

1. Legislative Calendar

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2. Proposed Ordinances

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LEGISLATIVE CALENDAR

NASSAU COUNTY LEGISLATURE
THIRTEENTH MEETING
SECOND MEETING OF 2021

MINEOLA, NEW YORK
FEBRUARY 22, 2021 1:00PM
LEGISLATIVE CALENDAR

Please be advised that due to health and safety concerns associated with the COVID-19 virus and in accordance with New York State Executive Order No. 202.1, which, in part, suspends Article 7 of the Public Officers Law to the extent necessary to permit any public body to meet and take such actions authorized by law without permitting in public in-person access to meetings, this meeting will be closed to the public and will be available for viewing online at <http://www.nassaucountyny.gov/agencies/Legis/index.html>

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

WHILE THIS MEETING IS CLOSED TO THE PUBLIC, THE NASSAU COUNTY LEGISLATURE IS COMMITTED TO MAKING ITS PUBLIC MEETING ACCESSIBLE TO INDIVIDUALS WITH DISABILITIES. IF, DUE TO A DISABILITY, YOU NEED AN ACCOMMODATION OR ASSISTANCE TO PARTICIPATE IN THE PUBLIC MEETING OR TO OBTAIN A COPY OF THE TRANSCRIPT OF THE PUBLIC MEETING IN AN ALTERNATIVE FORMAT IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT, PLEASE CONTACT THE OFFICE OF THE CLERK OF THE LEGISLATURE AT 571-4252, OR THE NASSAU COUNTY OFFICE FOR THE PHYSICALLY CHALLENGED AT 227-7101 OR TDD TELEPHONE NO. 227-8989

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

1. HEARING ON PROPOSED LOCAL LAW NO. -2021

A LOCAL LAW TO AMEND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY IN RELATION TO THE ESTABLISHMENT OF AN INDEPENDENTLY ELECTED ASSESSOR. 29-21(LE)

2. **HEARING ON PROPOSED LOCAL LAW NO. -2021**

A LOCAL LAW TO ESTABLISH THE DANGEROUS DOG REGISTRY AND TO REQUIRE CERTAIN NOTICE WITH RESPECT THERETO. 40-21(LE)

3. **HEARING ON PROPOSED LOCAL LAW NO. -2021**

A LOCAL LAW POSTPONING THE DATE OF THE 2021 SALE OF TAX LIENS PURSUANT TO ARTICLE 2 OF TITLE B OF CHAPTER V OF THE NASSAU COUNTY ADMINISTRATIVE CODE. 46-21(CE)

4. **VOTE ON PROPOSED LOCAL LAW NO. -2021**

A LOCAL LAW TO AMEND THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY IN RELATION TO THE ESTABLISHMENT OF AN INDEPENDENTLY ELECTED ASSESSOR. 29-21(LE)

5. **VOTE ON PROPOSED LOCAL LAW NO. -2021**

A LOCAL LAW TO ESTABLISH THE DANGEROUS DOG REGISTRY AND TO REQUIRE CERTAIN NOTICE WITH RESPECT THERETO. 40-21(LE)

6. **VOTE ON PROPOSED LOCAL LAW NO. -2021**

A LOCAL LAW POSTPONING THE DATE OF THE 2021 SALE OF TAX LIENS PURSUANT TO ARTICLE 2 OF TITLE B OF CHAPTER V OF THE NASSAU COUNTY ADMINISTRATIVE CODE. 46-21(CE)

7. **ORDINANCE NO. 10-2021**

AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE ON BEHALF OF THE COUNTY OF NASSAU TO EXECUTE A THIRD AMENDMENT TO AMENDED AND RESTATED COLISEUM LEASE, BETWEEN THE COUNTY OF NASSAU, AS LANDLORD, AND NASSAU EVENTS CENTER, LLC, AS TENANT, OF CERTAIN PREMISES LOCATED IN UNIONDALE, TOWN OF HEMPSTEAD, COUNTY OF NASSAU, STATE OF NEW YORK, SAID PROPERTY KNOWN AS SECTION 44, BLOCK F, LOTS 351 AND 415 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU, AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL PERTINENT DOCUMENTS IN CONNECTION THEREWITH. 51-21(CE)

8. **ORDINANCE NO. 11-2021**

AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE ON BEHALF OF THE COUNTY OF NASSAU TO EXECUTE A FOURTH AMENDMENT TO AMENDED AND RESTATED COLISEUM LEASE, BETWEEN THE COUNTY OF NASSAU, AS LANDLORD, AND NASSAU EVENTS CENTER, LLC, AS TENANT, OF CERTAIN PREMISES LOCATED IN UNIONDALE, TOWN OF HEMPSTEAD, COUNTY OF NASSAU, STATE OF NEW YORK, SAID PROPERTY KNOWN AS SECTION 44, BLOCK F, LOTS 351 AND 415 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU, AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL PERTINENT DOCUMENTS IN CONNECTION THEREWITH, INCLUDING A FIRST AMENDMENT TO DEVELOPMENT PLAN AGREEMENT AND INDEMNIFICATION AGREEMENT. 52-21(CE)

9. **ORDINANCE NO. 12-2021**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE MEDICAL EXAMINER. 41-21(OMB)

10. **ORDINANCE NO. 13-2021**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE TRAFFIC SAFETY BOARD. 42-21(OMB)

11. **ORDINANCE NO. 14-2021**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE TRAFFIC SAFETY BOARD. 43-21(OMB)

12. **ORDINANCE NO. 15-2021**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE TRAFFIC SAFETY BOARD. 44-21(OMB)

13. **ORDINANCE NO. 16-2021**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 45-21(OMB)

14. **ORDINANCE NO. 17-2021**

AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 47-21(OMB)

15. **RESOLUTION NO. 15-2021**

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PUBLIC SERVICES BENEFIT AGREEMENT WITH THE NORTH MERRICK PUBLIC LIBRARY. 31-21(CE)

16.

RESOLUTION NO. 16-2021

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE VILLAGE OF LAWRENCE IN RELATION TO A PROJECT TO PROCURE A FIRE ENGINE PUMPER AND RELATED ITEMS FOR THE VILLAGE. 38-21(CE)

17.

RESOLUTION NO. 17-2021

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE SEAFORD UNION FREE SCHOOL DISTRICT IN RELATION TO A PROJECT FOR THE RENOVATION OF BASEBALL FIELDS, PAVING PROJECT, INSTALLING DUGOUTS AND UPGRADING SNACK SHACK. 48-21(CE)

18.

RESOLUTION NO. 18-2021

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE INCORPORATED VILLAGE OF FLORAL PARK IN RELATION TO THE PURCHASE OF TASER EQUIPMENT AND RELATED ITEMS. 49-21(CE)

19.

RESOLUTION NO. 19-2021

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND SID JACOBSON JCC. 50-21(PK)

20. **RESOLUTION NO. 20-2021**

A RESOLUTION TO CONFIRM THE COUNTY EXECUTIVE’S APPOINTMENT OF JEFFERY SCHOEN TO THE SEWER & STORM WATER FINANCE AUTHORITY ON THE RECOMMENDATION OF COMPTROLLER JACK SCHNIRMAN. 25-21(CE)

21. **RESOLUTION NO. 21-2021**

A RESOLUTION TO ADOPT THE NASSAU COUNTY FIRE SERVICE MUTUAL AID PLAN. 53-21(FC)

22. **RESOLUTION NO. 22-2021**

A RESOLUTION TO AUTHORIZE THE RELEASE OF THE SURETY BOND AND ESCROW DEPOSIT COVERING IMPROVEMENTS ON THE “MAP OF CORNERSTONE PROPERTIES – CONDOMINIUMS AT ROSE PLACE,” SITUATED IN THE HAMLET OF NEW CASSEL, TOWN OF NORTH HEMPSTEAD, COUNTY OF NASSAU, NEW YORK. 24-21(PW)

23. **RESOLUTION NO. 23-2021**

A RESOLUTION TO CEREMONIALLY DESIGNATE A PORTION OF THE COUNTY ROAD KNOWN AS UNIONDALE AVENUE FROM THE INTERSECTION OF HENRY STREET TO THE INTERSECTION OF HEMPSTEAD BOULEVARD TO BE KNOWN AS “JOMANI ‘JO-JO’ WRIGHT WAY” AND DIRECTING THE DEPARTMENT OF PUBLIC WORKS TO INSTALL CONSPICUOUS SIGNAGE ALONG SAID ROADWAY. 54-21(CE)

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 QUARTER BEGINNING OCTOBER 1, 2020 THROUGH DECEMBER 31, 2020; PURSUANT TO THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 30-21(LE)

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 Intergovernmental and The Safe Center LI, Inc. \$110,250.00. RE: ESG-46TH YEAR. ID# CQHI20000094.

County of Nassau acting on behalf of Housing and Intergovernmental and Nicholas Center Ltd. \$30,000.00. RE: CDBG. ID# CQHI20000070.

County of Nassau acting on behalf of Housing and Intergovernmental and Village of Hempstead. \$120,000.00. RE: CDBG-Covid-19. ID# CQHI20000076.

County of Nassau acting on behalf of Housing and Intergovernmental and Eager to Serve, Inc. \$15,000.00. RE: CDBG. ID# CQHI20000082.

County of Nassau acting on behalf of Housing and Intergovernmental and Long Island Conservatory of Music. \$30,000.00. RE: CDBG. ID# CQHI20000088.

County of Nassau acting on behalf of Housing and Intergovernmental and Interfaith Nutrition Network. \$71,250.00. RE: CDBG. ID# CQHI20000089.

County of Nassau acting on behalf of Housing and Intergovernmental and Mommas Inc. dba Mommas House. \$42,000.00. RE: CDBG. ID# CQHI20000091.

County of Nassau acting on behalf of Housing and Intergovernmental and Town of Oyster Bay. \$1,026,000.00. RE: CDBG. ID# CQHI20000096.

County of Nassau acting on behalf of Housing and Intergovernmental and Hofstra University (CV). \$80,000.00. RE: CDBG. – Covid 19. ID# CQHI20000101.

County of Nassau acting on behalf of Human Services and Central Nassau Guidance and Counseling Services, Inc. \$199,446.00. RE: OMH-Jail Division. ID# CQHS2000001.

County of Nassau acting on behalf of County Executive and Dr. Martin R. Cantor, CPA. \$25,000.00. RE: Financial Consulting. ID# CQCE20000002.

County of Nassau acting on behalf of Human Services and Charles Evans Center Inc. \$620,517.00. RE: OMH-ACT/Article 28 & 31. ID# CQHS20000108.

County of Nassau acting on behalf of Human Services and National Alliance for the Mentally Ill. \$45,621.00. RE: OMH-Reinvestment. ID# CQHS20000112.

County of Nassau acting on behalf of Public Works and United States Geological Survey Dept. of Interior. \$300,000.00. RE: Hydrogeological Data Collection, Monitoring Recording. ID# CQPW20000004.

County of Nassau acting on behalf of Public Works and United States Geological Survey. \$400,000.00. RE: Network Monitoring Aquifer Assessment. ID# CQPW20000005.

County of Nassau acting on behalf of Housing and Intergovernmental and Hispanic Brotherhood, Inc. \$35,000.00. RE: CDBG. ID# CQHI20000074.

County of Nassau acting on behalf of Housing and Intergovernmental and Eager to Serve, Inc. \$50,500.00. RE: ESG- 46th Year. ID# CQHI20000099.

County of Nassau acting on behalf of Housing and Intergovernmental and Glory House Recovery Inc. \$55,000.00. RE: ESG- 46th Year. ID# CQHI20000104.

County of Nassau acting on behalf of Housing and Intergovernmental and Village of Farmingdale. \$350,000.00. RE: CDBG. ID# CQHI20000111.

County of Nassau acting on behalf of Human Services and Mental Health Association of Nassau County. \$38,192.00. RE: OMH-PROS. ID# CLHS20000013.

County of Nassau acting on behalf of Health and Heartshare Human Services of New York dba Mario M. and Matilda Raffa Cuomo Family First Step Early Childhood Center. \$.02. RE: Preschool Services. ID# CQHE20000121.

County of Nassau acting on behalf of Housing and Intergovernmental and Village of Hempstead. \$1,153,000.00. RE: CDBG. ID# CQHI20000075.

County of Nassau acting on behalf of Human Services and Fiona Radcliffe. \$110,500.00.
RE: OMH-Forensic Services. ID# CLHS21000045.

County of Nassau acting on behalf of Human Services and Anthony V. Santoro. \$122,590.00.
RE: OMH-Forensic Services. ID# CLHS21000001.

County of Nassau acting on behalf of Human Services and Maryhaven Center for Hope Inc.
\$322,968.00. RE: OMH-Chemical Dependency. ID# CLHS20000010.

County of Nassau acting on behalf of Human Services and Long Beach Reach Inc. \$15,000.00.
RE: Youth Development. ID# CLHS20000011.

THE NASSAU COUNTY LEGISLATURE
WILL CONVENE THE NEXT
COMMITTEE MEETINGS ON
MONDAY, MARCH 8, 2021 at 1:00PM
AND
FULL LEGISLATURE MEETING ON
MONDAY, MARCH 22, 2021 AT 1:00PM

PROPOSED ORDINANCE NO. 10 - 2021

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

WHEREAS, pursuant to Ordinance No. 134-2013 the County of Nassau (the “County”) leased to Nassau Events Center, LLC (“Tenant”) the above-described property (hereinafter, the “Premises”) pursuant to a Lease Agreement originally made between County of Nassau, as landlord, and Nassau Events Center, LLC (“NEC”), as tenant, executed by the County as of October 30, 2013, as amended pursuant to Ordinance No. 32-2015 by that certain First Amendment to Lease dated as of April 27, 2015, and as further amended pursuant to Ordinance No. 125-A-2015 by that certain Second Amendment to Lease dated as of October 16, 2015 (collectively, the “Lease”);

WHEREAS, pursuant to the terms of the Lease, the County severed the Lease into two (2) separate leases for portions of the Premises: (i) an Amended and Restated Coliseum Lease dated as of July 30, 2015 (the “Amended and Restated Coliseum Lease”) by and between the County and Nassau Events Center, LLC; and (ii) an Amended and Restated Plaza Lease dated as of July 30, 2015 by and between the County and NEC Plaza, LLC;

WHEREAS, pursuant to Ordinance No. 17-2018 the County amended the Amended and Restated Coliseum Lease, by amendment dated as of February 2018 entitled,

“First Amendment to Amended and Restated Coliseum Lease,” to facilitate the return of the New York Islanders NHL hockey team to the NYCB LIVE Nassau Veterans Memorial Coliseum (the “Coliseum”) by modifying (i) the AHL team requirement and (ii) the Enhanced Minimum Rent provisions;

WHEREAS, pursuant to Ordinance No. 192-2018 the County further amended the Amended and Restated Coliseum Lease, by amendment dated as of January 7, 2019 entitled, “Second Amendment to Amended and Restated Coliseum Lease,” to: (i) modify the boxing event, basketball and baseball sports programming requirements set forth in Section 4.7, Subparts (d), (f) and (h) of the Amended and Restated Coliseum Lease; (ii) modify the lease provisions regarding security at events at the Coliseum site; (iii) modify the lease assignment provisions; (iv) approve a change of control allowing Onexim Sports and Entertainment Holding USA, Inc. to succeed to control of Nassau Events Center, LLC; and (v) pursue the future development of the Premises pursuant to provisions of Section 54 of the Restated Coliseum Lease, including by entering into a Development Plan Agreement (the “Development Plan Agreement”) by and between the County and NEC’s joint venture, Nassau Hub Master Developer LLC (the “Developer”) , as a preliminary step towards development; all as is set forth in the Second Amendment, a copy of which is on file in the office of the Clerk of the Nassau County Legislature;

WHEREAS, NEC assigned and transferred to Nassau Live Center, LLC (“Nassau Live”), as designee of Nassau Coliseum Funding 100, LLC, the leasehold lender (“Leasehold Lender”), by operation of the Restated Coliseum Lease and consistent with Leasehold Lender’s rights under Schedule J thereof occasioned by NEC’s default under the Amended and Restated Coliseum Lease, all of its right, title and interest in and to the Amended and Restated Coliseum Lease, and Nassau Live became the tenant under the Amended and Restated Coliseum Lease and assumed all of the terms, covenants and conditions thereof as of August 20, 2020;

WHEREAS, the County and Nassau Live desire to enter into a third amendment to the Amended and Restated Coliseum Lease, such amendment entitled, “Third Amendment

to Amended and Restated Coliseum Lease” (the “Third Amendment”), to further amend the Amended and Restated Coliseum Lease to: (i) afford Nassau Live a COVID-19-Related rent abatement; (ii) provide for the Coliseum to host the New York Islanders and Long Island Nets for play in 2021, if and when the venue is permitted to open and operate consistent with applicable New York State and league rules; and (iii) provide additional time for Nassau Live to submit to the County for review and approval its plan for sustained Coliseum operations that addresses any on-going COVID-related implications on building operations and addresses a vision for future operations consistent with HUB Site development all as more particularly set forth herein;

WHEREAS, the Third Amendment has been filed with the Nassau County Legislature contemporaneously with the filing of a Fourth Amendment to Amended and Restated Coliseum Lease” (the “Fourth Amendment”), but which Third Amendment and Fourth Amendments are independent of one another so that the approval of one is not a condition to the validity of the other;

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the “SEQR Act”), and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the “Regulations” and collectively with the SEQR Act, “SEQRA”), the Legislature must satisfy the requirements contained in SEQRA and the Regulations prior to making a final determination whether to undertake the proposed action of entering into the Third Amendment and related documents (the “Action”); now, therefore,

BE IT ORDAINED BY THE LEGISLATURE OF THE COUNTY OF NASSAU
AS FOLLOWS:

1. Pursuant to Sections 617.5(c)(32) of the Regulations, the Action is classified as a “Type II action” (as said quoted term is defined in the Regulations); and the Legislature hereby determines that no environmental impact statement or any other determination or further review is required under the Regulations.

2. That the County Executive is hereby authorized to execute, on behalf of the County of Nassau, the Third Amendment, and to execute any and all other instruments, including the Indemnification Agreement by and between U.S. Immigration Fund, LLC, Nassau Coliseum Funding 100, LLC, and the County, and to take such other action as is necessary to effectuate and carry out the purposes of the Third Amendment.

3. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 11 - 2021

AUTHORIZING THE COUNTY EXECUTIVE ON BEHALF OF THE COUNTY OF NASSAU TO EXECUTE A FOURTH AMENDMENT TO AMENDED AND RESTATED COLISEUM LEASE, BETWEEN THE COUNTY OF NASSAU, AS LANDLORD, AND NASSAU EVENTS CENTER, LLC, AS TENANT, OF CERTAIN PREMISES LOCATED IN UNIONDALE, TOWN OF HEMPSTEAD, COUNTY OF NASSAU, STATE OF NEW YORK, SAID PROPERTY KNOWN AS SECTION 44, BLOCK F, LOTS 351 AND 415 ON THE LAND AND TAX MAP OF THE COUNTY OF NASSAU, AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL PERTINENT DOCUMENTS IN CONNECTION THEREWITH, INCLUDING A FIRST AMENDMENT TO DEVELOPMENT PLAN AGREEMENT AND INDEMNIFICATION AGREEMENT.

WHEREAS, pursuant to Ordinance No. 134-2013 the County of Nassau (the “County”) leased to Nassau Events Center, LLC (“Tenant”) the above-described property (hereinafter, the “Premises”) pursuant to a Lease Agreement originally made between County of Nassau, as landlord, and Nassau Events Center, LLC (“NEC”), as tenant, executed by the County as of October 30, 2013, as amended pursuant to Ordinance No. 32-2015 by that certain First Amendment to Lease dated as of April 27, 2015, and as further amended pursuant to Ordinance No. 125-A-2015 by that certain Second Amendment to Lease dated as of October 16, 2015 (collectively, the “Lease”);

WHEREAS, pursuant to the terms of the Lease, the County severed the Lease into two (2) separate leases for portions of the Premises: (i) an Amended and Restated Coliseum Lease dated as of July 30, 2015 (the “Amended and Restated Coliseum Lease”) by and between the County and Nassau Events Center, LLC; and (ii) an Amended and Restated Plaza Lease dated as of July 30, 2015 by and between the County and NEC Plaza, LLC;

WHEREAS, pursuant to Ordinance No. 17-2018 the County amended the Amended and Restated Coliseum Lease, by amendment dated as of February 2018 entitled, “First Amendment to Amended and Restated Coliseum Lease,” to facilitate the return of the New York Islanders NHL hockey team to the NYCB LIVE Nassau Veterans Memorial Coliseum (the “Coliseum”) by modifying (i) the AHL team requirement and (ii) the Enhanced Minimum Rent provisions;

WHEREAS, pursuant to Ordinance No. 192-2018 the County further amended the Amended and Restated Coliseum Lease, by amendment dated as of January 7, 2019 entitled, “Second Amendment to Amended and Restated Coliseum Lease,” to: (i) modify the boxing event, basketball and baseball sports programming requirements set forth in Section 4.7, Subparts (d), (f) and (h) of the Amended and Restated Coliseum Lease; (ii) modify the lease provisions regarding security at events at the Coliseum site; (iii) modify the lease assignment provisions; (iv) approve a change of control allowing Onexim Sports and Entertainment Holding USA, Inc. to succeed to control of Nassau Events Center, LLC; and (v) pursue the future development of the Premises pursuant to provisions of Section 54 of the Restated Coliseum Lease, including by entering into a Development Plan Agreement (the “Development Plan Agreement”) by and between the County and NEC’s joint venture, Nassau Hub Master Developer LLC (the “Developer”) , as a preliminary step towards development; all as is set forth in the Second Amendment, a copy of which is on file in the office of the Clerk of the Nassau County Legislature;

WHEREAS, NEC assigned and transferred to Nassau Live Center, LLC (“Nassau Live”), as designee of Nassau Coliseum Funding 100, LLC, the leasehold lender (“Leasehold Lender”), by operation of the Restated Coliseum Lease and consistent with Leasehold Lender’s rights under Schedule J thereof occasioned by NEC’s default under the Amended and Restated Coliseum Lease, all of its right, title and interest in and to the Amended and Restated Coliseum Lease, and Nassau Live became the tenant under the Amended and Restated Coliseum Lease and assumed all of the terms, covenants and conditions thereof as of August 20, 2020;

WHEREAS, the County and Nassau Live desire to enter into a third amendment to the Amended and Restated Coliseum Lease, such amendment entitled, “Third Amendment to Amended and Restated Coliseum Lease” (the “Third Amendment”), to further amend the Amended and Restated Coliseum Lease to: (i) afford Nassau Live a COVID-19-Related rent abatement; (ii) provide for the Coliseum to host the New York Islanders and Long Island Nets for play in 2021, if and when the venue is permitted to open and operate consistent with applicable New York State and league rules; and (iii) provide additional time for Nassau Live to submit to the County for review and approval its plan for sustained Coliseum operations that addresses any on-going COVID-related implications on building operations and addresses a vision for future operations consistent with HUB Site development all as more particularly set forth therein, which Third Amendment has been filed with the Nassau County Legislature contemporaneously with the filing of the Fourth Amendment (as defined) below, but which Third Amendment and Fourth Amendments are independent of one another so that the approval of one is not a condition to the validity of the other;

WHEREAS, the County and Nassau Live desire to enter into a fourth amendment to the Amended and Restated Coliseum Lease, such amendment entitled, “Fourth Amendment to Amended and Restated Coliseum Lease” (the “Fourth Amendment”), and the County and Nassau Live Developer, LLC desire to enter into a first amendment to the Development Plan Agreement introduced by the Fourth Amendment, such amendment to the Development Plan Agreement entitled, “First Amendment to Development Plan Agreement” (the “First Amendment”), to amend the Development Plan Agreement to: (i) replace NEC as a development partner and substitute Nassau Live Developer, LLC, or other affiliate of Leasehold Lender as may be approved by the Nassau County Legislature; (ii) extend the Project Action timeline set forth in Exhibit “A” to the Development Plan Agreement; and (iii) afford the parties more time to negotiate and approve the Additional Project Documents for development of the HUB Site; all as is set forth in the First Amendment, a copy of which is on file in the office of the Clerk of the Nassau County Legislature;

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the “SEQR Act”), and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the “Regulations” and collectively with the SEQR Act, “SEQRA”), the Legislature must satisfy the requirements contained in SEQRA and the Regulations prior to making a final determination whether to undertake the proposed action of entering into the Fourth Amendment and the First Amendment and related documents (the “Action”); now, therefore,

BE IT ORDAINED BY THE LEGISLATURE OF THE COUNTY OF NASSAU
AS FOLLOWS:

1. Pursuant to Sections 617.5(c)(32) of the Regulations, the Action is classified as a “Type II action” (as said quoted term is defined in the Regulations); and the Legislature hereby determines that no environmental impact statement or any other determination or further review is required under the Regulations.

2. That the County Executive is hereby authorized to execute, on behalf of the County of Nassau, the Fourth Amendment, and the First Amendment, and to execute any and all other instruments, including the Indemnification Agreement by and between U.S. Immigration Fund, LLC, Nassau Coliseum Funding 100, LLC, and the County, and to take such other action as is necessary to effectuate and carry out the purposes of the Fourth Amendment and the First Amendment.

3. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 12 –2021

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Medical Examiner.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated January 21, 2021, 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)
51,490	NYS Division of Criminal Justice Services	GRT	ME	AA	25,000
				BB	4,000
				DD	22,490

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

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6

N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 13 – 2021

AN ORDINANCE supplemental to an appropriation ordinance in connection with the Traffic Safety Board.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated January 21, 2021, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

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

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

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

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
1,222,000	NYS Governor's Traffic Safety Committee	GRT	TS	BB	25,000
		GRT	TS	DD	50,000
		GRT	TS	DE	332,000
		GRT	TS	HH	815,000

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

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 14 – 2021

AN ORDINANCE supplemental to an appropriation ordinance in connection with the Traffic Safety Board.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated January 21, 2021, 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)
40,000	Handicapped Parking Surcharge Grant Program	GRT	TS	DE	40,000

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

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

617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 15 – 2021

AN ORDINANCE supplemental to an appropriation ordinance in connection with
the Traffic Safety Board.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated January 21, 2021, 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)
50,000	NYS STOP-DWI Foundation, Inc.	GRT	TS	DE	25,000
		GRT	TS	HH	25,000

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

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

supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 16 – 2021

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated January 21, 2021, 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)
117,900	NYS Division of Criminal Justice	GRT	PD	BB	117,900

§ 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)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 17– 2021

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated January 21, 2021, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

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

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

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

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
250,875	US Department of Homeland Security	GRT	PD	BB	250,875

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

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

617.5(c)(20) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

