. Sposato is not here
22 himself, to be able to answer the
23 questions on how the decision making
24 process occurs in regards to Mr. Sposato
25 advising the sheriff on what issues.

1
2 Issues that are related to security or
3 relationship issues related to the
4 infrastructure at the jail being
5 replaced, we need to be able to
6 understand all of that.

7 As I said before, and you've been
8 here, Tatum, for a long time too, in my
9 20 years, I've never heard -- I've seen
10 union presidents have concerns with what
11 they have said about commissioners all
12 the time here. All the time. That's a
13 part of the process. I hear that all the
14 time. People disagree. As much as Sully
15 talked about Commissioner Ryder, I've
16 heard union presidents come up and say
17 negative things about commissioners
18 before, so that's nothing new.

19 That being said, I've never seen an
20 entire delegation say that. So from that
21 standpoint, to me, unless I'm
22 understanding this incorrectly by Mr.
23 Sullivan, they are perceiving that, Mr.
24 Sposato, that the buck stops with him.
25 Now, they have a different impression

1
2 than what you're telling us. So I think
3 we need to expand and review that a
4 little bit more during our hearing.

5 DEPUTY COUNTY EXECUTIVE FOX: And if
6 I just I don't want to belabor this just
7 one last point. If I recall correctly,
8 COBA did ask for Sheriff Flood to be
9 removed. I believe they said they had no
10 confidence in her, but she stayed on. So
11 there have been times just by way of
12 example, where the delegation has gone
13 and said something about another sheriff.

14 LEGISLATOR ABRAHAMS:
15 Understandable. That's it. I'm done.
16 Thank you.

17 LEGISLATOR FORD: I Agree with you.
18 Thank you very much for speaking
19 today. And I guess just to follow up with
20 Legislator Abrahams and his questioning,
21 when you talk about the secure and the
22 non secure posts, what are the ratios?
23 How many -- if there's 780 --

24 DEPUTY COUNTY EXECUTIVE FOX: I
25 don't have that answer as I stand here

1
2 today, but we can get that for you.

3 LEGISLATOR FORD: All right. Well,
4 that will definitely be something that we
5 will be asking for.

6 In regard to the hiring. You know,
7 what priorities have been placed to
8 expedite and have you have we looked at
9 and investigated to find out what are the
10 drawbacks in people taking these jobs if
11 they have taken the test, you reach out
12 to them. And we know that if it was 2019,
13 we're talking three years later, they may
14 have gotten a job elsewhere. They're
15 working may have moved out of state. But
16 if we have a test from 2018 and a list in
17 2020, am I correct? Am I saying this
18 wrong?

19 DEPUTY COUNTY EXECUTIVE FOX: A 2019
20 list and a 2020 list.

21 LEGISLATOR FORD: And what's the
22 latest? We just gave a test or no?

23 DEPUTY COUNTY EXECUTIVE FOX: We have
24 another list, I believe, after that, but
25 I can confirm that.

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LEGISLATOR FORD: Okay. And have we exhausted 2019?

DEPUTY COUNTY EXECUTIVE FOX:: We are exhausting it as we speak. These last 20 pending investigations will exhaust the list, but we have the other list. And as I said, 220 people were contacted, 45 are interested and they're being investigated.

LEGISLATOR FORD: All right. And do we have dedicated investigators that are working just strictly on the hiring of correction offices?

DEPUTY COUNTY EXECUTIVE FOX:: Yes.

LEGISLATOR FORD: So that they they follow it through. They do the backgrounds. They're not doing any other job. They're just working with candidates for corrections?

DEPUTY COUNTY EXECUTIVE FOX: Yes. Commissioner Ryder has been great at dedicating people just to focus on corrections.

LEGISLATOR FORD: And we we did pass

1
2 it so that they can be hired from out of
3 Nassau County, correct?

4 DEPUTY COUNTY EXECUTIVE FOX: Yes.

5 LEGISLATOR FORD: All right. That's
6 the one thing. My concern, though, too,
7 is when we talk about even with the
8 overtime, that's one issue that will have
9 to be examined. But even when you talked
10 about that, you had 1100 inmates and
11 overtime it's say, 27 million. I'm just
12 throwing the numbers out there. But now
13 we have like 800 inmates and overtime is
14 \$10 million more. And I agree with the
15 Presiding Officer. I think that's because
16 we have less officers. We have to
17 maintain these posts. We have to make
18 sure that you have the proper number of
19 officers working at all times, not only
20 for their protection, but the protection
21 of the inmates as well.

22 Also President Sullivan, did bring
23 up that the levels of violence has
24 increased dramatically. So that has me
25 concerned as well. Why such an increase?

1
2 We have less inmates, but yet the number
3 of occurrences of violence is almost the
4 same as when they were 1100.

5 DEPUTY COUNTY EXECUTIVE FOX: But we
6 have to remember, the more serious
7 offenders are incarcerated right now due
8 to bail reform and criminal justice
9 reform. So that's definitely one of the
10 reasons. And the County Executive tasked
11 me with getting 100 correctional officers
12 in 2022. I've been trying with civil
13 service. They have been great. They've
14 tried to expedite. We had been having
15 biweekly calls with the Union just so
16 they could be in the loop and not in the
17 dark about what are we actually doing to
18 try to get classes. So I'm happy to
19 reestablish those biweekly meetings with
20 COBA. And again, the budgeted headcount
21 is there. We can get there. It's going to
22 take some time, but we're working on it
23 to increase the staffing to where it
24 should be.

25 LEGISLATOR FORD: Well, I think you

1
2 should work with the Union. I think
3 Legislator Abrahams did bring up an
4 important point, to have the whole board
5 of COBA here speaking on behalf of their
6 members. And one of the highlights they
7 brought out was that the commissioner --
8 that there is not a level of confidence
9 in this person. It obviously is impacting
10 morale and that's where I have a concern.
11 I have to say that I worry about them.
12 They always feel like they've been the
13 stepchildren in the county and they
14 shouldn't feel like that. But sometimes,
15 I guess actions that happen speak louder
16 than words. And I really think that we
17 have to consider this and really take a
18 hard look at what's happening over in
19 that jail and try to rectify it, because
20 I think we need to. But thank you.

21 PRESIDING OFFICER NICOLELLO: Okay.
22 Minority Leader Abrahams, then Legislator
23 Drucker.

24 LEGISLATOR ABRAHAMS: Thank you,
25 Presiding Officer. And I just want to say

1
2 I appreciate this because I know this is
3 not the formal hearing, but obviously
4 it's turned into a back and forth.

5 When you get a chance, Ms. Fox, if
6 you can look into other practices that
7 are done throughout the country in terms
8 of hiring correction officers, I would
9 like to see it. I know you had said that
10 civil service has worked with us and
11 we're just not able to get the numbers
12 that we want. I don't know if it's an
13 issue -- I mean, look, the correction
14 officers have one of the toughest jobs --
15 between them and police officers -- in
16 this country. And that could be an issue,
17 too, in regards to the job itself, just
18 being a tough job. And many people just
19 don't see it as an attractive job.

20 But one of the things I did see and
21 I might be speaking a little out of turn
22 here, I was driving back from Virginia
23 this this past weekend, and one of the
24 things I did see and it was in Delaware,
25 they actually, and Sully might want to

1
2 like to hear this, they actually provide
3 bonuses to people who actually get
4 through the process, take the job as an
5 incentive to get the job. I don't know if
6 that's something that's allowable in New
7 York State or quite frankly, in Nassau
8 County. But but to me, it seemed a little
9 bit innovative that they were offering
10 \$5-10,000 signing bonuses to become a
11 correctional officer. Now, this was in
12 their New York State correctional system.
13 So this is a state thing. So obviously
14 there may be restrictions in regards to
15 doing that here in the County. But to me,
16 if it seems like we're having less
17 officers and officers are looking at the
18 applicants are looking at the salary pay
19 scales and determining themselves that
20 it's not worth it or we're not getting
21 enough people -- because we know there's
22 going to be a drop off and we're not
23 getting enough people, then there has to
24 be something that we can do, and this is
25 not anything new, that we can make the

1
2 drop the job more attractive. And I don't
3 want to say that that that money is the
4 beholding to everything. Obviously, you
5 know, good quality of life, mental health
6 are also good aspects of people taking on
7 a position as well. But I just don't know
8 if we're doing everything we can in our
9 capacity. So if you can look into that
10 practice, I don't know if it's allowable
11 in New York State. I'd have our
12 attorneys look into it a little bit more
13 and research it. But it's something that
14 I saw as I was driving back, I saw these
15 big billboard signs throughout the state
16 of Delaware that advertised signing
17 bonuses to become a correction officer.
18 Obviously, that would require them to
19 actually get through the test, you just
20 can't sign for the test. Obviously, get
21 through the test and get through the
22 background checks, get through the
23 academy, everything else. But I'm just
24 saying that could be something that we
25 should be taking a look.

1
2 I just feel like and I disagree with
3 the Presiding Officer, I just feel like
4 we're always at the point where
5 individuals like yourselves say that
6 we're doing all we can to hire. The
7 Union, everyone agrees that we need to
8 hire. And then it materializes.

9 DEPUTY COUNTY EXECUTIVE FOX: Yes.
10 And it is frustrating. I do understand
11 that.

12 LEGISLATOR ABRAHAMS: Okay.
13 Legislator Drucker, I'm sorry.

14 PRESIDING OFFICER NICOLELLO: Yeah.
15 Yeah, that'll be it.

16 LEGISLATOR DRUCKER: Yeah. Thank
17 you, Presiding Officer. I just wanted to
18 summarize. I don't want to get into back
19 and forth like we've been doing.

20 You know, there's an inherent
21 conflict between management and labor in
22 any organization, any agency, any
23 governmental association. This
24 administration is management, and Mr.
25 Sullivan's membership is the workforce.

1
2 And it is our job as the Legislative Body
3 and it's the management's responsibility
4 too to make sure that the needs and wants
5 and requests of the workforce are met or
6 at least addressed and considered.

7 Apparently, what we're hearing today
8 is that there's a disconnect. There's a
9 disconnect between membership and Mr.
10 Sposato. And that needs to be fleshed
11 out. And I welcome a meeting with
12 Chairwoman Ford, and I hope that all of
13 the legislators would be invited to that
14 hearing to participate, because it's
15 important. We need to understand all of
16 us. This is not a political thing. This
17 is about safety. And we need to make sure
18 that the needs and wants are reasonable
19 and they should be met and they can be
20 met and management is listening and that
21 we're not supposed to be afraid that the
22 message isn't getting through. So that's
23 all I have to say. Thank you.

24 PRESIDING OFFICER NICOLELLO: Okay.
25 Thank you for coming down. And we

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appreciate you being here.

DEPUTY COUNTY EXECUTIVE FOX: Thank
you, Legislative body.

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2 PRESIDING OFFICER NICOLELLO: Joel
3 Berse.

4 MR. BERSE: Good afternoon. Thank
5 you for calling me. I am Joel Berse. I'm
6 the immediate past president of the
7 Northwest Civic Association of
8 Hicksville. Having been incorporated in
9 1951, it is the oldest active
10 organization in Hicksville.

11 Our dilemma with the redistricting,
12 and I was at last week's hearing, is that
13 we are only a segment of Hicksville and
14 we are represented by three separate
15 legislative districts. We have ridiculous
16 boundary lines, and when I came to the
17 hearing, they had no listing of what the
18 streets were. We have a problem.

19 Our boundaries as incorporated with
20 the State or the town line between North
21 Hempstead and Oyster Bay down Cantiague
22 Lane, the north side of the Hicksville
23 train station trestle. The east side
24 boundary is down the center of Broadway,
25 Route 107, and the northern boundary is

1
2 the line between Hicksville and Jericho.

3 Our 14th district is the main
4 district that we have, but to the north
5 we have a jagged district where people on
6 side streets are in opposite districts
7 across the street from each other. Our
8 current president is on Dakota Street
9 serving in the 16th District, and our
10 former vice president, Mary Garone
11 (phonetic), who just recently passed away
12 in Virginia, lived in the 14th District.
13 And you're talking about a street 30 feet
14 wide.

15 On the western boundary. The
16 community known as Jericho Gardens, which
17 is the triangle of 200 something houses
18 between Cantiague Lane and Cantiague Rock
19 Road, represents the very little tip of
20 the northeast corner of the 2nd District.
21 And you can see on the map that Cantiague
22 lane bisects that community. They are
23 known as a Westbury Post Office. They
24 call themselves Jericho Gardens. They
25 were built in the seventies well after

1
2 our incorporation, and they have
3 Hicksville Fire, Hicksville Water and
4 Hicksville schools. So they should belong
5 together with us, represented wholly by
6 one legislator, because people are
7 confused who to go to and who to have
8 something done.

9 And unfortunately, in certain cases,
10 we've been considered a minority section
11 of a district insignificant to the
12 voting. And that's not what the current
13 three legislators. I can say, I could
14 say with predecessors. But we need to
15 get redistricted and we'd like to be
16 wholly within the 14th that the northern
17 boundaries that zigzag like this and like
18 this (indicating) be moved to where they
19 were originally in the first legislature,
20 where it was at the Hicksville/Jericho
21 line to the north.

22 In summing up, I thank you for
23 listening. I know this isn't the prime
24 topic today, but moving forward, I'd like
25 this to be considered, and I know the

1
2 legislators that serve us now know about
3 this because I have spoken to all of them
4 individually.

5 Thank you and Happy Thanksgiving.

6 PRESIDING OFFICER NICOLELLO: Thank
7 you, Mr. Berse. Happy Thanksgiving to
8 you. There will be hearings before the
9 Legislature on the maps and there will be
10 opportunities as well for you to submit
11 either a form statement and/or e-mail
12 statements. So you'll have plenty of
13 opportunities going forward.

14 MR. BERSE: Well, the problem is
15 there was no list of what the streets
16 were. It was just a drawn map that you
17 couldn't figure out the whole thing.

18 PRESIDING OFFICER NICOLELLO: We
19 will have maps up on the website, I think
20 you'll be able to see exactly what you
21 need to see from the maps we produced.

22 MR. BERSE: Thank you. Okay.

23 PRESIDING OFFICER NICOLELLO: Casey
24 Duborsky.

25 MS.CASEY DUBOFSKY: Hi, my name is

1
2 Casey Duborsky. I was three when I had a
3 life-threatening allergic reaction in a
4 restaurant after taking a bite of dessert
5 with hazelnuts in it. Although I was
6 really young, I still remember the fear
7 and panic that washed over my parents
8 when they realized I was having an
9 allergic reaction. I remember my tongue
10 being itchy, my eyes burning, and my
11 throat beginning to feel tight. I was
12 screaming and crying. Thank God we
13 reached the hospital in time. I was given
14 epinephrine right away and then steroids.
15 I was one of the lucky ones. Although I
16 was only three, that day had a profound
17 impact on my life. I grew up with the
18 constant fear that I would eat the wrong
19 food by mistake.

20 According to a 2020 study published
21 by the Journal of Allergy and Clinical
22 Immunology, 54% of all allergic reactions
23 to food occur in restaurants. What's
24 worse is that allergic reactions tend to
25 be more severe than those that occur at

1
2 home. You see, restaurants tend to be
3 places where people of all ages
4 experiment with new foods, unwittingly
5 exposing themselves to allergens they
6 haven't been exposed to in the past.

7 Another reason why restaurants are
8 the site of so many life threatening
9 allergic reactions is due to
10 cross-contamination. Cross-contamination
11 occurs when food is accidentally
12 contaminated with foreign allergens
13 during the preparation process. This just
14 happened to me the other night. We
15 reviewed my allergies with our waitress
16 five times, yet, she gave us the wrong
17 information and fish ingredients were in
18 the salad I ordered. Although my parents
19 were diligent and the waitress made a
20 mistake, in some cases of severe
21 allergies, mistakes can cost people their
22 lives.

23 I visited colleges this week and was
24 excited by what I saw. Yet in the back of
25 my head, there was always fear of letting

1
2 my guard down of not having an EpiPen
3 available at something happens. This is
4 what this legislation is all about.

5 Today we are there are over 4000
6 restaurants in Nassau County. None of
7 these establishments have an EpiPen
8 available for an emergency use. This
9 forces someone experiencing anaphylactic
10 shock to wait for an ambulance.

11 The REAL Act, the proposed
12 legislation would would create a PILOT
13 program authorizing the Nassau County
14 Department of Health to purchase and
15 distribute EpiPens to restaurants that
16 participate. This program will encourage
17 local restaurants that opt in to keep
18 EpiPens on site. The bill will also allow
19 restaurants to designate a person or
20 persons on their staff to receive EpiPen
21 training in conformity with state health
22 regulations. Having an EpiPen on
23 restaurant premises may allow a
24 restaurant, may allow a family member or
25 train worker in the restaurant to

1
2 administer a dose of epinephrine
3 immediately, potentially saving lives.

4 Everyone here needs to keep working
5 to make this a reality. We all can play
6 our own part. I implore our elected
7 officials to bring Representative
8 Lafazan's legislation to a vote. It's not
9 complicated. It's not about politics.
10 It's about doing something now that will
11 save lives in the future. Thank you.

12 PRESIDING OFFICER NICOLELLO: Thank
13 you. Lindsay Dubofsky.

14 MS. LINDSAY DUBOFSKY: Hi, my name
15 is Lindsay Dubofsky. I am the mother of
16 Casey, a child with food allergies. Casey
17 is allergic to tree nuts, fish, shellfish
18 and coconut.

19 At the age of three, Casey had her
20 first life-threatening allergic reaction
21 at a local restaurant. Like any parent, I
22 was horrified. Each time we eat out in a
23 restaurant, I would interrogate the staff
24 about the origins of the food. A few
25 months after Casey's first reaction, she

1
2 had another one in a restaurant, and we
3 asked the waiter and the manager if there
4 were any nut ingredients used in a
5 dessert that she wanted to try. Turns out
6 the dessert was made with hazelnut flour.
7 And minutes after her first bite, we were
8 on our way to the emergency room.

9 Every day we live in constant fear
10 that this will happen again. As a parent,
11 your instinct is to protect your child
12 from harm. Over the years, there were
13 times when we kept Casey away from
14 birthday parties, school events and other
15 gatherings. Anywhere we felt that she
16 might encounter something that might send
17 her to the hospital. But at the same
18 time, as a parent, you want your child to
19 have the same experiences that you've had
20 and other kids have had. You don't want
21 to tell them they can't be with their
22 friends or go to restaurants and do
23 things that they want to do.

24 After Casey's first reaction, I was
25 given a set of EpiPens. From that day

1
2 forward, we have carried them with us.
3 There are times that we have forgotten
4 them. And when this happens, Casey just
5 doesn't eat.

6 The REAL act would require
7 restaurants to have an EpiPen on hand so
8 that people can feel safe. Researchers
9 have noted that most people's first
10 allergic reaction occurs when they are
11 trying a new food. So why would we think
12 twice about having emergency medication
13 on hand in a restaurant?

14 It's natural for all of us to go to
15 the gym and see a defibrillator hanging
16 on the wall. Defibrillators haven't
17 always been there, but it's common sense
18 to have them there. In this case, in an
19 emergency, it can save somebody's life.
20 It should be common sense that
21 restaurants have EpiPens in case they
22 serve something to a person that could
23 potentially kill them. Every three
24 minutes, an allergic reaction to food
25 results in an emergency room visit. We

1
2 have to stop this.

3 PRESIDING OFFICER NICOLELLO: Jill
4 Mindlin.

5 MS. MINDLIN: Hello, and thank you
6 for listening to us today. My name is
7 Jill Mindlin and like the Dubofskys, our
8 family has dealt with life-threatening
9 food allergies for my daughter's entire
10 life. She's 21 years old now, and since
11 she was nine months old, she has been
12 anaphylactic, which means very, very
13 deathly allergic to milk, eggs, peanuts,
14 tree nuts and sesame seeds.

15 So every day, as they were talking
16 about, the Dubofsky family, we have to
17 manage how do we go out to restaurants,
18 how do we go to birthday parties, etc.,
19 it's been a whole lifetime of that.
20 Restaurants in particular are very tricky
21 because you're putting the food
22 preparation in somebody else's hands. So
23 like the Dubofskys, we have to go over
24 everything in detail with the restaurants
25 and make sure it's crystal clear.

1
2 Unfortunately, it makes it very difficult
3 for people with food allergies to go out
4 to eat at all.

5 This bill that they're proposing,
6 Legislator Lafazan, would make it
7 accessible for restaurants to get
8 epinephrine, what they call stock
9 epinephrine. There's already legislation
10 on the books that allows restaurants to
11 have epinephrine on premises, but there's
12 no way for them to access it. So this
13 bill would effectively close the loop and
14 help save lives by having this
15 epinephrine available.

16 Now, we're very fortunate. Like the
17 Dubofskys, we have our own EpiPens. We
18 carry them. My daughter carries them with
19 her wherever she goes. But that's not
20 true of everyone. Some people can't
21 afford to carry epinephrine. It's very
22 expensive. Other people may forget on
23 occasion. And more importantly, there is
24 an overwhelming majority of food allergy
25 reactions that happen for the first time

1
2 outside the home in a restaurant. So
3 somebody wouldn't have an epinephrine
4 auto injector because they haven't been
5 diagnosed yet.

6 So what we're asking for is a very
7 simple legislation just to help, again,
8 close the loop to keep everyone safe in
9 restaurants. We also want to point out
10 this is not just about saving lives,
11 although certainly we would hope that
12 you'd want to help do that. This is about
13 helping the Nassau County economy as
14 well. There's over 135,000 people in
15 Nassau County who have food allergies. If
16 you multiply that by the average family,
17 let's say family of four, that's 500,000
18 people who are not dining out in Nassau
19 County restaurants because of fear.

20 So if we work together to help not
21 only save lives but also save the
22 economy, I think it's a win-win for
23 everybody. Thank you.

24 PRESIDING OFFICER NICOLELLO: Maya
25 Konoff.

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MS. KONOFF: Hi. Good afternoon.
Thank you again for hearing us out today.
Like my mom just spoke before -- my name
is Maya Konoff. I'm a resident of Nassau
County and I, like she said, was
diagnosed at just nine months old with
anaphylactic allergies to dairy, eggs,
peanuts, tree nuts, and sesame seeds. And
that's something that I've dealt with my
entire life.

Like my mom mentioned as well, many
people experience their first episode of
anaphylaxis when they're not in the home.
And that can be people who have never
been diagnosed, as well as people who do
have known food allergies but develop new
ones, because a food allergy can develop
at any point in their life.

I myself developed another food
allergy, aside from the ones that I was
diagnosed with. I developed a new allergy
to lentils when I was 18 years old, and
this came as a shock to us. I had eaten
them safely my whole life, and then one

1
2 time eating lentil soup went into
3 anaphylactic shock.

4 It's very important that epinephrine
5 gets given right away. Something that's
6 taught by the medical community and the
7 food allergy community is a slogan: Epi
8 first, epi fast. The vast majority of
9 allergic reactions that end in fatality,
10 those fatalities occur because they were
11 not given epinephrine. This is the only
12 drug, the most important frontline drug
13 for treating anaphylactic reactions.

14 So like we've all mentioned already,
15 we're asking you to please bring this
16 bill to a vote and to ultimately pass it
17 into law to allow the EpiPen PILOT
18 program for restaurants to take place in
19 Nassau County. Thank you again for
20 listening to us. Happy Thanksgiving.

21 PRESIDING OFFICER NICOLELLO: Thank
22 you. Christopher Duffy.

23 MR. DUFFY: Good afternoon. Chris
24 Duffy, resident of Massapequa. And I'm
25 here to urge you to hold a hearing on the

1
2 EpiPen pilot program for restaurants,
3 which would fund a county effort to
4 provide restaurants with lifesaving
5 epinephrine for those with food
6 allergies.

7 I've had a deadly allergy to peanuts
8 and tree nuts since I was a child and
9 could have died on one occasion were it
10 not for having an EpiPen on hand. My
11 brother developed the deadly allergy and
12 was hospitalized for anaphylactic shock
13 at age 28.

14 When I first heard about this
15 proposal to have EpiPens in restaurants,
16 it was such a basic, sensible concept
17 that I was kind of surprised that I had
18 never thought of it and that it wasn't
19 prominent elsewhere. For such a basic
20 medicinal item that is more necessary in
21 restaurants than anywhere else in the
22 world, it seems that it should be obvious
23 that it's equally as required as soap and
24 basic hygiene equipment in restaurant
25 kitchens. I would imagine that many of

1
2 you to get elected to your seats ran on
3 public safety to lower crime and boost
4 safety in Nassau County. And while this
5 notion may seem conceptually silly, for
6 tens of thousands of people in Nassau
7 County, restaurant, food constitutes as
8 much of or more of a safety risk than
9 crime on a daily basis. If they make a
10 mistake just one time, they could lose
11 their life.

12 Providing restaurants in Nassau
13 County would do wonders for making this a
14 safe and secure place to live, which I'm
15 sure all of you would support. I hope
16 that you start to take health initiatives
17 like this one as part of your general
18 public safety initiatives more often.
19 Protecting citizens lives is the most
20 basic of government's responsibilities.

21 As the corrections officer
22 emphasized earlier, Nassau County spends
23 millions on public safety and law
24 enforcement. This PILOT program would
25 require only a \$25,000 investment to test

1
2 that a program that could save countless
3 lives in the long term. That is a
4 relatively modest cost.

5 Given that I ask all of you to hold
6 a hearing on this bill and to ultimately
7 pass it for the sake of 135,000 Nassau
8 County residents who have
9 life-threatening food allergies. Thanks.

10 PRESIDING OFFICER NICOLELLO:
11 Jennifer Gross.

12 MS. GROSS: Good afternoon. When you
13 are watching your child have an allergic
14 reaction and are frightened that their
15 airway is closing, you're not concerned
16 if the restaurant is in a Democratic or
17 Republican leaning community. You only
18 care about saving their life. I'm
19 Jennifer Gross, and I'm here today as an
20 advocate of the proposed bill to mandate
21 EpiPens in restaurants across Nassau
22 County.

23 Food allergies are truly an
24 epidemic, and having the precautions in
25 place to treat anaphylactic shock is a

1
2 bipartisan issue, which I see as a
3 necessity for us to address.

4 I was eating at a restaurant with my
5 daughter five years ago when at the last
6 minute we decided to order the house
7 special dessert. We asked if the dish was
8 nut free many times and we were reassured
9 by our waiter that it was, only to find
10 out later that our red velvet Valentine's
11 cake was made with almond flour. By this
12 point, I had to administer emergency
13 EpiPens and found ourselves in an
14 ambulance once again, which I thankfully
15 was very appreciative of.

16 My daughter is anaphylactic to
17 peanuts, tree nuts, sesame and shellfish.
18 And we have been in these life and death
19 situations way too many times. Too often
20 people are actually misinformed when it
21 comes to ingredients in their food. Being
22 in a restaurant poses not only risks of
23 cross contamination, but the
24 misinformation regarding hidden
25 ingredients such as walnut oil in a salad

1
2 dressing or a shellfish broth in rice
3 pilaf.

4 This bipartisan issue spans all
5 demographics. Every year I hear stories
6 about children who have fallen victim to
7 lethal allergic reactions. Having EpiPens
8 mandated at restaurants is like having
9 restaurant workers trained to perform the
10 Heimlich maneuver, both indicative of the
11 responsibility of the establishment, not
12 just to feed patrons, but to save a life.

13 Ensuring EpiPens are present in
14 eateries across Nassau County is like
15 insurance for a restaurant in addition to
16 being a vital form of life support. Thank
17 you.

18 PRESIDING OFFICER NICOLELLO: Olga
19 Kagan.

20 MS. KAGAN: Good afternoon. My name
21 is Olga Kagan from Great Neck, New York,
22 and I'm here to speak in capacity as a
23 parent of children with food allergies,
24 as a nurse, a public health advocate.

25 Statistics you've heard today is

1
2 very real. I know some of it came from
3 epidemiologic studies, but we also have
4 data from actually insurance claims that
5 states that anaphylaxis to foods, which
6 is severe allergic reactions, has
7 increased by 377% between 2007 and 2016.
8 And more than a third of those reactions
9 were in people 18 and older, so it's not
10 just children that fall victims to this
11 epidemic, growing epidemic. It's also the
12 adults. So we have an increased number of
13 adult onset food allergies. And I guess
14 no one in this room is immune from that
15 because we never know when we're going to
16 develop one. So it's always better to be
17 prepared.

18 And this ask that we have today is
19 building on existing legislation. We ask
20 that you bring Bill 9022 Epinephrine
21 Restaurant PILOT program to a hearing and
22 ultimately pass this this bill into law.

23 So I'm not going to belabor the
24 points of what you heard here today, but
25 just to echo what previous individuals

1
2 have mentioned, it's very real. And I
3 think it affects many, many of us,
4 whether personally, as neighbors, as a
5 community. And we hope to be the leaders
6 here in Nassau County for our New York
7 state. Thank you.

8 PRESIDING OFFICER NICOLELLO: Julian
9 Ostrow.

10 (Whereupon, no response.)

11 PRESIDING OFFICER NICOLELLO: Rose
12 Ostrow.

13 (Whereupon, no response.)

14 PRESIDING OFFICER NICOLELLO: Alana
15 Ostad.

16 (Whereupon, no response.)

17 PRESIDING OFFICER NICOLELLO: Those
18 are all the slips I had on the EpiPen
19 legislation.

20 LEGISLATOR LAFAZAN: Presiding
21 Officer, May I?

22 PRESIDING OFFICER NICOLELLO: Yes.

23 LEGISLATOR LAFAZAN: So I just want
24 to give kudos to where kudos is due.
25 Casey Debufsky is a teenage student at

1
2 Jericho High School, is the brainchild
3 behind this bill. She came to me three
4 years ago and asked me a simple question,
5 which is "why don't restaurants have
6 EpiPens in them"? I didn't know the
7 answer, and it took us years of research,
8 and the answer is the cost. It costs \$500
9 for a pair of two EpiPens that expire
10 after 18 months. And we know our
11 restaurants have taken a tough road
12 during COVID in the loss of business. We
13 see restaurants closing every week. It's
14 too big a burden for many restaurants to
15 take on.

16 And so this bill is very simple.
17 It's going to establish a PILOT program
18 of \$25,000 out of a budget of \$3.5
19 billion to have restaurants opt in, as
20 opposed to be a mandate to be reimbursed
21 for EpiPens on premises. We already have
22 per Casey and her mom and dad's efforts.
23 We already have about 20 plus restaurants
24 who have said they'd opt in. Coach
25 Meetinghouse in Oyster Bay, Grace's

1
2 Market. So many restaurants which we
3 patronize and they would opt into this
4 program.

5 This bill would save lives. We know
6 that so many people die waiting for an
7 ambulance when they undergo anaphylactic
8 shock. This bill would help the economy.
9 There's 4100 restaurants in this county,
10 all of whom would be eligible under this
11 PILOT program. This bill would actually
12 save taxpayer dollars money. So, yes,
13 it's a \$25,000 outlay. But when we think
14 about the cost of sending paramedics to a
15 restaurant and we think about the cost of
16 not having to do that because EpiPens
17 would be on premises, it's going to pay
18 for itself right away.

19 So we're just simply asking for a
20 hearing or a committee vote or a working
21 group or some sort of public assurance
22 that this will move forward. I sponsored
23 this on March 30th, 2022, and I know this
24 body takes up a number of issues, many of
25 which may have taken priority, but this

1
2 is a priority for parents and kids all
3 over this county. I note that this body
4 unanimously passed my food allergy bill
5 in 2019 to establish training and signage
6 in all Nassau County restaurants. This is
7 bipartisan. It's simple, it's logical,
8 it's pragmatic. And we're asking for some
9 action here. As you've heard today, the
10 public can't wait. And I hope that we can
11 pass this before the new year. Thank you.

12 PRESIDING OFFICER NICOLELLO: I do
13 have some questions for you. Who did you
14 speak to at the Department of Health
15 about this program?

16 LEGISLATOR LAFAZAN: Sure. So we've
17 spoken to Commissioner Eisenstein staff
18 before he left, and we've called
19 repeatedly asked for meetings. And quite
20 frankly, we've been very frustrated at
21 the the glacial pace at which this has
22 moved forward. So I would welcome a
23 meeting. After this meeting, I'd go over
24 to the Department of Health for a meeting
25 here.

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PRESIDING OFFICER NICOLELLO: So you haven't gotten the approval of the Department of Health, which would administer this program, correct?

LEGISLATOR LAFAZAN: We're trying. We're desperately trying.

PRESIDING OFFICER NICOLELLO: Do you know if the County Department of Health legally has the ability to provide epinephrine to to a retail establishment?

LEGISLATOR LAFAZAN: Sure. So we'd love to speak to their lawyers if they would call us back.

PRESIDING OFFICER NICOLELLO: Well, shouldn't you have determined before you propose the bill whether it was legally possible?

LEGISLATOR LAFAZAN: Yes. Our minority counsel believed that it was possible; therefore, we sponsored the bill. I wouldn't sponsor a bill without counsel's --

PRESIDING OFFICER NICOLELLO: The Department of Health is not sure about

1
2 that, actually. So they're not sure if
3 this is legally permissible. And we're
4 going to ask the County Attorney whether
5 the county even has the power to do this.

6 LEGISLATOR LAFAZAN: So just for the
7 record, it be a reimbursement. And I want
8 to find out like you do. But I sponsored
9 it in March and so shouldn't take March
10 to November to find a simple answer.

11 PRESIDING OFFICER NICOLELLO: So it's
12 not the County providing epinephrine or
13 EpiPens to restaurants, it's
14 reimbursable?

15 LEGISLATOR LAFAZAN: It's a
16 reimbursement program.

17 PRESIDING OFFICER NICOLELLO: Okay.
18 As mentioned, I'm being told that the
19 legislation is not written that way, that
20 the County actually provides the EpiPens.

21 But according to the Department of
22 Health, the bill would allow for the
23 purchase of approximately 20 adult and 20
24 junior EpiPens. Since there are
25 circumstances when individual may require

1
2 two doses, the program would reach
3 approximately ten restaurants. Is that
4 your understanding?

5 LEGISLATOR LAFAZAN: It's a PILOT
6 program. I'd love to establish it, but I
7 want to low ball to at least get
8 something moving forward. Of course we'd
9 love to make it bigger.

10 PRESIDING OFFICER NICOLELLO: It be
11 ten out of 4000, correct?

12 LEGISLATOR LAFAZAN: Typically, a
13 pilot program is ten out of 4100. It's to
14 establish proof of concept. This happens
15 in corporate America all the time.

16 PRESIDING OFFICER NICOLELLO: So the
17 restaurants that you spoke to, they want
18 to do this?

19 LEGISLATOR LAFAZAN: They do
20 actually. You'll see on News 12 at 5
21 p.m., I'm going to give a plug for your
22 show Coach Meetinghouse and so many
23 restaurants want the EpiPens. They just
24 can't afford them.

25 PRESIDING OFFICER NICOLELLO: They

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they do not afford EpiPens?

LEGISLATOR LAFAZAN: So many
restaurants -- Plainview diner down the
street from Arnie closed the last month.
I mean so many restaurants cannot afford
the \$500 and they don't want to take on
the \$500 every 18 months.

PRESIDING OFFICER NICOLELLO: So
we're looking at restaurants that are on
the borderline of staying in business.

LEGISLATOR LAFAZAN: No, we're not
we're not necessarily doing that. Chris
And Tony's is a thriving restaurant in
Syosset that is opted in. They're doing
great.

PRESIDING OFFICER NICOLELLO: And
they still can't afford an EpiPen?

LEGISLATOR LAFAZAN: Presiding
Officer, with due respect, who are you to
judge the bottom line of a restaurant?

PRESIDING OFFICER NICOLELLO: I'm
not judging anybody. I'm just asking you
questions.

LEGISLATOR LAFAZAN: And I answered.

1
2 I think it's outrageous to judge
3 anybody's bottom line. COVID's taken a
4 toll.

5 PRESIDING OFFICER NICOLELLO: I'm
6 not judging anybody. I'm just curious,
7 because if the County is going to engage
8 in a program that's going to put these
9 into restaurants, we'd like to know what
10 kind of restaurants we're going to put
11 them in.

12 For example, I mean, some of the
13 higher end restaurants, you pay more than
14 this for a single meal. So obviously
15 those restaurants can afford to put
16 EpiPens in their restaurants, correct?

17 LEGISLATOR LAFAZAN: If this body
18 wanted to put a sales level cap, or if
19 this body wanted to amend the bill, I'd
20 welcome it. Getting it into any
21 restaurant makes sense.

22 PRESIDING OFFICER NICOLELLO: So
23 would the restaurants who are
24 participating in the PILOT program, would
25 they advertise the fact that they're in a

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PILOT program?

LEGISLATOR LAFAZAN: That would be the hope we have. Coach Meetinghouse, for example, has gone on camera and said they'd be the poster child for this. And quite frankly, they hope to never have to use their EpiPen. But they'd love to work with us.

PRESIDING OFFICER NICOLELLO: So the County would be advertised as a PILOT program in these restaurants, correct?

PRESIDING OFFICER NICOLELLO: Correct. And likewise, I'd like to share this body passed my bill in 2019, where every restaurant in Nassau County now has a signed food allergy safety and posts all the major allergens and the County seal.

PRESIDING OFFICER NICOLELLO: We agreed with that. That was a good idea. So servers, maybe a manager, would be trained to administer the EpiPen?

LEGISLATOR LAFAZAN: No. As we know and as you'll speak to any advocate in

1
2 the audience, the EpiPen would not be
3 administered by the waiter. It's for the
4 parent or for the child or for a friend
5 at the table. We're not asking waiters to
6 become paramedics. It simply if somebody
7 leaves the house without their EpiPen,
8 if, God forbid, they forget their EpiPen,
9 which has happened to people literally in
10 this audience, that an EpiPen would be on
11 premises for them to use, I would not
12 have the audacity to demand training for
13 our restaurant employees.

14 PRESIDING OFFICER NICOLELLO: I
15 mean, that's not what your legislation
16 says.

17 LEGISLATOR LAFAZAN: So let's amend
18 it. So let's get a working group and
19 amend it. I sponsored it in March.

20 PRESIDING OFFICER NICOLELLO: "Any
21 participating restaurants shall designate
22 a person or persons of the restaurant
23 staff to receive and successfully
24 training in conformance with State Law to
25 use the EpiPen."

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2 LEGISLATOR LAFAZAN: Right. One
3 person on staff.

4 PRESIDING OFFICER NICOLELLO: So the
5 one person on staff, what reassurance
6 does a parent or resident have that goes
7 into this restaurant that that person on
8 staff is actually going to be working
9 when their child or loved one is there?

10 LEGISLATOR LAFAZAN: They wouldn't
11 need to. The point of having one person
12 on premises is to identify a safe storage
13 location for that EpiPen. And so long as
14 -- we've been advised by counsel -- so
15 long as there is no gross negligence in
16 where it is stored, that that restaurant
17 would not be liable. And quite frankly,
18 if that's not sufficient for the Health
19 Department lawyers or your lawyers, then
20 let's go further and amend the bill. But
21 we haven't gotten a single conversation
22 on this since March.

23 PRESIDING OFFICER NICOLELLO: How
24 does the County know who is responsible
25 for properly storing, maintaining and

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controlling the EpiPen?

LEGISLATOR LAFAZAN: That restaurant -- well, this is again, my idea for a pilot program is that restaurant would identify their food safety officer. It would be on file with the Department of Health. Because it's a PILOT program, it's a very manageable number. And that person would be responsible for that restaurant to store an EpiPen. Quite frankly, EpiPens don't need to be stored in crazy locations. It could just be behind the counter safely.

PRESIDING OFFICER NICOLELLO: So that also goes to the County. The County's responsible for maintaining information about who's storing the EpiPen?

LEGISLATOR LAFAZAN: I mean, it would be a sheet of paper with ten names. That's not an inordinate amount of work for the Health Department.

PRESIDING OFFICER NICOLELLO: So what if the County fails to confirm that

1
2 the EpiPen has not expired?

3 LEGISLATOR LAFAZAN: Well, so under
4 my idea in my proposal, because these are
5 good for 18 months, the County would have
6 a system where after 18 months, a Health
7 Department employee would replenish the
8 EpiPen at that restaurant. Should they
9 not have to be used. If they have to be
10 used, my idea is, the restaurant would
11 file a report and then they would be
12 given new EpiPens under the PILOT
13 program.

14 PRESIDING OFFICER NICOLELLO: So if
15 the County fails to go out in the 18
16 month period and the EpiPen effectively
17 expires and is used, tell me who's
18 responsible.

19 LEGISLATOR LAFAZAN: I'd love to
20 work with your lawyers and our lawyers to
21 indemnify the County.

22 PRESIDING OFFICER NICOLELLO: I'm
23 just asking questions because this has
24 been proposed. We want to consider it.
25 The questions have to be answered,

1
2 because the truth of the matter is that
3 the person who administers the EpiPen is
4 protected under state law and the
5 establishment is protected under state
6 law. And as I will tell you, the first
7 thing, if it goes wrong, God forbid.
8 First thing the lawyer is going to look
9 for is the deep pockets, and that's the
10 County of Nassau with the \$3 billion
11 budget. So those issues, they're
12 important. They have to be resolved. And
13 look, I mean, we need to go to the
14 Department of Health. We need to find out
15 whether this can be worked out. We need
16 to go to the County Attorney's Office,
17 get an opinion. And those types of issues
18 have to be worked through. I mean, if the
19 Administration and Department of Health
20 could do this and wants to do this, then
21 we'll consider it. But before that, we're
22 not going.

23 LEGISLATOR LAFAZAN: We agree, but
24 as a legislator, it's my job to take
25 complaints from advocates in our

1
2 community, bring them to the floor to a
3 vote. March 30th, 2022. This bill was
4 clocked in. Nobody from the
5 Administration wants to call me back. I
6 am not going to give up. There's no quit
7 in me. And so all these questions you've
8 answered are great questions. We need
9 answers. And I'm asking my Republican
10 colleagues to join me in asking the
11 administration to help us.

12 PRESIDING OFFICER NICOLELLO: We are
13 asking the questions. And now that you
14 have the questions, you really -- I mean,
15 honestly, before you propose these
16 legislation, you really need to do a
17 little bit more homework. That's another
18 story.

19 LEGISLATOR LAFAZAN: How many bills
20 in this body are sponsored, teed up, and
21 then the questions are sorted out before
22 full legislature. It happens every month.
23 I've been here for five years. These are
24 basic questions. We believe we have the
25 answers to. Your constituents in

1
2 Republican districts, as Jen so
3 eloquently put, also have food allergies.
4 The fact that nobody has urgency here is
5 preposterous.

6 PRESIDING OFFICER NICOLELLO: I
7 don't want to interrupt you. Sorry, but
8 but the bottom line is the first question
9 I'd ask before I propose something is, is
10 the County legally permitted to do it?

11 LEGISLATOR LAFAZAN: We were advised
12 that we were. Our attorney, Pete Clines
13 clocked this in. Our attorney would not
14 clock in a piece of legislation he
15 believed was not legal.

16 PRESIDING OFFICER NICOLELLO: He
17 believed. All right. So, again, we're
18 going to go to the County Attorney --

19 LEGISLATOR LAFAZAN: Let's do it.

20 PRESIDING OFFICER NICOLELLO: And
21 find out from the County Attorney what
22 they have to say. And we're going to
23 find out from the professionals,
24 Department of Health, whether they
25 believe this is something that the County

1
2 should be involved in.

3 LEGISLATOR DERIGGI-WHITTON: I'm
4 just slightly familiar with this and I
5 think it's a good idea. But in the past
6 you've had to have a prescription to get
7 a pen. So that's why the restaurants
8 can't get them if they just want one. So
9 I don't know. That's another question
10 maybe that we have to address to see how
11 to give them out, because it's a medicine
12 that you need a prescription for. So that
13 has to be addressed also.

14 PRESIDING OFFICER NICOLELLO: Okay.
15 But what I mean, what's confusing me is
16 the legislation --

17 MS. GROSS: If I could speak to that
18 one point. There is New York state law
19 that permits restaurants to carry
20 epinephrine. This is just about getting
21 it. It's already permissible. It's non
22 patient specific epinephrine. It's
23 referred to as the stock epi. All
24 restaurants in New York state are
25 permitted and other establishments as

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well permitted.

PRESIDING OFFICER NICOLELLO: To
stock them. You're saying, ma'am?

MS. GROSS: Yeah. Stock them. It's
called the Stock Epi Law. I can get you.
I can get you the number. I don't have it
offhand, but it's called the Stock Epi
Law. Not just restaurants, it's parks.
I think state parks, public places, all
sorts of public places.

LEGISLATOR DERIGGI-WHITTON: Can
they buy them or just stock?

MS. GROSS: I'm not sure.

LEGISLATOR DERIGGI-WHITTON: I think
that's a concern only because it's hard
to buy them without a prescription. From
what I understand.

MS. GROSS: It shouldn't be if it's
if it's permissible, I would have to get
you the copy of that law. I'll get that
to you. I don't know.

MS. KAGAN: I'm sorry. I just wanted
to also speak to that point. So the
restaurants actually now who can afford

1
2 actually do. There are a couple of
3 restaurants I know they have epinephrine
4 auto injector they buy themselves.

5 However, as Joshua Lafazan has
6 mentioned, many restaurants don't have
7 the capability to afford epinephrine auto
8 injector. And I think it would be wise to
9 have this go through a PILOT program just
10 so we can understand whether it actually
11 works and whether it's going to be
12 helping our communities.

13 And so I also wanted to mention, I
14 know previous legislation talked about
15 restaurant safety, and we had I believe
16 it said two individuals would be trained
17 under that law on how to recognize and
18 administer epinephrine auto injector
19 within restaurant setting. And I just
20 want to mention I'm also a Red Cross
21 trainer. So I know with the American
22 Heart Association and the Red Cross,
23 there are modules for people who are CPR,
24 first aid trained. There's a module on
25 recognizing anaphylaxis and administering

1
2 epinephrine auto injector. So anybody
3 trained with that is able to actually
4 administer epinephrine auto injector,
5 just like they would be administering
6 CPR.

7 And I also was going to say about
8 storage, just like we have external
9 defibrillators in every building, similar
10 model would be ideal for epinephrine auto
11 injectors. So thank you.

12 PRESIDING OFFICER NICOLELLO: Okay.
13 I mean, it gives me a little bit of
14 pause. Basically that that what we're
15 looking at is restaurants that can't
16 afford to EpiPens. I mean, ideally, I
17 don't know that this is the type of
18 restaurant that we would want to be
19 participating in this program. And
20 secondly, what gives me pause is, you
21 know, if you have servers in restaurants,
22 you may have a manager, they come, they
23 go. I mean, some places family owned
24 businesses, they stay for a while. But
25 there's a concern about the turnover, I

1
2 mean, about the type of people that would
3 be administering this. So there's a
4 number of different concerns and we will
5 we will be following up, obviously, let's
6 laugh as it's going to be doing some
7 things. And then again, we recommend you
8 go to the Administration, Department of
9 Health and see what see what they have to
10 say.

11 LEGISLATOR LAFAZAN: We will We
12 thank you for your public commitment to
13 helping us get these answers. We welcome
14 you in this fight. And I look forward to
15 reaching out to the Administration once
16 we adjourn today (applause).

17 PRESIDING OFFICER NICOLELLO: Okay.

18 Back to public comment. Pearl
19 Jacobs.

20 MS. JACOBS: So speaking regarding
21 health and safety, I clean my mic. I
22 clean it for myself and everyone that
23 comes after me. And Legislator Lafazan, I
24 really support that legislation on
25 EpiPen.

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2 My sign says Uniondale says no to a
3 casino. Youth and casinos do not mix.
4 There are strong suggestion that a casino
5 is coming forth at Mitchell Field. I have
6 here where October 26 this year where it
7 states: "The two candidates for governor
8 held Tuesday's debate several weeks after
9 the New York State Gaming Commission
10 appointed three members of the New York
11 Gaming Facility Location Board. The board
12 has until January six to issue a request
13 for applications for interested casino
14 applicants. Before Casino Project's
15 application is reviewed by the board, the
16 applicant must demonstrate that it has
17 received enough public support through a
18 so called Community Advisory Committee,
19 according to the Facility Board's
20 process. Can you stop my clock? Because I
21 have a question for Legislator Bynoe.

22 PRESIDING OFFICER NICOLELLO: No
23 Finish your comments.

24 MS. JACOBS: Okay. I will continue
25 with my comments.

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2 We have here, in addition to all the
3 reasons on my posters, why we do not need
4 a casino at Mitchell Field in Uniondale:

5 - Casinos encourage addiction.

6 - Casinos creates addictive
7 behavior, resulting in compulsive
8 gamblers.

9 - The majority of casinos revenue
10 comes from problem gamblers.

11 - Communities that are located
12 within ten miles of a casino exhibit
13 doubled the rate of gambling.

14 - Casinos prey on the most
15 vulnerable and elderly.

16 - Casinos have negative impacts on
17 home values, and there is an average
18 property value decrease of 15% for homes.

19 - Casinos do not revive local
20 economies.

21 - Casinos do not support local
22 businesses.

23 - Casino crimes increase in
24 communities with where casinos are
25 located.

1
2 - The excessive serving of alcohol
3 at casinos increase drunk driving in
4 vehicles accidents.

5 Hempstead Turnpike is known as the
6 most dangerous roadway in Nassau County.
7 A casino at this location will only
8 increase danger on this roadway, and
9 Uniondale's current infrastructure, north
10 and south from the Southern State Parkway
11 cannot support the surge of traffic that
12 a casino at Mitchell Field would
13 generate, resulting in serious traffic
14 safety issues. At certain times of the
15 day, our first responders have difficulty
16 even navigating through traffic on
17 Uniondale Avenue currently.

18 I have here where dated October
19 2011, I have the Mitchell Field Form
20 zoning agreement. I have also 2011 the
21 local law regarding ordinances at
22 Mitchell Field, and I don't have time to
23 read that.

24 But my question to you, Legislator
25 Bynoe, is there any proposed casino at

1
2 Mitchell Field. Do you know of any
3 proposed casino to come at Mitchell
4 Field?

5 LEGISLATOR BYNOE: I'm not aware.

6 MS. JACOBS: You're not aware. I'm
7 hearing there's three casinos that's
8 proposed for downstate, and one of them
9 is being strongly suggested at Mitchell
10 Field.

11 LEGISLATOR BYNOE: That's a state
12 process, not a county process.

13 MS. JACOBS: Well, I'm hearing
14 there's advocacy from the County to
15 advocate for that casino to be at
16 Mitchell Field. And you haven't heard
17 that?

18 LEGISLATOR BYNOE: Not aware.

19 MS. JACOBS: And, you know, if
20 there's any community advisory board
21 currently discussing this proposed Casino
22 at Mitchell Field?

23 LEGISLATOR BYNOE: I'm not aware.

24 MS. JACOBS: You're not aware of
25 that. So I just want to let you know and

1
2 and get in front of this, that Uniondale
3 does not support a casino at Mitchell
4 Field. And if we do hear or it does
5 materialize that there will be proposed
6 development there, there will be strong,
7 strong resistance to it. Thank you.

8 LEGISLATOR ABRAHAMS: So, Pearl, if
9 you don't mind. I appreciate you not
10 focusing your comments towards me today.

11 MS. JACOBS: Kevan, it's never
12 personal with me.

13 LEGISLATOR ABRAHAMS: I'm laughing.

14 MS. JACOBS: I know. I'm laughing,
15 too.

16 LEGISLATOR ABRAHAMS: I'm joking.
17 It's a joke. It's just a joke, you know?

18 First and foremost, I wanted to just
19 elaborate on some of your concerns. First
20 and foremost, as you mentioned, the the
21 the proposal of the casino does fall on
22 the lines of the State. I've heard some
23 of the same things that you have heard
24 that the State is will consider
25 applications for a downstate casino. That

1
2 being said, that process is I think it's
3 further enhanced by the fact that
4 policymakers are saying that it's going
5 to be downstate and it won't be in
6 Suffolk and it won't be here. So so if
7 it's not going to be in Suffolk and it's
8 not going to be in particularly in the
9 New York City five boroughs, then what
10 else is left? So common sense. I haven't
11 heard anything directly about Mitchell
12 Field. But common sense would tell me
13 that it's going to be Nassau. So it's not
14 just your advocacy. It should be
15 everyone's advocacy who does not want a
16 casino.

17 Now, for me, foremost, when a casino
18 was being proposed at Fortunoffs on Old
19 Country Road, Westbury, I was heavily
20 against it. My caucus heavily against it.
21 I believe the entire Legislature was
22 heavily against it and it didn't happen.

23 I would like to think that this
24 entire legislative body would be against
25 it again, even though the venue is

1
2 changing. Nothing has changed. From my
3 standpoint. I didn't think a casino was
4 good for the Westbury area and I
5 supported Legislator Bynoe and Legislator
6 Schaefer in that effort. And I don't
7 think it's good for the Uniondale
8 community, whether it's at Mitchell or
9 anywhere else, it's not good for the
10 community.

11 So from from that standpoint, I
12 think, though, just to refocus our
13 efforts, I think we have to work
14 collaboratively to make sure that the
15 State is aware that there is opposition
16 to this particular facility happening
17 anywhere in Nassau County, but primarily
18 because of your advocacy here today, in
19 Uniondale. And I would be happy to work
20 with you if it's a letter campaign -- I'm
21 speaking on behalf of myself. I don't
22 want to speak for all 19 members up here
23 -- but I would be happy to work with you
24 in that.

25 MS. JACOBS: Well, thank you,

1
2 Legislative Abrahams. I appreciate your
3 support.

4 I have already voiced, you know,
5 Uniondale's position to our State
6 representatives, so they are aware of
7 that. And yes, in 2015 there was strong
8 advocacy from Carle Place residents,
9 Westbury residents against a proposal at
10 the Fortunoff location and was involved
11 in that as well at the time. But
12 definitely not at Mitchell Field. Youth
13 and casinos do not mix. We have Hofstra
14 University, Kellenberg, Nassau Community
15 College, the Uniondale Charter School,
16 Museum Row. We have a problem here in
17 Nassau County with opioid addiction. Now,
18 we don't need young people to become
19 addicted to gambling. But thank you so
20 much.

21 LEGISLATOR ABRAHAMS: Thanks again.
22 Chris Jacobs.

23 MR. JACOBS: Chris Jacobs. I'm here
24 to talk about every week I go shopping in
25 the Roosevelt Field area for shopping.

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And basically one of the one of the ways
I take home traversing is Eastgate
Boulevard. And in that whole area of
Roosevelt Field, it's littered with -- I
have pictures here. I think it falls
right by the edge of District 2.
Basically, you can see it in the day,
shopping carts. It looks terrible. It's
there right now. It's the N22 bus stop.
And in fact, down the street they made a
bench out of shopping carts. And I always
take my grandma. Grandma gets very
offended by it. So I said, I promised my
grandma I'll bring her to the legislator
to say, hey, grandma, I'm going to show
the legislators that it's just trashy. I
mean, people come on the weekends, they
come from out of town, they come to we
all use, which is Roosevelt Field
Shopping area. And it's something that
should just go away instantaneously. I
mean, it demeans all of us, everybody in
here. That's not a good look for Nassau
County. And I mean, that's not how we're

1
2 supposed to present ourselves to people
3 outside in other boroughs. So I want to
4 present this picture show what it looks
5 like now. It's that whole area.
6 Basically, it's going from Red Roof Inn,
7 Lowes. You see shopping carts all over
8 that place. And for that to be the
9 biggest shopping center in Nassau County,
10 for it to look like that, that's not a
11 good representation for any one of us to
12 present to any other borough or anybody
13 in New York. That's all I got to say.

14 GRANDMOTHER JACOBS: I would just
15 like to add to that. It is disgusting
16 that now they're using the shopping carts
17 for trash. They're throwing trash in
18 them. And you have Whole Foods. It's a
19 beautiful area. They have the carts
20 sitting out there so people could sit
21 waiting for a bus and that's terrible in
22 a beautiful area like that.

23 LEGISLATOR BYNOE: Thank you,
24 Presiding Officer. If you don't mind.
25 Thank you.

1
2 Thank you for making me aware. And
3 Mr. Jacobs, if you could leave me the
4 photo so that I can have the exact
5 location. And We'll also notify code
6 enforcement who would be responsible for
7 that type of activity. Thank you very
8 much.

9 PRESIDING OFFICER NICOLELLO: Thank
10 you, Mr. Jacobs. Jeanine Maynard.

11 MS. MAYNARD: Good afternoon. I'm
12 here to discuss ongoing problems with the
13 definition of Uniondale. We continue to
14 have problems about how our community
15 name is being represented in the news.
16 Last Tuesday, Nassau County put together
17 a News 12 report on the hiring of 50
18 officers, and that report is still posted
19 on News 12 with faulty information about
20 the name of our community. So I'm going
21 to play this for a moment.

22 (Whereupon, an audio is then
23 played for the Body.)

24 MS. MAYNARD: The problem with the
25 East Garden City designation on this is

1
2 that that name in Town of Hempstead was
3 retired. It was retired by resolution. It
4 took time for the maps to catch up. The
5 maps caught up. Now we have a census
6 designated place map as of 2020, and
7 there is no East Garden City. So our Town
8 government, our State government by
9 resolution and our Federal government all
10 say we have a unified Uniondale and there
11 is no East Garden City. So what is the
12 problem in Nassau County that these
13 reports go forward with a faulty name
14 when it's been changed? Is the long term
15 memory okay and the short term memory is
16 failing?

17 We expect that when we make change
18 as a community, that that gets respected
19 in Nassau County. We've been waiting.
20 We've been correcting. We've talked to
21 *Newsday*. We've talked to Channel 12.

22 Now, I want you to understand, when
23 we won the resolution, we won because
24 there had been a problem with the
25 confused names of communities. And it

1
2 cost our fire department. They
3 misallocated \$4.5 million. It went to a
4 place that didn't exist and had to be
5 corrected.

6 Currently, our fire department
7 continues to have difficulty with their
8 communications because they're facing
9 resistance about updating things. Now you
10 talk bravely about how much safety
11 matters to you. Well, the safety of part
12 of our community is stalled when our fire
13 department has to go through a two stage
14 emergency call process.

15 We expect cooperation and we expect
16 to be defended for our safety. It is time
17 for Nassau County to do what we have in
18 writing, what we have in fact, and what
19 we have in law.

20 PRESIDING OFFICER NICOLELLO: Okay.
21 Thank you. Levada Felder.

22 MS. FELDER: I'm here again to talk
23 about the same thing, Eager to Serve, and
24 the actions of the representatives of
25 Nassau County Department of Social

1
2 Services.

3 Since the previous legislative
4 meeting, I've been saying to the
5 scripture myself, never has the righteous
6 been forsaken or my seed beg for bread.
7 As you know, I'm a Hofstra University
8 alumni and I'm sure no one is interested
9 in the production of a documentary from
10 Homeless from High Street to homeless.

11 As you know, Eager to Serve, has not
12 been funded since April 2022.

13 Fact: We continue to serve the
14 homeless by soliciting donations,
15 financial and tangible. As I have deleted
16 my own savings.

17 Fact: My mortgage is now in the pre
18 foreclosure stages as I have not been
19 able to pay it since the illegitimate
20 closing of the shelter and the
21 non-payment of the restricted shelter
22 payments. It says here, "we have sent the
23 prescribed New York preforeclosure
24 notice".

25 Fact: I turned my car in, but thank

1
2 God the dealer said my credit would not
3 be further affected. I recently applied
4 for SNAP.

5 The New York State Department of
6 Labor denied my application for
7 unemployment. I wanted to read their
8 comment: "No unemployment insurance
9 benefits will be paid to you for the
10 period beginning 9-12-2022 and until the
11 reason for your inability no longer
12 exists. You are ineligible for benefits
13 under Section 522 and 591 of the
14 unemployment insurance law because you
15 are not totally unemployed. You are not
16 totally unemployed as of 9/12 because you
17 perform services as a full time on a full
18 time basis for Eager to Serve, a not for
19 profit organization of which you are
20 founder and administrator. Although there
21 are recent issues with funding and you
22 are not currently being paid, you
23 continue to maintain a residence and
24 provide services for the clients."

25 One of the clients won the case and

1
2 "the Agency is directed to withdraw its
3 May 11th determination with respect to
4 appellant's public assistance, including
5 temporary housing and medical assistance
6 benefits." This is DSS. When it says the
7 agency. "The Agency is directed to
8 continue to provide public assistance,
9 including temporary housing assistance
10 and medical assistance benefits to the
11 appellant's household. The Agency is
12 directed to restore the appellant's
13 public assistance, including temporary
14 assistance and medical assistance
15 (buzzer).

16 PRESIDING OFFICER NICOLELLO: Please
17 sum up.

18 MS. FELDER: DSS did not follow the
19 State rules that the State told them to
20 do.

21 PRESIDING OFFICER NICOLELLO: Okay.
22 All right.

23 MS. FELDER: Wait a minute. One
24 second.

25 PRESIDING OFFICER NICOLELLO: Your

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three minutes are up. If you could just
sum up your point and we'll move on.

MS. FELDER: Okay, I'll sum it up.

"Please be advised one of the
clients won the hearing regarding the
wrongful termination of their benefits.
Please be advised. Nassau County DSS --

PRESIDING OFFICER NICOLELLO: Ms.
Felder reading from the documents is not
helping us. We thank you for coming
tonight. And we have another speaker from
Eager to Serve.

MS. FELDER: Okay.

PRESIDING OFFICER NICOLELLO: Kayla
Jackson.

MS. FELDER: I'm taking Kayla's
place.

PRESIDING OFFICER NICOLELLO: Can't
do that. The rules prohibit that
maneuver. So if Kayla wants to come up,
she's more than welcome.

MS. FELDER: She's nervous to come
up.

PRESIDING OFFICER NICOLELLO: I know

1
2 I get nervous myself, but I'm sure you'll
3 be very good, Miss Jackson.

4 MS. FELDER: I took another person's
5 place last time. It's only three minutes.
6 When you want to extend the conversation,
7 you get to extend the conversation. Why
8 can't I extend the conversation? Because
9 I'm tired of everybody breaking the
10 rules. And I don't want to be trying to
11 break the rules. But when y'all break the
12 rules, you don't want nobody to hear.

13 PRESIDING OFFICER NICOLELLO: Well,
14 that's the prerogative of the Chair.

15 MS. FELDER: But I'm not trying to
16 break the rules. What I wanted to say,
17 let me just say that the people at DSS
18 did not follow the mandates from the
19 State, and you're letting this go on. And
20 in 2016 --

21 PRESIDING OFFICER NICOLELLO: Ma'am,
22 we can't go through the history. I mean,
23 there's nothing that Legislature can do
24 with respect to the actions that DSS has
25 taken because of the loss of your

1
2 nonprofit status. We are without power
3 to do that. We're happy to have you here
4 any time you want to come here.

5 MS. FELDER: But wait, I'm not
6 talking about the loss of the nonprofit
7 status. I'm talking about the illegal
8 closing of the shelter is what I'm
9 talking about. Let's get it straight --

10 PRESIDING OFFICER NICOLELLO: Either
11 way --

12 MS. FELDER: About the illegal
13 closing of the shelter. And then I keep
14 coming back here because no one is doing
15 anything about it. But all I'm trying to
16 mention is that when the people that work
17 at DSS break the rules, they violate the
18 law, no one does anything about it.

19 PRESIDING OFFICER NICOLELLO: Okay.
20 All right. Thank you.

21 MS. FELDER: I just want you to know
22 that DSS broke the law so it could be on
23 record that everybody knows that they
24 that they got a mandate from the State
25 and they didn't follow it.

1
2 PRESIDING OFFICER NICOLELLO: All
3 right. You made your point. We have your
4 documents that you submitted and will be
5 part of the record. Thank you for coming
6 today.

7 MS. FELDER: Thank you.

8 PRESIDING OFFICER NICOLELLO: Meta
9 Mereday.

10 LEGISLATOR ABRAHAMS: Presiding
11 Officer, while Ms. Mereday approaches the
12 podium. I feel bad that Mrs. Maynard had
13 left. I'm sure she had somewhere else to
14 go, but I just want to mention it to
15 Pearl because she has been an advocate
16 for this issue as well. When she played
17 the actual video, I just want to make
18 sure everyone up here understands and I'm
19 going to take two seconds to explain
20 this. When she played the actual video,
21 it was a News 12 reporter indicating that
22 they were live from East Garden City,
23 which every reporter does whenever
24 they're reporting from particular town or
25 city or whatever village. I was thinking

1
2 to myself then, could that be an error
3 made by the News 12 Reporter And what did
4 the Police Department release actually
5 indicate? So I went back, I took a look
6 at the Police Department release, and
7 this seems to be an issue that we keep
8 having with the police department when
9 they send out their media releases. But
10 I'm looking at their release and their
11 release clearly, say states that where
12 the press conference is going to be is
13 One Law Enforcement Way, Field House Gym,
14 on the grounds of Nassau Community
15 College, Perimeter Road, Garden City.
16 That is completely inaccurate. And this
17 seems to be an issue that I keep having
18 that comes up with the Commissioner
19 again. I'm not too sure why it keeps
20 coming up. It came up before with a
21 particular event that we were hosting
22 with him. I think every community wants
23 their boundaries to be respected. It's
24 not just from a tax standpoint, it's just
25 respect. And this release went out on

1
2 November 14th.

3 So I'm going to ask. I know
4 Legislator Bynoe and myself have
5 continually asked, but I'm going to ask
6 for everyone's support that when they see
7 these releases, especially when it's
8 reference to the new training facility,
9 the training facility is in Uniondale. I
10 think that's been determined. I wish Mr.
11 Gibson was still here because he could
12 actually show you on the map. The
13 boundary is very clear. So I know it
14 seems like an issue that not everybody
15 wants to talk about. And I'm sure some of
16 you may think that there are more
17 important pressing issues that we're
18 getting ready to vote on. But this is a
19 very important issue that has occurred
20 for multiple years. And I said before, I
21 know Antoinette Biordi, the reporter, and
22 if she was still here, she was actually
23 here covering the food allergy bill, I'm
24 going to text her and let her know. But
25 that being said, her report, it's not her

1
2 fault why she reported at East Garden
3 City. It's clearly here in the release.

4 MS. JACOBS: Legislator Abrahams, in
5 reference to Commissioner Ryder, now I've
6 spoken with Commissioner Ryder about
7 this, and he says, Pearl, I have to put
8 the address that they gave me. He
9 respects that it is Uniondale. But he
10 said he didn't make the address. They
11 they gave him the address of Garden City
12 and that's where you know the address
13 that he is to use.

14 LEGISLATOR ABRAHAMS: Who's they?

15 MS. JACOBS: Well, I guess the
16 County or wherever, whoever. Listen,
17 Uniondale has nine zip codes, so that's a
18 whole issue right there into itself.
19 Nine zip codes for a small area where you
20 can pick a zip code. What do you want
21 your area to be called? Westbury? Here's
22 a zip code for Garden City. Here's a
23 fictitious zip code for East Garden City.
24 And it's not only *News 12*, it's *Newsday*
25 and it's consistently being done. Now,

1
2 it's not even being called East Garden
3 City. It's actually being called Garden
4 City. You're absolutely right about that.
5 They're further encroaching on our
6 identity, on our boundaries. Museum Row.
7 We were supposed to -- Legislator Bynoe,
8 on this whole identity issue with
9 Uniondale. We were still waiting for a
10 meeting with the postmaster general
11 regarding the nine zip codes that exist
12 in Uniondale, where you can pick a zip
13 code and call the area what you want.
14 It's Uniondale, Museum Row is in
15 Uniondale. They have the back door
16 scenario where they use the back doors as
17 their addresses so they can use a Garden
18 City address instead of a Uniondale
19 identity. So, you know, all of these
20 issues continue. We have my vice
21 president, Heidi, who every time she sees
22 misidentify spoken by *News 12* or *Newsday*,
23 she sends an e-mail back to the editor or
24 back to the reporter. But it still does
25 not resolve the issue. They still insist

1
2 on identifying Uniondale as Garden City
3 East, Garden City or whatever they want
4 to identify it as. We have the new
5 development over there -- they're calling
6 it developments that are coming up and
7 jumping up over there -- everything is
8 being identified as anything other than
9 Uniondale. So we want our boundaries and
10 our identity to be respected.

11 But thank you, Legislator Abrahams,
12 for expounding on that.

13 LEGISLATOR ABRAHAMS: You're
14 welcome. You're welcome. I know you've
15 spoken to the Police Commissioner. I'm
16 going to speak to him specifically about
17 this particular release going out.

18 MS. JACOBS: But, you know, I don't
19 know why you're pointing to the
20 Commissioner when everybody else does it.
21 It's not only the commission. Everybody
22 else does it, you know, because --

23 LEGISLATOR ABRAHAMS: I can't deal
24 with everyone else at this moment.
25 Because I got to wait for those incidents

1
2 to happen, like when you said it's
3 *Newsday* or it's someone else, then we
4 wait for each one to happen. And when
5 *Newsday* has done it, I reach out to them.

6 MS. JACOBS: It happens all the
7 time.

8 LEGISLATOR ABRAHAMS: It's something
9 that is going to have to be addressed
10 multiple times until it's actually
11 ingrained. It's going to take multiple
12 times to do it. But I do understand
13 where you're coming from.

14 LEGISLATOR BYNOE: And Ms. Jacobs, I
15 know you're still waiting for that
16 meeting. And we also have some
17 legislation that we have crafted we'd
18 actually be able to share with you and
19 review with you. So we'll follow up.

20 MS. JACOBS: Okay. Thank you. Thank
21 you. And just one more one more question,
22 Legislator Abrahams. So the
23 Commissioner, did he create his own
24 address for the police academy or was it
25 given to him? I mean, this is the address

1
2 he was told to use.

3 LEGISLATOR ABRAHAMS: Yeah, I'm not
4 too sure. I'm not sure of the whole
5 process in terms of how it's given to
6 him. When any property is purchased or is
7 utilized by the County, our real estate
8 department determines what the address
9 is. I mean, normally addresses are
10 already there. I'm not too sure what he
11 means by that. That's why I'm going to
12 reach out.

13 MS. JACOBS: I'm certain he didn't
14 come up with this address. I'm just
15 certain that he did not come up with his
16 address as Garden City. This is the
17 address that he was told to use. He
18 reports, you know, he's the commissioner
19 of police. He's not a county executive,
20 he's not a legislator. He doesn't create
21 addresses. He's just uses the address
22 he's given.

23 LEGISLATOR ABRAHAMS: Yeah, you're
24 right. I got to think he wasn't given
25 that address by anyone in this Body. I

1
2 have to find out.

3 MS. JACOBS: We don't know where he
4 received the address from, but I know he
5 didn't -- I can say for certain that he
6 did not create the address as Garden
7 City. He's not calling Garden City
8 because he wants to call the Garden City.
9 He's calling Garden City because he was
10 told that it's Garden City address.

11 One thing I can say about
12 Commissioner Ryder, that he respects all
13 communities, every last community. He
14 shows Uniondale and he treats us with the
15 utmost of respect and he's a man of
16 integrity. So I know he wouldn't come up
17 with an address unless he was told. But
18 thank you.

19 PRESIDING OFFICER NICOLELLO: Meta
20 J. Mereday.

21 MS. MEREDAY: Meta J. Mereday. The
22 reason I literally am walking in here
23 with combat boots because the last time I
24 was here was for a session regarding
25 redistricting, or as it should be called:

1
2 Gerrymandering 1, 2, 3.0. It was a
3 disgrace. It's an embarrassment with
4 regard to how it compromises the whole
5 integrity of a voting process. Not only
6 that, a citizen's right to be able to
7 vote in a fair and evenly distributed
8 situation. So I appreciate the fact that
9 the presiding officer said that residents
10 were going to be provided with a map that
11 legitimately outlines boundaries,
12 streets, etc., when the last two to three
13 months of meetings where our comments and
14 considerations and concerns were on the
15 record stated by the gentleman who
16 developed the map for the Republican
17 side, basically said he didn't take any
18 of that into consideration.

19 So I see that there's a meeting
20 tonight with regard to redistricting. I'm
21 not really sure what the format or
22 platform of that will be. To date,
23 residents who have been out in the cold
24 and the rain in numerous locations have
25 yet to see any true map that defines what

1
2 their representation actually means.

3 Since we spent close to \$1,000,000,
4 I think residents would want an
5 accounting for exactly where that money
6 was spent and how we can possibly claw
7 some of that back since our interests
8 were not met.

9 My other issue, since we're going
10 into the end of the year, I support
11 Legislator Lafazan's bill. I too have
12 experienced anaphylactic shock earlier in
13 life, not due to food allergies, even
14 though I have food allergies. My issues
15 are more related to medical practices and
16 supplies. Being at about seven years old
17 and having surgery and the anesthesia
18 that they used at the time, since that
19 was the first time I had surgery caused
20 me to go into that type of environment.
21 But fortunately I was in a hospital and I
22 had that addressed. I support that. But I
23 do hope that you do have the meeting.
24 Since residents can't get through, I'm
25 not surprised that you're saying you

1
2 can't get a call in to the County
3 Executive since many residents like
4 myself can't get a call through to set up
5 a meeting with the County Executive.
6 Maybe you might have better luck. But I
7 do support that.

8 I also agree with no casino in
9 Uniondale. You can't really put one in
10 Baldwin. We have a preserve that needs to
11 get some funding under this Environmental
12 Bond Act and we only have a park at the
13 other end. But if this redistricting bill
14 goes through, we will be now designated
15 into three legislative areas and we're
16 also into three Town of Hempstead areas.
17 I don't think that's fair representation.
18 I don't think anybody would agree to
19 that.

20 Lastly, with regard to Grand Avenue,
21 and I will sum up and I'll probably go
22 past my 3 minutes, but not more so than
23 anybody else that you have allocated that
24 regard to.

25 With regard to coming into 2023 and

1
2 not seeing any of this funding coming
3 from the settlement being directly
4 involved with any support services much
5 needed for our veterans, I am still
6 requesting that this county develop some
7 type of commission, body, council, family
8 and friend package -- I really don't care
9 how you put it in place -- to address how
10 we can better utilize the Nassau
11 University Medical Center to provide a
12 wider range of services for the thousands
13 of veterans and their families that we
14 have who this particular holiday will be
15 impacted at a greater capacity than
16 anyone else.

17 And lastly, I see you have a
18 resolution on here that's giving \$14
19 Million, I believe, in mortgage taxes and
20 funding to the Town of Hempstead. I'm
21 just asking if there's any type of
22 accounting practice that would submit my
23 tax, my hard earned dollars, to a
24 municipality that continues to be
25 investigated, albeit very minimally, in

1
2 *Newsday*, with regard to their practices
3 in misappropriation of funds and as well
4 as there no bidder competition processes
5 for their contracts. I say it again, we
6 do not have proper contracting and
7 procurement outreach for minority and
8 women owned businesses.

9 And we have yet another settlement
10 here. And I have asked before what is the
11 full amount of the settlements that
12 Nassau County has paid out in 2022 for
13 all related discriminatory practices?
14 Thank you.

15 PRESIDING OFFICER NICOLELLO: Thank
16 you, Meta.

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PRESIDING OFFICER NICOLELLO: Now to the Consent Calendar. These are items that have passed through committees and it's been agreed by the majority and minority that no further debate or discussion is needed at this time

Item 7, Ordinance 76; 8, Ordinance 77; 9, Ordinance 78; 10, Ordinance 79; 11, Ordinance 80; 12, Resolution 216; 13, Resolution 217; 14, Resolution 218; 15, Resolution 219; 16, Resolution 220; 18, Resolution 222; 19, Resolution 223; 20, Resolution 224; 21, Resolution 225.

Motion by Deputy Presiding Officer Kopel, seconded by Minority Leader Abrahams.

Any debate and discussion?

(Whereupon, no verbal response.)

PRESIDING OFFICER NICOLELLO: All in favor signify by saying aye.

(Whereupon, all members of the Nassau County Full Legislature respond in favor.)

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2 PRESIDING OFFICER NICOLELLO: Those
3 opposed?

4 (Whereupon, no verbal
5 response.)

6 PRESIDING OFFICER NICOLELLO: All of
7 those items carried unanimously.

8 And going to Resolution 221, which
9 is item 17: The resolution to confirm
10 the County Executive's appointment of
11 Richard Corbett to the position of
12 Commissioner of the Office of Emergency
13 Management, moved by Legislator Ford
14 seconded by Legislator Walker. And that's
15 before us.

16 Mr. Corbett, first, I want to
17 apologize for the late hour, but
18 sometimes the business takes a while.

19 MR. CORBETT: I understand, sir. Just
20 like emergencies, things happen first.

21 Before I begin, I would like to
22 thank the County Executive Bruce
23 Blakeman, Nassau County Legislature, for
24 giving me this amazing opportunity and
25 allowing me to speak here today. I'm

1
2 sorry. I'm a little bit nervous.

3 Good afternoon, Honorable members of
4 the Nassau County Legislature. My name is
5 Richard Corbett, and I'm hoping you will
6 confirm me for the position of
7 Commissioner of the Office of Emergency
8 Management.

9 I'd like to tell you a little bit
10 about myself and my experiences to help
11 you make your decision. I live in Lido
12 Beach with my amazing wife, Connie, of 29
13 years. Today is actually our 29th wedding
14 anniversary. I have two kids, Katie and
15 Matthew, both 17, who are seniors at Long
16 Beach High School. I'm one of three boys
17 born to Irish immigrants who worked hard
18 to provide a great life for us. I'm
19 blessed to still have my mother and speak
20 to her every day. My older brother is a
21 supervisor at the Long Island Railroad
22 and my younger brother was a lieutenant
23 with the Long Beach Police Department.

24 I've been a first responder for over
25 36 years. I'm a former two time chief and

1
2 commissioner of the Long Beach Fire
3 Department. I was the incident commander
4 for two federally declared disasters,
5 Hurricane Irene and Superstorm Sandy. I
6 led the preparation, response and
7 recovery for the months and years that
8 followed Sandy. I helped develop all the
9 new response and recovery procedures
10 following these disasters. I was
11 instrumental in standardizing our fleet
12 of fire engines that were destroyed. I
13 worked to have mutual aide fire
14 departments assist us for the months
15 following these storms, along with the
16 Nassau County Fire Marshals.

17 I work closely with our federal
18 partners in securing resiliency funds to
19 bolster our department to protect our
20 residents and members for years to come.
21 As commissioner, I was responsible for
22 budgets, compliance and staffing of all
23 volunteer and paid forces.

24 I served on the Nassau County Fire
25 Commission as a secretary, vice chairman,

1
2 and finally chairman of the Second
3 Battalion, which represents six South
4 Shore fire departments.

5 I worked for the Long Beach Police
6 Department for over 33 years as a
7 supervisor in the Long Beach Traffic
8 Division. I was responsible for all the
9 crossing guards, parking enforcement
10 officers and summer special officers. I
11 coordinated traffic control and special
12 events, including races, parades,
13 festivals and fairs. I helped update our
14 ticketing programs, fleet, and develop
15 more efficient patrol posts. I attended
16 numerous PTA and school board and civic
17 meetings to keep the community updated on
18 initiatives and to let the public have a
19 face to speak to so I can bring their
20 concerns back to my superiors.

21 I assisted in developing the City of
22 Long Beach Office of Emergency
23 Management. I assisted with the design,
24 observed the construction from start to
25 finish. I worked with the team to develop

1
2 the first plans of all types of events,
3 emergencies and recoveries. I operated
4 specifically out of the emergency
5 operation center during COVID and wrote
6 all the plans for the continuing of
7 operations during the pandemic.

8 Additionally, in my younger days, I
9 served as an ocean lifeguard for many
10 years.

11 As you can see, my entire life is
12 all about serving the public and with my
13 and and I hope with my confirmation I can
14 continue to do so. I have taken numerous
15 emergency management classes, trainings
16 at the Nassau County Fire Service
17 Academy, Nassau Community College, Texas
18 A&M University, New York State DHSES, the
19 National Disaster and Preparedness
20 Center, and New Mexico Tech and FEMA.

21 I was hired by County Executive
22 Bruce Blakeman in January as deputy
23 commissioner of OEM and jumped right in
24 with both feet. My first day I assisted
25 with the distribution of over 3000 COVID

1
2 test kits. I was tasked with running the
3 operations aspect of our office. I
4 coordinated many lectures, trainings and
5 seminars with OEM staff and many civic
6 and legislative groups. I built great
7 relationships with other County offices,
8 State and Federal agencies.

9 As acting commissioner, I hold
10 weekly meetings with all my division
11 chiefs, biweekly staff meetings to make
12 sure everyone has complete situational
13 awareness of all activities and events.
14 I've bolstered our training by having
15 monthly tabletop exercises within our
16 department.

17 I'm in the process of designing a
18 new state of the art command vehicle
19 which will mirror at Suffolk County. So
20 if there's ever an incident where
21 something goes terribly wrong, we can
22 jump into theirs or vice versa, they can
23 jump into ours without missing a beat.
24 To save money we are working to combine
25 an older communications vehicle into a

1
2 newer one that will be able to provide
3 satellite communications and broadband
4 internet access for over 800 people in
5 case of another major disaster.

6 I'm trying to update other
7 equipment, including our light towers,
8 generators and message boards. I'm hoping
9 to build up our finance section to gain
10 additional grant opportunities for Nassau
11 County to save taxpayer monies for
12 infrastructure and emergency services.

13 I'm proud to say that of the 63
14 counties in New York State, we are one of
15 only 15 that is certified in emergency
16 management. This means that all of our
17 plans have been reviewed by our peers in
18 the New York State DHSES and approved by
19 FEMA. This allows federal resources to be
20 pre-deployed, if we are ever going to
21 experience a natural disaster or storm,
22 to designate a staging area since they
23 have already been predetermined. Our
24 density population is the sixth highest
25 in New York State and 28th in the United

1
2 States.

3 Some other ideas I have is to
4 recruit people who have interest in being
5 first responders who might not want to be
6 boots on the ground but have a passion to
7 protect. More outreach to the vulnerable
8 population, English as a second language
9 population and lower income populations
10 who might not have access to information
11 or resources to prepare for emergencies.

12 I'll strive for better
13 communications between our office, County
14 government and more training within the
15 County departments. I'll provide weekly
16 updates to the County Executive's Office
17 detailing OEM's progress or deficiencies
18 and to be sure, Nassau keeps its
19 accreditation.

20 Thank you for allowing me the time
21 to tell you about my family, experiences,
22 and future for this department. I will
23 gladly answer any questions.

24 LEGISLATOR FORD: Well, Richie, I
25 have to say, I know you personally, but

1
2 after listening to all that you've
3 accomplished and the training that you've
4 had, I'm overly impressed. I really am.
5 You were always there for all of us. You
6 always present and I'll talk about that.
7 Because I remember helping to direct
8 traffic, helping with our school
9 crossings. Very important. Working with
10 our parades. Everything that happened in
11 the City, you will always that person
12 that would always be there. And once we
13 saw you, you were directing, you were
14 coordinating, and everything went
15 smoothly.

16 And I think that, for me, especially
17 after Sandy, we were devastated. The
18 whole island was completely underwater.
19 People had no place to go. We didn't know
20 what we were doing. But I think that what
21 helped us through those dark days and
22 those bad days was that if we had
23 somebody that we could look up to and
24 know that we would be taken care of and
25 you'd help guide us out of it, you will

1
2 you with that person along with, we did
3 mention Commissioner Tangney. We have
4 have very, very wonderful, talented
5 people that helped us through Superstorm
6 Sandy.

7 But, I have to say one of my best
8 memories of you is always when we have
9 the polar bear plunge on a day called
10 Super Bowl Sunday, but we know it as a
11 polar bear day. Helping to coordinate the
12 thousands of people that go into the
13 water. And then, of course, when they get
14 out of the water and they're freezing,
15 they're trying to get off the beach,
16 whatever, you have deployed the people
17 and you've helped people. And we always,
18 knock on wood, we always had a good time
19 and everything.

20 So I have to say, Richie, really,
21 I'm just so thrilled that you're willing
22 to want to take on this position, to want
23 to work for the County and help us
24 through this with this very important
25 Office of Emergency Management. Because

1
2 it is a very, very important department
3 in the county and within New York State.
4 So it's a big responsibility. But I know
5 that you're going to be able to handle
6 it. And, happy anniversary. I know your
7 brothers as well, I know your family and
8 I know that when I met your mother, I
9 said to her, be very proud because she
10 raised three wonderful boys. And I'm sure
11 that today she probably is over the moon
12 with this position that you're going to
13 take as a Commissioner of Office of
14 Emergency Management, you well deserve
15 it. And we most deservedly deserve you.
16 Thank you.

17 MR. CORBETT: Thank you. She's
18 actually one of the first phone calls I
19 have to make when I leave here.

20 You mentioned, a lot of things that
21 I was involved in. I'm a good
22 coordinator, but being in my position, I
23 just happen to be the face. But I'm
24 nothing without the staff that stands
25 behind me. And when you trust your staff,

1
2 there's nothing that you can't
3 accomplish. So that's how I live my life
4 and I love doing what I do.

5 LEGISLATOR FORD: And you were able
6 to with everybody in Long Beach, whether
7 it's a fireman, the police, just regular
8 residents, everybody had a lot of
9 confidence in you. And yes, you delegated
10 very well. You were able to share,
11 coordinate. I know for a fact that the
12 residents in Long Beach and on the
13 barrier island are very proud today that
14 you will be our next commissioner,
15 because everybody I can't tell you how
16 many people have thanked me to say thank
17 you for supporting Richie. This is a
18 good day for all of us. I truly believe
19 this in my heart of hearts. And I thank
20 you for all of those who will vote for
21 his position.

22 MR. CORBETT: Thank you.

23 LEGISLATOR WALKER: Acting
24 Commissioner, and I hope soon I'm going
25 to say Commissioner, it's certainly been

1
2 a pleasure to work with you. I don't know
3 you as well as Denise does, but it's just
4 been amazing.

5 As you stated before, you know, you
6 are the face, but all the workers behind
7 you. But I could tell you, the morale
8 that you have brought to this department
9 has changed so drastically since you have
10 been the acting commissioner. And I can't
11 thank you enough for that because we
12 count on all of them on a daily basis.
13 What you have done with the fire
14 marshal's office, the fire departments.
15 You have taken everything up, not just up
16 a level, but up many, many notches. And
17 it's so much easier to work with
18 everybody when everybody is on the same
19 page working together. Everything that
20 you've done over this short time as
21 acting commissioner is totally amazing.
22 And when you rattled them off, I'm like,
23 Oh my God, how do you do all those
24 things? And I was thinking, maybe you
25 need to talk to them in corrections and

1
2 see how you can help them too, because
3 they were really struggling.

4 But I just want to thank you so much
5 and look forward to working with you.
6 Actually, OEM happens to be within my
7 district. Hopefully it will remain in
8 that depending on what what the
9 redistricting does. I look forward to
10 continuing to work with you and with all
11 the other agencies that you work with
12 through OEM. So thank you and I hope to
13 be saying congratulations very shortly.

14 MR. CORBETT: Thank you. Mr. Walker.
15 I got to give a lot of that credit to my
16 mom for the way she raised me. So thank
17 you.

18 PRESIDING OFFICER NICOLELLO: Okay.
19 Anyone else? Legislator Bynoe then
20 Legislator Drucker.

21 LEGISLATOR BYNOE: Thank you,
22 Presiding Officer. Well, good afternoon
23 or good evening, Acting Commissioner.

24 I dubbed your department OEM, the
25 little engine that could. You're small

1
2 and mighty, but you guys always rise to
3 the occasion. And I'm very, very
4 supportive of all that you guys do over
5 at OEM. And I'm very excited to hear your
6 background. I had a glimpse of it, but
7 wow, it really is varied but consistent
8 in public service to our Greater Nassau
9 County community. So I'm in support and I
10 wish you well in that department. And I'm
11 a very big fan of some of those assembled
12 in the audience.

13 As you would already know, aside
14 from what these folks do on a daily
15 basis, they have engaged with young
16 people in my community and show up for
17 all the events. And they've piqued the
18 interest of two young people who have
19 gone off to who aspired to be support
20 government in the emergency management
21 field. So thank you for all that you do.
22 Your department is vital to this county
23 and God bless you.

24 MR. CORBETT: Thank you for always
25 supporting our department.

1
2 LEGISLATOR DRUCKER: Thank you,
3 Presiding Officer.

4 Mr. Corbett, your background and
5 your experience is really very, very
6 impressive. And I couldn't think of
7 someone who would be more qualified for
8 the position than you. So you have my
9 support as well.

10 You know, one thing I would say is
11 that nothing is more comforting to the 19
12 of us than to be able to get a hold of
13 the commissioner of OEM at a moment's
14 notice, because unfortunately,
15 tragically, we only have to really
16 communicate with you with something bad's
17 going on. But I hope that you'll carry on
18 the tradition and the history of your
19 department by giving us numbers that we
20 can reach you at in certain situations,
21 because that was very comforting to us
22 and it plays a big role in how we are
23 being responsive to our constituents.

24 MR. CORBETT: I always tell people
25 that if I do get this job and when the

1
2 time does come for me to leave, what I
3 would like people to say about me is he
4 reminded me of Craig Craft or maybe a
5 little bit better. That's the standard
6 that I hold myself to. So but if if this
7 does go through and I get new business
8 calls, I'll be glad to give them to
9 everybody.

10 PRESIDING OFFICER NICOLELLO: Any
11 other legislators?

12 (Whereupon, no verbal
13 response.)

14 PRESIDING OFFICER NICOLELLO: Okay.
15 Thank you, Mr. Corbett.

16 MR. CORBETT: Thank you, sir.

17 PRESIDING OFFICER NICOLELLO:
18 All in favor, signify by saying aye.

19 (Whereupon, all members of
20 the Nassau County Legislature
21 respond in favor.)

22 PRESIDING OFFICER NICOLELLO: Those
23 opposed?

24 (Whereupon, no verbal
25 response.)

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PRESIDING OFFICER NICOLELLO:
Carries unanimously.

Congratulations, Mr. Corbett
(applause).

LEGISLATOR WALKER: Congratulations,
Commissioner.

PRESIDING OFFICER NICOLELLO: Okay.
I'm going to call Items 1 and 2 together.
These are both hearings. Ordinance 74 and
75. These are ordinances to adopt the
Capital Budget for the County of Nassau
for the first year of the four year
capital plan to commence on January 1st,
2022, pursuant to the provisions of
Section 310 of the County Government Law
of Nassau County. Deputy Presiding
Officer Kopel makes the motion, minority
Leader seconds the motion to open the
hearing. So the hearing on the capital
plan is now open and any legislators?

(Whereupon, no verbal
response.)

PRESIDING OFFICER NICOLELLO: Any
public comment on the Capital Plan?

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(Whereupon, no verbal
response.)

PRESIDING OFFICER NICOLELLO:
Hearing none. I'm going a motion to close
the hearing.

(Whereupon, off the record
discussion.)

PRESIDING OFFICER NICOLELLO: I'm
going to put the hearing in recess, and
then I'm going to put the legislative
meeting in recess. So we're done for
today.

Thank you. Happy Thanksgiving,
everyone.

(Whereupon, meeting is
adjourned, 4:17 p.m.)

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C E R T I F I C A T E

STATE OF NEW YORK)
 : SS.:
COUNTY OF NASSAU)

I, KAREN LORENZO, a Notary Public for and
within the State of New York, do hereby
certify:

That the above is a correct transcription
of my stenographic notes.

IN WITNESS WHEREOF, I have hereunto set
my hand this 21st day of November, 2022.

Karen Lorenzo
KAREN LORENZO

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PUBLIC NOTICE

PLEASE TAKE NOTICE THAT

**THE NASSAU COUNTY LEGISLATURE WILL
RECONVENE THE MONDAY, NOVEMBER 21, 2022
FULL LEGISLATIVE SESSION**

**ON
MONDAY, JANUARY 23, 2023 AT 1:00 PM**

**IN
THE PETER J. SCHMITT MEMORIAL LEGISLATIVE CHAMBER
THEODORE ROOSEVELT EXECUTIVE AND LEGISLATIVE BUILDING
1550 FRANKLIN AVENUE, MINEOLA, NEW YORK 11501**

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 LegPublicComment@nassaucountyny.gov 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>

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

DATED: January 20, 2023
Mineola, NY

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

