

1. Public Notice

Documents:

[7-12-21 AND 8-2-21.PDF](#)

2. July 12, 2021 Legislative Committee Agendas

Documents:

[E-7-12-21-21.PDF](#)  
[F-7-12-21.PDF](#)  
[GS-7-12-21.PDF](#)  
[H-7-12-21.PDF](#)  
[MA -7-12-21.PDF](#)  
[PL-7-12-21.PDF](#)  
[PS-7-12-21.PDF](#)  
[PW -7-12-21.PDF](#)  
[R-7-12-21.PDF](#)  
[TV-7-12-21.PDF](#)  
[VS-7-12-21.PDF](#)

3. July 12, 2021 Addendums

Documents:

[F-7-12-21 ADDENDUM.PDF](#)  
[MA -7-12-21 ADDENDUM.PDF](#)  
[PS-7-12-21 ADDENDUM.PDF](#)  
[R-7-12-21 ADDENDUM.PDF](#)

4. Meeting Minutes 7/12/21

Documents:

[RULES COMMITTEE, 07-12-21.PDF](#)  
[FINANCE COMMITTEES, 07-12-21.PDF](#)  
[HEALTH AND SOCIAL SERVICES COMMITTEE, 07-12-21.PDF](#)  
[MINORITY AFFAIRS COMMITTEE, 07-12-21.PDF](#)  
[PUBLIC SAFETY COMMITTEE, 07-12-21.PDF](#)  
[VETERANS AND SENIOR AFFAIRS COMMITTEE, 07-12-21.PDF](#)

## **PUBLIC NOTICE**

PLEASE TAKE NOTICE THAT THE NASSAU COUNTY LEGISLATURE WILL HOLD COMMITTEE MEETINGS OF THE LEGISLATURE ON MONDAY, JULY 12, 2021 STARTING AT 1:00 PM AND WILL HOLD A FULL SESSION OF THE LEGISLATURE ON MONDAY, AUGUST 2, 2021 STARTING AT 1:00 PM IN THE PETER J. SCHMITT MEMORIAL LEGISLATIVE CHAMBER, 1<sup>st</sup> FLOOR, THEODORE ROOSEVELT EXECUTIVE AND LEGISLATIVE BUILDING, 1550 FRANKLIN AVENUE, MINEOLA, NEW YORK 11501.

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

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

**MICHAEL C. PULITZER**  
**Clerk of the Legislature**

**Dated: July 5, 2021**  
**Mineola, NY**

The current maximum occupancy of the Peter J. Schmitt Memorial Legislative Chamber is based on the restrictions set forth by the Nassau County Fire Marshal's Office. Passes will be distributed on a first come first served basis beginning one half hour before the meeting begins and attendees will be given an opportunity to sign in to address the Legislature. On Committee Meeting days, Public comment will be limited to Agenda items. Public comment on any item may also be emailed to the Clerk of the Legislature at [LegPublicComment@nassaucountyny.gov](mailto: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>

# **NASSAU COUNTY LEGISLATURE**

## **13th TERM MEETING AGENDA**

# **ECONOMIC AND COMMUNITY DEVELOPMENT, LABOR AND TRANSPORTATION COMMITTEE**

**JULY 12, 2021 1:00 PM**

**Tom McKevitt – Chairman**  
**John Ferretti – Vice Chairman**  
**Steve Rhoads**  
**Denise Ford**  
**Siela Bynoe – Ranking**  
**Ellen Birnbaum**  
**Debra Mulé**

**Michael C. Pulitzer, Clerk of the Legislature**

**THERE ARE NO ITEMS ON THIS COMMITTEE AT THIS TIME**

# **NASSAU COUNTY LEGISLATURE**

## **13th TERM MEETING AGENDA**

### **FINANCE COMMITTEE**

**JULY 12, 2021 1:00 PM**

**Howard Kopel - Chairman**

**Vincent Muscarella – Vice Chairman**

**Tom McKevitt**

**Rose Marie Walker**

**Ellen Birnbaum – Ranking**

**Arnold Drucker**

**Joshua Lafazan**

**Michael C. Pulitzer, Clerk of the Legislature**

Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
220-21	AT	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST CVS PHARMACY, INC. (“CVS PHARMACY”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY, AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 220-21(AT)
221-21	AT	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST RITE AID OF MARYLAND INC. D/B/A MID-ATLANTIC CUSTOMER SUPPORT CENTER (“RITE AID OF MARYLAND”) AND RITE AID OF NEW YORK, INC. (COLLECTIVELY, “RITE AID”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 221-21(AT)
222-21	AT	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST WALMART INC., (“WALMART”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 222-21(AT)
223-21	LE	H, F, R	<b><u>PROPOSED LOCAL LAW</u></b> A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE TO CREATE A SPECIAL REVENUE FUND TO ASSIST NASSAU COUNTY TO COMBAT THE OPIOID EPIDEMIC. 223-21(LE)
224-21	OMB	H, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 224-21(OMB)
225-21	OMB	H, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 225-21(OMB)
226-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MEDICAL EXAMINER. 226-21(OMB)

Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
227-21	OMB	F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF COMMUNITY DEVELOPMENT. 227-21(OMB)
228-21	OMB	F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF COMMUNITY DEVELOPMENT. 228-21(OMB)
229-21	OMB	F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF COMMUNITY DEVELOPMENT. 229-21(OMB)
230-21	OMB	F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF COMMUNITY DEVELOPMENT. 230-21(OMB)
231-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 231-21(OMB)
232-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 232-21(OMB)
233-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 233-21(OMB)
234-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 234-21(OMB)
235-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 235-21(OMB)
236-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 236-21(OMB)

Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
237-21	AT	F, R	<b><u>RESOLUTION NO. – 2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED WASS V. COUNTY OF NASSAU, ET AL., INDEX NO. 600680/2013 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 237-21(AT)
238-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MEDICAL EXAMINER. 238-21(OMB)
239-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DISTRICT ATTORNEY. 239-21(OMB)
240-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 240-21(OMB)
241-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF EMERGENCY MANAGEMENT. 241-21(OMB)
242-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MEDICAL EXAMINER. 242-21(OMB)
243-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 243-21(OMB)
244-21	PK	V, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE TO AMEND SECTION 2 OF ORDINANCE 73-2014 TO EXTEND TO MEMBERS OF THE ACTIVE MILITARY, RESERVES AND NATIONAL GUARD THE DISCOUNTS TO FACILITIES AND ACTIVITIES OF THE DEPARTMENT OF PARKS, RECREATION, AND MUSEUMS THAT ARE CURRENTLY PROVIDED TO VETERANS. 244-21(PK)



<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>245-21</b>	<b>AT</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST WALGREENS BOOTS ALLIANCE AND WALGREEN CO. (TOGETHER “WALGREENS”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY, AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 245-21(AT)
<b>246-21</b>	<b>AT</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST JOHNSON & JOHNSON, JANSSEN PHARMACEUTICALS, INC., ORTHO-MCNEIL-JANSSEN PHARMACUETICALS, INC., AND JANNSSEN PHARMACUETICA, INC. (COLLECTIVELY “J&J”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY, AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 246-21(AT)
<b>247-21</b>	<b>AS</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE TOWN OF HEMPSTEAD TO CORRECT ERRONEOUS CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 247-21(AS)
<b>254-21</b>	<b>LE</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE AND REQUIRE THE TRANSFER OF APPROPRIATIONS MADE WITHIN THE BUDGET OF THE NASSAU COUNTY LEGISLATURE FOR THE YEAR 2021. 254-21(LE)

# **NASSAU COUNTY LEGISLATURE**

## **13th TERM MEETING AGENDA**

### **GOVERNMENT SERVICES & OPERATIONS COMMITTEE JULY 12, 2021 1:00 PM**

**James Kennedy - Chairman**

**Denise Ford – Vice Chairwoman**

**Tom McKevitt**

**John Ferretti**

**Arnold Drucker– Ranking**

**Joshua Lafazan**

**Carrié Solages**

**Michael C. Pulitzer, Clerk of the Legislature**

**THERE ARE NO ITEMS ON THIS COMMITTEE AT THIS TIME**



# **NASSAU COUNTY LEGISLATURE**

## **13th TERM MEETING AGENDA**

### **HEALTH AND SOCIAL SERVICES COMMITTEE**

**JULY 12, 2021 1:00 PM**

**Rose Marie Walker – Chairwoman**

**James Kennedy – Vice Chairman**

**Laura Schaefer**

**C. William Gaylor III**

**Delia DeRiggi-Whitton – Ranking**

**Arnold Drucker**

**Joshua Lafazan**

**Michael C. Pulitzer, Clerk of the Legislature**

<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>223-21</b>	<b>LE</b>	<b>H, F, R</b>	<b><u>PROPOSED LOCAL LAW</u></b> A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE TO CREATE A SPECIAL REVENUE FUND TO ASSIST NASSAU COUNTY TO COMBAT THE OPIOID EPIDEMIC. 223-21(LE)
<b>224-21</b>	<b>OMB</b>	<b>H, F, R</b>	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 224-21(OMB)
<b>225-21</b>	<b>OMB</b>	<b>H, F, R</b>	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 225-21(OMB)

HEALTH

# **NASSAU COUNTY LEGISLATURE**

## **13<sup>th</sup> TERM MEETING AGENDA**

### **MINORITY AFFAIRS COMMITTEE**

**JULY 12, 2021 1:00 PM**

**Steve Rhoads – Chairman**

**Rose Marie Walker – Vice Chairwoman**

**James Kennedy**

**Denise Ford**

**Carrié Solages – Ranking**

**Kevan Abrahams**

**Debra Mulé**

**Michael C. Pulitzer, Clerk of the Legislature**

<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>217-21</b>	<b>LE</b>	<b>M, R</b>	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE AMENDING ORDINANCE NO. 543-1995, AS AMENDED BY ORDINANCE NO. 243-1999, TO ADD JUNE 19, KNOWN AS “JUNETEENTH”, TO THE LIST OF COMPENSATED HOLIDAYS FOR NASSAU COUNTY ORDINANCE OFFICERS AND EMPLOYEES. 217-21(LE)



# **NASSAU COUNTY LEGISLATURE**

## **13th TERM MEETING AGENDA**

### **PLANNING, DEVELOPMENT AND THE ENVIRONMENT COMMITTEE**

**JULY 12, 2021 1:00 PM**

**Laura Schaefer - Chairwoman**  
**Tom McKeivitt - Vice Chairman**  
**Steven Rhoads**  
**Denise Ford**  
**Arnold Drucker – Ranking**  
**Siela Bynoe**  
**Carrié Solages**

**Michael C. Pulitzer, Clerk of the Legislature**

**THERE ARE NO ITEMS ON THIS COMMITTEE AT THIS TIME**

# **NASSAU COUNTY LEGISLATURE**

## **13th TERM MEETING AGENDA**

### **PUBLIC SAFETY COMMITTEE**

**JULY 12, 2021 1:00 PM**

**Denise Ford - Chairwoman**

**Steve Rhoads - Vice Chairman**

**Vincent Muscarella**

**John Ferretti**

**Delia DeRiggi-Whitton - Ranking**

**Siela Bynoe**

**Debra Mulé**

**Michael C. Pulitzer, Clerk of the Legislature**

<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>187-21</b>	<b>LE</b>	<b>PS, R</b>	<b><u>PROPOSED LOCAL LAW NO. – 2021</u></b> A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE IN RELATION TO AMENDING THE NASSAU COUNTY HUMAN RIGHTS LAW TO PRECLUDE DISCRIMINATION AGAINST FIRST RESPONDERS. 187-21(LE)
<b>188-21</b>	<b>LE</b>	<b>PS, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO ESTABLISH A “BLUE ALERT SYSTEM” TO AID IN THE IDENTIFICATION, LOCATION, AND APPREHENSION OF ANY INDIVIDUAL OR INDIVIDUALS SUSPECTED OF KILLING OR SERIOUSLY WOUNDING ANY LAW ENFORCEMENT OFFICER. 188-21(LE)
<b>226-21</b>	<b>OMB</b>	<b>PS, F, R</b>	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MEDICAL EXAMINER. 226-21(OMB)
<b>238-21</b>	<b>OMB</b>	<b>PS, F, R</b>	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MEDICAL EXAMINER. 238-21(OMB)
<b>239-21</b>	<b>OMB</b>	<b>PS, F, R</b>	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DISTRICT ATTORNEY. 239-21(OMB)
<b>240-21</b>	<b>OMB</b>	<b>PS, F, R</b>	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 240-21(OMB)
<b>241-21</b>	<b>OMB</b>	<b>PS, F, R</b>	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF EMERGENCY MANAGEMENT. 241-21(OMB)
<b>242-21</b>	<b>OMB</b>	<b>PS, F, R</b>	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MEDICAL EXAMINER. 242-21(OMB)

# **NASSAU COUNTY LEGISLATURE**

## **13th TERM MEETING AGENDA**

### **PUBLIC WORKS AND PARKS COMMITTEE**

**JULY 12, 2021 1:00 PM**

**Vincent Muscarella – Chairman**

**C. William Gaylor III – Vice Chairman**

**Laura Schaefer**

**James Kennedy**

**Siela Bynoe – Ranking**

**Arnold Drucker**

**Carrié Solages**

**Michael C. Pulitzer, Clerk of the Legislature**

**THERE ARE NO ITEMS ON THIS COMMITTEE AT THIS TIME**

PUBLIC WORKS

# **NASSAU COUNTY LEGISLATURE**

## **13<sup>th</sup> TERM MEETING AGENDA**

# **RULES COMMITTEE**

**JULY 12, 2021 1:00 PM**

**Richard Nicoletto – Chairman**

**Howard Kopel – Vice Chairman**

**Steve Rhoads**

**Laura Schaefer**

**Kevan Abrahams – Ranking**

**Delia DeRiggi-Whitton**

**Siela Bynoe**

**Michael C. Pulitzer, Clerk of the Legislature**

<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>187-21</b>	<b>LE</b>	<b>PS, R</b>	<b><u>PROPOSED LOCAL LAW NO. – 2021</u></b> A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE IN RELATION TO AMENDING THE NASSAU COUNTY HUMAN RIGHTS LAW TO PRECLUDE DISCRIMINATION AGAINST FIRST RESPONDERS. 187-21(LE)
<b>188-21</b>	<b>LE</b>	<b>PS, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO ESTABLISH A “BLUE ALERT SYSTEM” TO AID IN THE IDENTIFICATION, LOCATION, AND APPREHENSION OF ANY INDIVIDUAL OR INDIVIDUALS SUSPECTED OF KILLING OR SERIOUSLY WOUNDING ANY LAW ENFORCEMENT OFFICER. 188-21(LE)
<b>217-21</b>	<b>LE</b>	<b>MA, R</b>	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE AMENDING ORDINANCE NO. 543-1995, AS AMENDED BY ORDINANCE NO. 243-1999, TO ADD JUNE 19, KNOWN AS “JUNETEENTH”, TO THE LIST OF COMPENSATED HOLIDAYS FOR NASSAU COUNTY ORDINANCE OFFICERS AND EMPLOYEES. 217-21(LE)
<b>218-21</b>	<b>LE</b>	<b>R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO ESTABLISH THE SPECIAL LEGISLATIVE TASK FORCE TO COMBAT ANTISEMITISM. 218-21(LE)
<b>220-21</b>	<b>AT</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST CVS PHARMACY, INC. (“CVS PHARMACY”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY, AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 220-21(AT)
<b>221-21</b>	<b>AT</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST RITE AID OF MARYLAND INC. D/B/A MID-ATLANTIC CUSTOMER SUPPORT CENTER (“RITE AID OF MARYLAND”) AND RITE AID OF NEW YORK, INC. (COLLECTIVELY, “RITE AID”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 221-21(AT)



Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
222-21	AT	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST WALMART INC., (“WALMART”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 222-21(AT)
223-21	LE	H, F, R	<b><u>PROPOSED LOCAL LAW</u></b> A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE TO CREATE A SPECIAL REVENUE FUND TO ASSIST NASSAU COUNTY TO COMBAT THE OPIOID EPIDEMIC. 223-21(LE)
224-21	OMB	H, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 224-21(OMB)
225-21	OMB	H, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 225-21(OMB)
226-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MEDICAL EXAMINER. 226-21(OMB)
227-21	OMB	F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF COMMUNITY DEVELOPMENT. 227-21(OMB)
228-21	OMB	F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF COMMUNITY DEVELOPMENT. 228-21(OMB)
229-21	OMB	F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF COMMUNITY DEVELOPMENT. 229-21(OMB)

Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
230-21	OMB	F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF COMMUNITY DEVELOPMENT. 230-21(OMB)
231-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 231-21(OMB)
232-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 232-21(OMB)
233-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 233-21(OMB)
234-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 234-21(OMB)
235-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 235-21(OMB)
236-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 236-21(OMB)
237-21	AT	F, R	<b><u>RESOLUTION NO. – 2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED WASS V. COUNTY OF NASSAU, ET AL., INDEX NO. 600680/2013 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 237-21(AT)

Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
238-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MEDICAL EXAMINER. 238-21(OMB)
239-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE DISTRICT ATTORNEY. 239-21(OMB)
240-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE POLICE DEPARTMENT. 240-21(OMB)
241-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF EMERGENCY MANAGEMENT. 241-21(OMB)
242-21	OMB	PS, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE SUPPLEMENTAL TO THE ANNUAL APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF MEDICAL EXAMINER. 242-21(OMB)
243-21	OMB	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 243-21(OMB)
244-21	PK	V, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE TO AMEND SECTION 2 OF ORDINANCE 73-2014 TO EXTEND TO MEMBERS OF THE ACTIVE MILITARY, RESERVES AND NATIONAL GUARD THE DISCOUNTS TO FACILITIES AND ACTIVITIES OF THE DEPARTMENT OF PARKS, RECREATION, AND MUSEUMS THAT ARE CURRENTLY PROVIDED TO VETERANS. 244-21(PK)

Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
245-21	AT	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST WALGREENS BOOTS ALLIANCE AND WALGREEN CO. (TOGETHER “WALGREENS”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY, AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 245-21(AT)
246-21	AT	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE ACTING COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF THE COUNTY OF NASSAU AGAINST JOHNSON & JOHNSON, JANSSEN PHARMACEUTICALS, INC., ORTHO-MCNEIL-JANSSEN PHARMACEUTICALS, INC., AND JANSSEN PHARMACEUTICALS, INC. (COLLECTIVELY “J&J”) PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY, AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 246-21(AT)
247-21	AS	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE TOWN OF HEMPSTEAD TO CORRECT ERRONEOUS CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 247-21(AS)
248-21	PK	R	<b><u>RESOLUTION NO. – 2021</u></b> A RESOLUTION TO ACCEPT A GIFT OFFERED BY THE NASSAU COUNTY COUNCIL VETERANS OF FOREIGN WARS TO THE NASSAU COUNTY DEPARTMENT OF PARKS, RECREATION, AND MUSEUMS AND TO ENTER INTO AN AGREEMENT IN RELATION TO SUCH GIFT. 248-21(PK)

<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>254-21</b>	<b>LE</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE AND REQUIRE THE TRANSFER OF APPROPRIATIONS MADE WITHIN THE BUDGET OF THE NASSAU COUNTY LEGISLATURE FOR THE YEAR 2021. 254-21(LE)
<b>A-30-21</b>	<b>PR</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COMMISSIONER OF SHARED SERVICES TO AWARD AND EXECUTE A BLANKET PURCHASE ORDER BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF VARIOUS NASSAU COUNTY AGENCIES AND MENSCH MILL AND LUMBER. A-30-21
<b>A-38-21</b>	<b>PR</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COMMISSIONER OF SHARED SERVICES TO AWARD AND EXECUTE A BLANKET PURCHASE ORDER BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY POLICE DEPARTMENT, AND L.I. PROLINER, INC. A-38-21
<b>A-39-21</b>	<b>PR</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COMMISSIONER OF SHARED SERVICES TO AWARD AND EXECUTE A BLANKET PURCHASE ORDER BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY HEALTH DEPARTMENT AND WE TRANSPORT, INC. A-39-21
<b>A-40-21</b>	<b>PR</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COMMISSIONER OF SHARED SERVICES TO AWARD AND EXECUTE A BLANKET PURCHASE ORDER BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY HEALTH DEPARTMENT AND EDUCATIONAL BUS TRANSPORTATION, INC. A-40-21
<b>A-41-21</b>	<b>PR</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COMMISSIONER OF SHARED SERVICES TO AWARD AND EXECUTE A BLANKET PURCHASE ORDER BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY HEALTH DEPARTMENT, AND GUARDIAN BUS COMPANY, INC. A-41-21

<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>A-42-21</b>	<b>PR</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COMMISSIONER OF SHARED SERVICES TO AWARD AND EXECUTE A BLANKET PURCHASE ORDER BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY HEALTH DEPARTMENT, AND L&M BUS CORP. A-42-21
<b>B-19-21</b>	<b>PW</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO AWARD AND EXECUTE A CONTRACT BETWEEN THE COUNTY OF NASSAU ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND THE LANDTEK GROUP, INC. B-19-21
<b>B-25-21</b>	<b>PW</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A CONTRACT AMENDMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND 192 BRANCH INTERIOR SERVICES, INC. B-25-21
<b>B-26-21</b>	<b>PW</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO AWARD AND EXECUTE A CONTRACT BETWEEN THE COUNTY OF NASSAU ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND R.J. INDUSTRIES, INC. B-26-21
<b>E-99-21</b>	<b>PW</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND D & B ENGINEERS AND ARCHITECTS P.C. E-99-21
<b>E-100-21</b>	<b>PW</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND GANNETT FLEMING ENGINEERS AND ARCHITECTS, P.C. E-100-21

Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
E-101-21	AT	R	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY ATTORNEY AND JACKSON LEWIS P.C. E-101-21
E-102-21	PW	R	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND H2M ARCHITECTS, ENGINEERS, LAND SURVEYING & LANDSCAPE ARCHITECTURE, DPC D/B/A H2M ARCHITECTS & ENGINEERS. E-102-21
E-103-21	PW	R	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS, AND WSP USA. E-103-21
E-104-21	AT	R	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY ATTORNEY, AND SOKOLOFF STERN LLP. E-104-21
E-105-21	AT	R	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY ATTORNEY, AND WEST GROUP LAW PLLC. E-105-21
E-106-21	PK	R	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO A LICENSE AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND CARLTUN ON THE PARK LTD. E-106-21

<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>E-107-21</b>	<b>CC/SH</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY SHERIFF’S DEPARTMENT, AND NASSAU HEALTH CARE CORPORATION (“NHCC”). E-107-21
<b>E-108-21</b>	<b>HE</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE DEPARTMENT OF HEALTH, AND NASSAU HEALTH CARE CORPORATION. E-108-21
<b>E-109-21</b>	<b>AT</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY ATTORNEY’S OFFICE, AND MONTFORT, HEALY, MCGUIRE & SALLEY LLP. E-109-21
<b>E-110-21</b>	<b>AT</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY ATTORNEY, AND LEWIS JOHS AVALONE AVILES, LLP. E-110-21
<b>E-111-21</b>	<b>AT</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY ATTORNEY’S OFFICE, AND THE LAW OFFICE OF VINCENT D. MCNAMARA. E-111-21
<b>E-112-21</b>	<b>AT</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY ATTORNEY’S OFFICE, AND BOND, SCHOENECK & KING PLLC. E-112-21



<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>E-113-21</b>	<b>A5</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY ATTORNEY AND LEAHEY & JOHNSON, P.C. E-113-21
<b>E-114-21</b>	<b>AT</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY ATTORNEY’S OFFICE, AND MONTFORT, HEALY, MCGUIRE & SALLEY LLP. E-114-21
<b>E-115-21</b>	<b>HI</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO AN AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF OFFICE OF COMMUNITY DEVELOPMENT, AND NATIONAL DEVELOPMENT COUNCIL (“NDS”). E-115-21
			<b>THE FOLLOWING ITEMS MAY BE UNTABLED</b>
<b>B-3-20</b>	<b>PW</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. 2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO AWARD AND EXECUTE A CONTRACT BETWEEN THE COUNTY OF NASSAU ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND WELSBACH ELECTRIC CORP. OF L.I. B-3-20
<b>E-77-20</b>	<b>PK</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION MAKING CERTAIN DETERMINATIONS PURSUANT TO THE STATE ENVIRONMENTAL QUALITY REVIEW ACT AND AUTHORIZING THE COUNTY EXECUTIVE, ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, TO EXECUTE A LICENSE AND OPERATING AGREEMENT WITH NASSAU EQUESTRIAN CENTER AT OLD MILL, INC. E-77-20
<b>E-79-20</b>	<b>PK</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND COLISEUM KITCHEN INC. E-79-20

<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>E-134-20</b>	<b>TR</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY TREASURER’S OFFICE AND ALBRECHT, VIGGIANO, ZURECK & COMPANY P.C. E-134-20
<b>E-171-20</b>	<b>BU</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY OFFICE OF MANAGEMENT AND BUDGET, AND PFM FINANCIAL ADVISORS LLC. E-171-20
<b>A-10-21</b>	<b>PR</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COMMISSIONER OF SHARED SERVICES TO AWARD AND EXECUTE A PURCHASE ORDER BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE DEPARTMENT OF PARKS, RECREATION AND MUSEUMS AND AMERICAN RECREATIONAL PRODUCTS (RY-LECIA CORP.) A-10-21
<b>E-30-21</b>	<b>PW</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS, AND ADOPT A HIGHWAY MAINTENANCE CORPORATION OF NEW YORK. E-30-21
<b>E-33-21</b>	<b>DA</b>	<b>R</b>	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AMENDMENT TO A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DISTRICT ATTORNEY’S OFFICE, AND HISPANIC COUNSELING CENTER, INC. (“HCCI”). E-33-21

Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
E-41-21	PW	R	<b><u>RULES RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PERSONAL SERVICES AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE NASSAU COUNTY DEPARTMENT OF PUBLIC WORKS AND DEBRUIN ENGINEERING P.C. E-41-21

# **NASSAU COUNTY LEGISLATURE**

## **13th TERM MEETING AGENDA**

# **TOWNS, VILLAGES & CITIES COMMITTEE**

**JULY 12, 2021 1:00 PM**

**C. William Gaylor III– Chairman**

**Laura Schaefer – Vice Chairwoman**

**James Kennedy**

**Vincent Muscarella**

**Joshua Lafazan – Ranking**

**Ellen Birnbaum**

**Delia DeRiggi-Whitton**

**Michael C. Pulitzer, Clerk of the Legislature**

**THERE ARE NO ITEMS ON THIS COMMITTEE AT THIS TIME**

**NASSAU COUNTY LEGISLATURE  
13TH TERM MEETING AGENDA**

**VETERANS  
AND SENIOR AFFAIRS  
COMMITTEE**

**JULY 12, 2021 1:00 PM**

**John Ferretti – Chairman  
C. William Gaylor III– Vice Chairman  
Rose Marie Walker  
Steve Rhoads  
Debra Mule - Ranking  
Delia DeRiggi-Whitton  
Ellen Birnbaum**

**Michael C. Pulitzer, Clerk of the Legislature**

Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
244-21	PK	V, F, R	<b><u>ORDINANCE NO. – 2021</u></b> AN ORDINANCE TO AMEND SECTION 2 OF ORDINANCE 73-2014 TO EXTEND TO MEMBERS OF THE ACTIVE MILITARY, RESERVES AND NATIONAL GUARD THE DISCOUNTS TO FACILITIES AND ACTIVITIES OF THE DEPARTMENT OF PARKS, RECREATION, AND MUSEUMS THAT ARE CURRENTLY PROVIDED TO VETERANS. 244-21(PK)

# **NASSAU COUNTY LEGISLATURE**

## **13th TERM MEETING AGENDA**

# **FINANCE COMMITTEE ADDENDUM**

**JULY 12, 2021 1:00 PM**

**Howard Kopel - Chairman**

**Vincent Muscarella – Vice Chairman**

**Tom McKevitt**

**Rose Marie Walker**

**Ellen Birnbaum – Ranking**

**Arnold Drucker**

**Joshua Lafazan**

**Michael C. Pulitzer, Clerk of the Legislature**



<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>255-21</b>	<b>OMB</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 255-21(OMB)
<b>256-21</b>	<b>AS</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE TOWN OF OYSTER BAY TO WHOLLY EXEMPT CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 256-21(AS)
<b>257-21</b>	<b>AS</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE TOWN OF NORTH HEMPSTEAD TO WHOLLY EXEMPT CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 257-21(AS)
<b>258-21</b>	<b>AS</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE CITY OF LONG BEACH TO WHOLLY EXEMPT CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 258-21(AS)

<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>260-21</b>	<b>AT</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE OFFICE OF THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE CLAIMS WITH RESPONDENT, AS SET FORTH IN THE ACTION ENTITLED COUNTY OF NASSAU CONTROLLER. V. COMMISSIONER OF INTERNAL REVENUE DOCKET NO. 4982-20 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY, AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 260-21(AT)
<b>261-21</b>	<b>AS</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE TOWN OF HEMPSTEAD TO WHOLLY EXEMPT CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 261-21(AS)
<b>262-21</b>	<b>AS</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE TOWN OF HEMPSTEAD TO WHOLLY EXEMPT CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 262-21(AS)

# **NASSAU COUNTY LEGISLATURE**

## **13<sup>th</sup> TERM MEETING AGENDA**

# **MINORITY AFFAIRS COMMITTEE ADDENDUM**

**JULY 12, 2021 1:00 PM**

**Steve Rhoads – Chairman**

**Rose Marie Walker – Vice Chairwoman**

**James Kennedy**

**Denise Ford**

**Carrié Solages – Ranking**

**Kevan Abrahams**

**Debra Mulé**

**Michael C. Pulitzer, Clerk of the Legislature**

Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
259-21	LE	MA, R	<b><u>PROPOSED LOCAL LAW NO. - 2021</u></b> A LOCAL LAW TO REQUIRE THE COUNTY TO ENGAGE IN PROMPT COLLECTIVE BARGAINING REGARDING ADDITIONS TO THE SCHEDULE OF COUNTY HOLIDAYS. 259-21(LE)

# **NASSAU COUNTY LEGISLATURE**

## **13th TERM MEETING AGENDA**

# **PUBLIC SAFETY COMMITTEE ADDENDUM**

**JULY 12, 2021 1:00 PM**

**Denise Ford - Chairwoman**

**Steve Rhoads - Vice Chairman**

**Vincent Muscarella**

**John Ferretti**

**Delia DeRiggi-Whitton - Ranking**

**Siela Bynoe**

**Debra Mulé**

**Michael C. Pulitzer, Clerk of the Legislature**

<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>263-21</b>	<b>LE</b>	<b>PS, R</b>	<b><u>PROPOSED LOCAL LAW NO. – 2021</u></b> A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE TO PROHIBIT THE REFUSAL TO SERVE FIRST RESPONDERS. 263-21(LE)

# **NASSAU COUNTY LEGISLATURE**

## **13<sup>th</sup> TERM MEETING AGENDA**

# **RULES COMMITTEE ADDENDUM**

**JULY 12, 2021 1:00 PM**

**Richard Nicoletto – Chairman**

**Howard Kopel – Vice Chairman**

**Steve Rhoads**

**Laura Schaefer**

**Kevan Abrahams – Ranking**

**Delia DeRiggi-Whitton**

**Siela Bynoe**

**Michael C. Pulitzer, Clerk of the Legislature**

<b>Clerk Item No.</b>	<b>Proposed By</b>	<b>Assigned To</b>	<b><u>Summary</u></b>
<b>255-21</b>	<b>OMB</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2021. 255-21(OMB)
<b>256-21</b>	<b>AS</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE TOWN OF OYSTER BAY TO WHOLLY EXEMPT CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 256-21(AS)
<b>257-21</b>	<b>AS</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE TOWN OF NORTH HEMPSTEAD TO WHOLLY EXEMPT CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 257-21(AS)
<b>258-21</b>	<b>AS</b>	<b>F, R</b>	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE CITY OF LONG BEACH TO WHOLLY EXEMPT CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 258-21(AS)



Clerk Item No.	Proposed By	Assigned To	<u>Summary</u>
259-21	LE	MA, R	<b><u>PROPOSED LOCAL LAW NO. - 2021</u></b> A LOCAL LAW TO REQUIRE THE COUNTY TO ENGAGE IN PROMPT COLLECTIVE BARGAINING REGARDING ADDITIONS TO THE SCHEDULE OF COUNTY HOLIDAYS. 259-21(LE)
260-21	AT	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION AUTHORIZING THE OFFICE OF THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE CLAIMS WITH RESPONDENT, AS SET FORTH IN THE ACTION ENTITLED COUNTY OF NASSAU CONTROLLER. V. COMMISSIONER OF INTERNAL REVENUE DOCKET NO. 4982-20 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY, AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 260-21(AT)
261-21	AS	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE TOWN OF HEMPSTEAD TO WHOLLY EXEMPT CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 261-21(AS)
262-21	AS	F, R	<b><u>RESOLUTION NO. -2021</u></b> A RESOLUTION TO AUTHORIZE THE COUNTY ASSESSOR AND/OR THE COUNTY TREASURER AND/OR THE RECEIVER OF TAXES OF THE TOWN OF HEMPSTEAD TO WHOLLY EXEMPT CERTAIN REAL PROPERTIES SITUATED IN VARIOUS SCHOOL DISTRICTS, ASSESSED TO DESIGNATED OWNERS APPEARING ON THE ASSESSMENT ROLLS FOR THE SPECIFIED SCHOOL AND/OR COUNTY YEARS PURSUANT TO THIS RESOLUTION; PURSUANT TO THE REAL PROPERTY TAX LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 262-21(AS)
263-21	LE	PS, R	<b><u>PROPOSED LOCAL LAW- 2021</u></b> A LOCAL LAW TO AMEND THE NASSAU COUNTY ADMINISTRATIVE CODE TO PROHIBIT THE REFUSAL TO SERVE FIRST RESPONDERS. 263-21(LE)



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

NASSAU COUNTY LEGISLATURE

RULES COMMITTEE

RICHARD NICOLELLO, Chairman

1550 Franklin Avenue  
Mineola, New York

Monday, July 12, 2021  
2:42 P.M

1

2     A P P E A R A N C E S :3     RICHARD NICOLELLO ,  
4         Chairman5     HOWARD KOPEL ,  
6         Vice Chairman

7     STEVE RHOADS

8     LAURA SCHAEFER (substituted by Denise Ford)

9     KEVAN ABRAHAMS ,  
10         Ranking

11     DELIA DERIGGI-WHITTON

12

13     SIELA BYNOE

14

15     MICHAEL C. PULITZER ,  
16         Clerk of the Legislature

17

18

19

20

21

22

23

24

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

LIST OF SPEAKERS

KENNETH ARNOLD . . . . .	7
INSPECTOR WILLIAM FIELD . . . . .	7
MARYELLEN LAURAIN . . . . .	9
ROBERT CLEARY . . . . .	10
SEAN SALLIE . . . . .	28
BRIAN LIBERT . . . . .	31
JESSICA MOLINARIS . . . . .	39
DENNIS MCDERMOTT . . . . .	56
CAPTAIN MICHAEL GOLIO . . . . .	60
KEVIN CREAN . . . . .	72
TORI CASO . . . . .	94

1 Rules Committee/7-12-21

2 CHAIRMAN NICOLELLO: I would like  
3 to start with the Rules Committee.

4 Mike, can you call the roll,  
5 please?

6 MR. PULITZER: Roll call.  
7 Legislator Siela Bynoe?

8 LEGISLATOR BYNOE: Here.

9 CLERK PULITZER: Legislator Delia  
10 DeRiggi-Whitton? She's in the  
11 building, correct. Ranking Member  
12 Kevan Abrahams?

13 LEGISLATOR ABRAHAMS: Here.

14 CLERK PULITZER: Substituting for  
15 Legislator Laura Schaefer is Legislator  
16 Denise Ford?

17 LEGISLATOR FORD: Here.

18 CLERK PULITZER: Legislator  
19 Steven Rhoads?

20 LEGISLATOR RHOADS: Present.

21 CLERK PULITZER: Vice-Chairman  
22 Howard Kopel?

23 LEGISLATOR KOPEL: Here.

24 CLERK PULITZER: Chairman Richard  
25 Nicoletello?

1 Rules Committee/7-12-21

2 CHAIRMAN NICOLELLO: Here.

3 CLERK PULITZER: We have a  
4 quorum, sir.

5 CHAIRMAN NICOLELLO: Thank you.  
6 We will start with the contracts  
7 portion of our meeting and I will call  
8 the contracts together at this time.

9 A-30, A-38, A-39, A-40, A-41,  
10 A-42, are resolutions authorizing the  
11 Commission of Shared Services to award  
12 and execute blanket purchase orders  
13 between the county and Mensch Mill and  
14 Lumber LI Proliner, Wee Transport Inc.,  
15 Educational Bus Transportation Inc.,  
16 Guardian Bus Company, Inc., L&M Bus  
17 Corp.

18 B-19, B-25, B-26 are resolutions  
19 authorizing the County Executive to  
20 award and execute contracts between the  
21 county and The Land Tech Group, 192  
22 Branch Services, RJ Industries Inc..

23 E-99, E-100, E-101, E-102, E-103,  
24 E-104, E-105, E-107, E-108, E-109,  
25 E-110, E-111, E-112, E-113, E-114;

1 Rules Committee/7-12-21

2 these are all resolutions authorizing  
3 the County Executive to execute  
4 personal services agreements or  
5 amendments to personal service  
6 agreements between the county and DMV  
7 Engineers, Gannett Fleming, Jackson  
8 Lewis, H2M Architects, WSP USA,  
9 Sokoloff Stern, West Group Law, Nassau  
10 Healthcare Corporation, Montfort Healy,  
11 Lewis Johs, the law office of Vincent  
12 MacNamara, Bond, Schoeneck and King,  
13 and Leahey & Johnson.

14 E-106, is a resolution  
15 authorizing the County Executive to  
16 execute an amendment to a license  
17 agreement between the county and  
18 Carltun on the Park.

19 E-115 is a resolution authorizing  
20 the County Executive to execute an  
21 amendment to a license agreement  
22 between the county and National  
23 Development Council.

24 LEGISLATOR KOPEL: So moved.

25 LEGISLATOR ABRAHAMS: Second.



1 Rules Committee/7-12-21

2 CHAIRMAN NICOLELLO: Moved by  
3 Deputy Presiding Officer Kopel, and  
4 seconded by Minority Leader Abrahams.

5 All of the contracts are now  
6 before us. Let's start with off  
7 A-30-2021, it's a contract with Mensch  
8 Mill and Lumber.

9 MR. ARNOLD: Ken Arnold,  
10 Department of Public Works. A-30 is a  
11 materials contract for gravel and studs  
12 to be used by our facilities department  
13 as part of their normal work and also  
14 as part of capital improvements. We  
15 have four vendors bid and Mensch  
16 Lumbers was chosen as the lowest  
17 responsible bidder.

18 CHAIRMAN NICOLELLO: Any  
19 questions?

20 (No verbal response.)

21 You'll be back later. A-38,  
22 police department and Proliner, Inc.

23 MR. FIELD: William Field, deputy  
24 inspector for the police department.

25 Item A-38-21 is to authorize and

1 Rules Committee/7-12-21  
2 award a blanket purchase order for  
3 ambulances for the Nassau County Police  
4 Department's emergency ambulance  
5 bureau.

6 Four vendors bid on this  
7 solicitation. The lowest responsible  
8 bidder was LI Proliner. The Maximum  
9 amount authorized under this blanket  
10 purchase order with renewal options is  
11 \$15 million.

12 The period shall be from one year  
13 from the effective date with a total of  
14 renewal options to be five years and  
15 two months.

16 CHAIRMAN NICOLELLO: How many  
17 ambulances will the county get? How  
18 many ambulances will the county get as  
19 a result of this contract?

20 MR. FIELD: So it depends. For  
21 new purchases they are between 200 and  
22 \$205,000, and then with having to do  
23 repairs as well they can amount to, it  
24 depends every year, it can fluctuate  
25 based on needs and maintenance and

1 Rules Committee/7-12-21

2 things like that.

3 CHAIRMAN NICOLELLO: Any  
4 questions? All right. Thank you.

5 MR. FIELD: Thank you.

6 CHAIRMAN NICOLELLO: The next  
7 contracts are with the health  
8 department; consider four together,  
9 A-39, A-40, A-41, A-42 involving  
10 transportation for preschool education.

11 MS. LAURAIN: Good afternoon.  
12 MaryEllen Laurain, Department of  
13 Health.

14 These items are a blanket  
15 purchase order for the transportation  
16 of Nassau County children in the  
17 special needs and preschool early  
18 prevention program. This is mandated  
19 under public health law that we provide  
20 this transportation. There were four  
21 bids. All the companies received were  
22 awarded the contract.

23 CHAIRMAN NICOLELLO: One question  
24 I have, Mary Ellen, is the first three  
25 of these contracts with We Transport

1 Rules Committee/7-12-21

2 Educational Bus Transportation and  
3 Guardian Bus Company, each one of them  
4 bid on the zone, and they were the only  
5 bus contractor to bid on a zone. So I  
6 find it little unusual that the other  
7 contractors aren't all bidding together  
8 to get these different zones but  
9 instead just getting one contractor at  
10 least for the first for each zone.

11 Do you have any reason for why  
12 that occurs?

13 MS. LAURAIN: I'm just going to  
14 ask Robert Cleary because I wasn't a  
15 part of that discussion.

16 MR. CLEARY: To my knowledge that  
17 question wasn't asked specifically  
18 although I did notice that as well.

19 My experience is that those  
20 vendors are playing to their strengths.  
21 They were familiar with those routes,  
22 those are incumbent vendors and they  
23 apparently were interested in those  
24 routes and not the others.

25 As I said, I at least have not

1 Rules Committee/7-12-21

2 asked that question, I don't know if  
3 purchasing did or did not, but I hadn't  
4 heard that they had.

5 They are all eligible for any one  
6 of those zones obviously they could  
7 have responded today to any combination  
8 of them, but this is -- they have the  
9 infrastructure, they have the buses  
10 for, have experience, and for whatever  
11 reasons, these are the businesses,  
12 those are the routes that they chose to  
13 participate on.

14 MS. LAURAIN: And it also  
15 compliments some of their other schools  
16 that they also transport for.

17 CHAIRMAN NICOLELLO: Those seem  
18 like possible answers that they're  
19 incumbents, they are already servicing  
20 those routes and have been in the past  
21 and they cover those routes for their  
22 other school districts that they work  
23 for.

24 The concern I had obviously is  
25 you want as many vendors bidding on

1 Rules Committee/7-12-21

2 those routes as possible because there  
3 is a better chance you will get a lower  
4 bid in terms of the cost of this.

5 Mr. Cleary, there was no there  
6 was no questioning of this in terms of  
7 when these were considered; is that  
8 correct?

9 MR. CLEARY: Not to my knowledge.  
10 I will say this, the bid structure was  
11 changed slightly from the last time it  
12 was solicited precisely to encourage  
13 people to participate, encourage  
14 vendors to participant.

15 So this was actually I think  
16 structured to be a more potentially  
17 competitive solicitation than it was  
18 five years ago.

19 CHAIRMAN NICOLELLO: Any other  
20 questions on these four?

21 I think I might ask the Inspector  
22 General to take a look at this again  
23 just maybe as you suggest having to do  
24 with the definitely the familiarity  
25 with routes and the fact that they're

1 Rules Committee/7-12-21

2 providing these services through the  
3 school year to the school districts in  
4 the same routes, but I would just like  
5 him to take a look at this.

6 I wouldn't hold it up because  
7 obviously you have to transport these  
8 children.

9 MS. LAURAIN: Right.

10 CHAIRMAN NICOLELLO: Any other  
11 questions on this floor? No?

12 (No verbal response.)

13 All right. So why don't we go to  
14 108 which is with Nassau Healthcare  
15 Corporation.

16 MS. LAURAIN: Yes. Item E-108 is  
17 Amendment Number 4 for a contract with  
18 Nassau Healthcare Corporation. It's in  
19 the amount of \$5 million. It's for our  
20 mandated public health services  
21 pursuant to New York State Public  
22 Health Law.

23 As you may know, in 1999, the  
24 Public Benefit Corporation was  
25 established and our clinical health

1 Rules Committee/7-12-21  
2 which the clinical health was part of  
3 the health department became part of  
4 Nassau Healthcare Corporation, and  
5 since then they have been providing  
6 these services.

7 CHAIRMAN NICOLELLO: Any  
8 questions?

9 (No verbal response.)

10 Okay, thank you.

11 MS. LAURAIN: Okay, thank you.

12 CHAIRMAN NICOLELLO: The next  
13 contracts are with DPW starting with  
14 B-19 and the Landtek Group.

15 MR. ARNOLD: Ken Arnold,  
16 Department of Public Works.

17 B-19 is a construction project  
18 for Centennial Park, Centennial Park in  
19 Roosevelt. This is for a  
20 rehabilitation of the complete park  
21 facility there were nine bids received  
22 and Land Tek was with a bid of \$3.3  
23 million was the lowest responsible  
24 bidder, and below the engineer's  
25 estimate, partially building to some



1 Rules Committee/7-12-21

2 CDBG funds we received and the MWBE and  
3 participation is at four percent.

4 CHAIRMAN NICOLELLO: Sure.  
5 Minority Abrahams.

6 LEGISLATOR ABRAHAMS: How are  
7 you, Ken?

8 MR. ARNOLD: Very good.

9 LEGISLATOR ABRAHAMS: Just a  
10 question. If you can share with us for  
11 the record the scope of the project and  
12 when the contract would allow the  
13 project to actually commence.

14 MR. ARNOLD: The scope of the  
15 project is to redo most of the park.  
16 The only area we are not reconstructing  
17 are the basketball courts. We are  
18 putting in -- we are taking out a big  
19 sitting area that's become problematic  
20 for the park operation and we're  
21 putting in some youth areas for soccer  
22 playing.

23 We also are redoing the spray  
24 park, cleaning up the admin building,  
25 park paths are getting redone, along

1 Rules Committee/7-12-21

2 with plantings and the playgrounds is  
3 going to get refurbished in its  
4 totality.

5 LEGISLATOR ABRAHAMS: Are we  
6 resurfacing the courts?

7 MR. ARNOLD: I would have to  
8 double check that. I forget how we  
9 left that.

10 LEGISLATOR ABRAHAMS: I think we  
11 should take a look at that.

12 MR. ARNOLD: Off the top of my  
13 head, I am resurfacing courts all over  
14 the county, so I can't --

15 LEGISLATOR ABRAHAMS: Those  
16 courts are a bit in disrepair.

17 MR. ARNOLD: Our intent is not to  
18 leave anything in disrepair when we  
19 left, so --

20 LEGISLATOR ABRAHAMS: Okay. When  
21 will the contract allow everything to  
22 commence and when is the duration of  
23 that structure?

24 MR. ARNOLD: My goal is to get  
25 this contract approved so we can have a

1 Rules Committee/7-12-21

2 September start so I can close the job  
3 down. The park has to be closed during  
4 construction for one year. That's the  
5 duration of the project.

6 LEGISLATOR ABRAHAMS: I remember  
7 that.

8 MR. ARNOLD: So I am hoping to  
9 start it this winter. So if I get a  
10 good winter season, close it down, and  
11 open it by the following September, or  
12 if we get it done a little earlier.

13 LEGISLATOR ABRAHAMS: If you can  
14 just work with my office to ensure that  
15 the public is properly notified so  
16 nobody comes to the park and sees  
17 everything ripped up.

18 MR. ARNOLD: Yes.

19 LEGISLATOR ABRAHAMS: We work  
20 with you to ensure that everyone around  
21 it is probably notified.

22 MR. ARNOLD: And I'm continuing  
23 to try to get NIFA's approval and  
24 everything.

25 LEGISLATOR ABRAHAMS: I

1 Rules Committee/7-12-21

2 understand. I have nothing further  
3 thank you, Ken.

4 MR. ARNOLD: Welcome.

5 CHAIRMAN NICOLELLO: Any other  
6 further questions on this one?

7 (No verbal response.)

8 Next is B-25.

9 MR. ARNOLD: B-25 is a contract  
10 amendment for 192 Branch Interior  
11 Services. It's associate with the  
12 Lever Mediation at the Mitchell Field  
13 military housing. We are adding \$6  
14 million in their contract to cover the  
15 removal of led and the refurbishment of  
16 the units where the led abatement was  
17 taking place.

18 CHAIRMAN NICOLELLO: Deputy  
19 Presiding Officer Kopel.

20 LEGISLATOR KOPEL: Ken, this was  
21 originally a contract for one million?

22 MR. ARNOLD: Correct.

23 LEGISLATOR KOPEL: And you are  
24 going out to seven million now and you  
25 are not rebidding it?

1 Rules Committee/7-12-21

2 MR. ARNOLD: The reason we did  
3 not do that, I know this is a concern  
4 of yours, we have talked about this.

5 LEGISLATOR KOPEL: As a matter of  
6 fact I wanted to say, I want to thank  
7 Katie who's been working with me on  
8 this, and I know she's been promised by  
9 various people in the administration,  
10 that's not even your department  
11 generally, but maybe purchasing  
12 generally is supposed to come back with  
13 some sort of policy, and this has been  
14 going on for months.

15 So maybe this is an outlier,  
16 maybe you have a good reason for this  
17 particular one, but this is a recurring  
18 problem here.

19 MR. ARNOLD: Right. So when we  
20 bid our on cold contracts on occasion,  
21 we have a very large scope that comes  
22 up and the timely satisfaction of  
23 getting this work done to go out for a  
24 rebid, our bidding process is nine  
25 months, so it was the Department's

1 Rules Committee/7-12-21

2 decision talking with the  
3 administration, this had to get done  
4 within 90 days of issuing reports that  
5 we had to issue an addendum and  
6 increase the bid amount for this work.

7 LEGISLATOR KOPEL: You see, but  
8 with all due respect, I don't really  
9 understand how that necessarily works.

10 I mean, if this is something that  
11 was urgent perhaps we could have  
12 started the process a little earlier on  
13 the one hand, or perhaps could have  
14 done a small extension.

15 But this is not really an  
16 extension. This is going from one  
17 million to seven million.

18 I mean, essentially people who  
19 bid -- we went out of the bid on one  
20 million, and you are going to get one  
21 kind of bidder perhaps, but when you,  
22 as you know, you are going to get --  
23 often you are going to get an entirely  
24 different class of bidder perhaps when  
25 you go on a much larger contract, and I

1 Rules Committee/7-12-21

2 think we're potentially shortchanging  
3 ourselves constantly. So I don't see  
4 how this makes sense.

5 MR. ARNOLD: Well, this work has  
6 been going on since July.

7 LEGISLATOR KOPEL: And this is  
8 one discreet project?

9 MR. ARNOLD: Yes, the Mitchell  
10 Field remediation started in July, not  
11 July --

12 LEGISLATOR KOPEL: And this is  
13 the kind of project where going from  
14 one vendor to another would be  
15 disruptive or is it they're doing  
16 different -- perhaps different areas at  
17 different times?

18 MR. ARNOLD: Would it be  
19 disruptive, I'd have to think through  
20 all the different components. There  
21 isn't -- working towards, we did the  
22 environmental work, issued reports,  
23 anybody with kids under six we have 90  
24 days if they are getting subsidies to  
25 get their work done, so that was the

1 Rules Committee/7-12-21

2 first impetus of getting the work done.

3 Could we have brought another  
4 vendor in? We could have but it would  
5 have been disjointed to have multiple  
6 vendors on the same property. We are  
7 having a difficult enough time just  
8 coordinating.

9 LEGISLATOR KOPEL: For that  
10 matter, a new vendor, let's say this  
11 vendor stops in two or three months,  
12 they are finished with their contract,  
13 you have a new vendor come in, that  
14 would work wouldn't it?

15 MR. ARNOLD: Yes, but we are also  
16 looking to try to get this work done by  
17 the end of the year.

18 LEGISLATOR KOPEL: I hear you. I  
19 hear you, it's just this kind of thing  
20 is, as I say, this kind of thing it's  
21 circumventing the entire bid process,  
22 the whole bid process is there for a  
23 reason. This just avoids it and it's  
24 really, with all due respect, it's a  
25 bad way to do business.



1 Rules Committee/7-12-21

2 MR. ARNOLD: I understand your  
3 concerns.

4 CHAIRMAN NICOLELLO: Anyone else?  
5 (No verbal response.)

6 All right. Let's move on to the  
7 next one with RJ.

8 MR. ARNOLD: So B-26 is a  
9 construction contract with the  
10 improvements to the preliminary  
11 treatment system at the Glen Cove  
12 treatment plant. There were eight bids  
13 received and RJ Industries was  
14 determined to be the lowest responsible  
15 bidder. Their bid of \$6.2 million was  
16 below the engineer's estimate. Their  
17 MWBE participation is 29 percent.

18 CHAIRMAN NICOLELLO: Are there  
19 any questions on this?

20 (No verbal response.)

21 Hearing none, move on to the next  
22 one, please.

23 MR. ARNOLD: E-99?

24 CHAIRMAN NICOLELLO: Yes.

25 MR. ARNOLD: So E-99 is a

1 Rules Committee/7-12-21

2 professional services contract for the  
3 study to look at the feasibility of  
4 sewerage the Point Lookout community,  
5 that is one of the last two communities  
6 on the south shore that are not  
7 sewerage. The other being a small  
8 portion of Lawrence.

9 This project is the third piece  
10 of the Western Bay initiative where  
11 we're looking to improve the quality of  
12 the bays with the removal of nitrogen,  
13 with the septic of Point Lookout would  
14 contribute to that.

15 We had five bids received. D&B  
16 was ranked technically very high and  
17 included the lowest cost proposal.  
18 Technical Review Committee selected D&B  
19 as the best value for this project.  
20 The MWBE participation is 40 percent  
21 for D&B.

22 CHAIRMAN NICOLELLO: Legislator  
23 Ford.

24 LEGISLATOR FORD: Commissioner  
25 Arnold, how long do you think the study

1 Rules Committee/7-12-21

2 will take?

3 MR. ARNOLD: I don't have the  
4 contract in front of me. I have to  
5 take a look. There's a timeline in the  
6 contract once they start, so I can get  
7 that information to you. They'll be  
8 community meetings and all steps that  
9 we would go through with your office.

10 LEGISLATOR FORD: I will probably  
11 try to schedule one rather soon so the  
12 community will be aware that we are  
13 continuing with this. I want to thank  
14 you very much for staying on top of  
15 this because it means a lot to the  
16 residents up in that area, so I will be  
17 in touch.

18 But if you can find out how long  
19 the feasibility is and what the time  
20 line is once the study is done if the  
21 residents go along with this what the  
22 next steps will be.

23 MR. ARNOLD: I will set up a  
24 meeting with your office so we can go  
25 over the project.

1 Rules Committee/7-12-21

2 LEGISLATOR FORD: Perfect. Thank  
3 you very much, sir.

4 MS. DeRIGGI-WHITTON: I think  
5 this is an excellent project and I  
6 always love sewers as you know, Ken,  
7 however, we were notified by the  
8 Inspector General that there is an  
9 ongoing investigation and that they  
10 need some more time so we are hoping  
11 it's going to be done very quickly, but  
12 we just need that report once we're put  
13 on notice, we really have to get  
14 reports.

15 So, Denise, again as much as I  
16 hate to delay anything, I am going to  
17 make a motion to table.

18 MR. ARNOLD: That's been the  
19 policy though to get that report so I  
20 understand.

21 CHAIRMAN NICOLELLO: Motion?

22 LEGISLATOR DERIGGI-WHITTON:  
23 Motion to table.

24 LEGISLATOR BYNOE: Second.

25 CHAIRMAN NICOLELLO: Motion by

1 Rules Committee/7-12-21  
2 Legislator DeRiggi-Whitton, second by  
3 Legislator Bynoe.

4 All those in favor of tabling  
5 signify by saying aye.

6 (Aye.)

7 Those opposed?

8 (No verbal response.)

9 The item is tabled.

10 CHAIRMAN NICOLELLO: E-100.

11 MR. ARNOLD: So E-100 is a  
12 construction services contract  
13 associated with the Glen Cove  
14 preliminary treatment project I just  
15 mentioned earlier. For this one there  
16 were several proposals received.

17 The three highest qualified firms  
18 had their costs looked at as they were  
19 all deemed to be able to do this job  
20 successfully. Gannett Fleming had the  
21 lowest cost at \$1.29 million and was  
22 selected and MWBEs at 20 percent.

23 CHAIRMAN NICOLELLO: Any  
24 questions?

25 (No verbal response.)

1 Rules Committee/7-12-21

2 All right. E-102.

3 MR. ARNOLD: E-102 is the last of  
4 the five firms that were selected to  
5 the building on call design contracts.  
6 The other four went through the last  
7 session. This contract is with H2M and  
8 the MWBE will be determine based on the  
9 task orders as they are assigned.

10 CHAIRMAN NICOLELLO: Any  
11 questions?

12 (No verbal response.)

13 All right. E-103.

14 MR. ARNOLD: I will bring up Sean  
15 Sallie. He can speak to this one item.

16 MR. SALLIE: Sean Sallie, Nassau  
17 County Department of Public Works,  
18 Deputy Commissioner.

19 This is a proposed contract  
20 amendment with the firm of WSP formerly  
21 Porse and Sprinkerhoff.

22 WSP currently performs planning  
23 and management and technical support  
24 relating to the federal transit  
25 administration FTA granted funded hub

1 Rules Committee/7-12-21

2 transit alternatives analysis project.  
3 The contract amendment proposes three  
4 amendments to the current term; the  
5 first being an extension of the term.

6 The second is a reallocation of  
7 existing budget;

8 And the third is an additional  
9 budget for increasing the maximum  
10 amount payable by \$2.5 million. This  
11 work is funded through two earmarks,  
12 FTA earmarks that were secured back in  
13 2007/2008. They are at 80 percent  
14 reimbursable.

15 The FTA has been monitoring our  
16 progress over the past decade and they  
17 have been very supportive with respect  
18 to our planning process but they also  
19 would like to see us conclude the  
20 process. Our success is their success.

21 So these additional funds would  
22 allow us essentially to conclude the  
23 planning process which basically  
24 consists of a few things. It's looking  
25 at potential transit alignment from the

1 Rules Committee/7-12-21

2 Nassau hub area to the Long Island  
3 Railroad main line as well as the  
4 Hempstead Intermodal Center.

5 The planning and financial work  
6 involved with a pilot to acquire six  
7 battery electric buses to be built into  
8 the NICE fleet to operate in the hub  
9 area as well as other routes in the  
10 county, and third is to do preliminary  
11 design once the transit alternative is  
12 selected, there is funding, and grant  
13 budget to perform preliminary design to  
14 advance the selected alignment.

15 So with that I will take any  
16 questions.

17 CHAIRMAN NICOLELLO: This is  
18 largely funded by federal money, right?

19 MR. SALLIE: Correct 80 percent  
20 from the FTA.

21 CHAIRMAN NICOLELLO: All right.  
22 The study of transit alternatives in  
23 the hub has been going on for decades.

24 So is there a projected date in  
25 which they will have some sort of



1 Rules Committee/7-12-21

2 proposal to us?

3 MR. SALLIE: There is. So we are  
4 under the obligation to provide the  
5 final recommendations to the FTA by  
6 September of 2022. So that is what we  
7 are working back with.

8 CHAIRMAN NICOLELLO: Anyone have  
9 any other questions on this one?

10 (No verbal response.)

11 All right. Thank you again,  
12 Sean.

13 MR. SALLIE: Thank you.

14 CHAIRMAN NICOLELLO: Next  
15 contract is with the County Attorney's  
16 Office.

17 MR. LIBERT: Good afternoon,  
18 legislators. Brian Libert, deputy  
19 county attorney. Do you want me to  
20 speak or do you want to call them in  
21 order?

22 CHAIRMAN NICOLELLO: Let's go  
23 with E-101, Jackson Lewis.

24 MR. LIBERT: E-101 is a contract  
25 with the law firm of Jackson Lewis for

1 Rules Committee/7-12-21

2 the case of Shenequa Bidem against  
3 Nassau County Community College.

4 This firm was selected by the  
5 college and the ordinary procurement  
6 process was followed after that.

7 CHAIRMAN NICOLELLO: If it's the  
8 college who is the defendant, well, a  
9 defendant, is the county paying or the  
10 college for the attorneys?

11 MR. LIBERT: For the defense?

12 CHAIRMAN NICOLELLO: Yes.

13 MR. LIBERT: The County  
14 Attorney's Office is paying.

15 CHAIRMAN NICOLELLO: Okay.  
16 Explain to me why is the county a  
17 defendant if it involves the college?

18 MR. LIBERT: My understanding is  
19 that there is no mechanical means for  
20 the college to pay for counsel in this  
21 scenario. This procurement itself was  
22 done through municipal transaction, of  
23 course, and I am sort of the litigation  
24 manager.

25 So with regard to the payment

1 Rules Committee/7-12-21

2 it's just my understanding there is no  
3 mechanism for the college to fund that  
4 and, therefore, the county attorney  
5 did.

6 CHAIRMAN NICOLELLO: I didn't  
7 know that I was even aware of that that  
8 that could be the case.

9 MR. LIBERT: My understanding is  
10 the college selected this firm and  
11 there was a discussion between the  
12 college and the County Attorney's  
13 Office whereby the college was unable  
14 to procure and pay for this firm so it  
15 was done this way. That's what I have  
16 been advised.

17 CHAIRMAN NICOLELLO: Legislator  
18 Kopel.

19 LEGISLATOR KOPEL: Does that mean  
20 that any time the college -- is a party  
21 to a lawsuit that the county has to  
22 pay?

23 MR. LIBERT: Well, legislator, I  
24 wouldn't speculate as to what happens  
25 in any situation, being a learned

1 Rules Committee/7-12-21

2 counsel, I wouldn't make any  
3 speculation about that. I would say  
4 their counsel should sort of say what  
5 happens in each scenario. I only know  
6 what happened in this particular  
7 scenario.

8 LEGISLATOR KOPEL: But you don't  
9 really know because what's the reason  
10 for this; what differentiates this  
11 scenario from any others?

12 MR. LIBERT: At this time I can't  
13 speak to that because I am not familiar  
14 with any other procurements that were  
15 done through the college through the  
16 County Attorney.

17 LEGISLATOR KOPEL: Once again,  
18 this bypasses the usual procurement  
19 thing, in other words, the college  
20 selects it, the county pays, and what's  
21 the bid process; how does this work  
22 then?

23 MR. LIBERT: Again, the bid  
24 process was done through the college  
25 and there was an agreement between the

1 Rules Committee/7-12-21  
2 college and the County Attorney's  
3 Office.

4 I certainly understand your  
5 concern about that, legislator, I would  
6 just say that that procurement process  
7 was prior to my involvement so I  
8 wouldn't speak to have personal  
9 knowledge about that.

10 LEGISLATOR KOPEL: No, not you  
11 personally. And if this is a college  
12 matter, does the college then reimburse  
13 the county attorney?

14 MR. LIBERT: I am not aware of  
15 any reimbursement that has occurred at  
16 this time.

17 LEGISLATOR KOPEL: Well, it  
18 wouldn't have occurred, but will it  
19 occur?

20 MR. LIBERT: Not that I've been  
21 made aware of.

22 LEGISLATOR KOPEL: And the  
23 question is why?

24 MR. LIBERT: I would have to  
25 defer to my colleagues and municipal

1 Rules Committee/7-12-21  
2 transactions about that. My expertise  
3 to the extent that I have any is in  
4 litigation and not in the transactional  
5 matters.

6 CHAIRMAN NICOLELLO: Okay.  
7 Moving on to another topic on this one.  
8 I think the onset date was February 21,  
9 2019?

10 MR. LIBERT: Yes. This is  
11 actually for the same reasons as just  
12 discussed. Again, my understanding is  
13 that the college selected this law firm  
14 and that there were some discussions  
15 between the County Attorney's Office  
16 and the college, whereby the college  
17 notified the County Attorney's Office,  
18 we don't have the mechanism to pay for  
19 this, and that procedure on its own  
20 took several months.

21 At the time that the County  
22 Attorney's Office then took it over, we  
23 needed to work with this firm to create  
24 a budget for the litigation. So there  
25 was the initial delay of the

1 Rules Committee/7-12-21

2 procurement through the college and  
3 then the further delay of the  
4 administrative budget process.

5 CHAIRMAN NICOLELLO: Okay. Just  
6 going to the aspect you mentioned of  
7 the budget as a reason for the delay.  
8 I mean, how long does it take to  
9 prepare a budget?

10 MR. LIBERT: Legislator, I would  
11 say at this end, I would expect in my  
12 experience that it takes about two  
13 weeks to 30 days is a reasonable time  
14 to produce a budget.

15 However, prior to this contract  
16 the county was not following this  
17 budget process so this is all new hat  
18 for our office and for some of the  
19 firms that we are working with and it  
20 did take longer than it does now. Our  
21 process has greatly improved.

22 CHAIRMAN NICOLELLO: I'll have to  
23 disagree with you there. In my other  
24 life I do work for a law firm. We  
25 produce budgets for clients. Simple

1 Rules Committee/7-12-21

2 case takes about half hour; more  
3 complicated case a couple of hours. I  
4 don't really see that as an excuse for  
5 the delays in this matter.

6 There is a number of other  
7 contracts coming up, none of them is  
8 egregious as this one, but all of them  
9 are late. There seems to be an ongoing  
10 problem with the County Attorney's  
11 Office with respect to getting these  
12 contracts to us on time.

13 So I, personally, in my capacity  
14 as Presiding Officer, I will ask Mr.  
15 Cleary and/or the IG to take a look at  
16 that process.

17 Obviously it doesn't go to the  
18 quality of the legal work being done by  
19 the County Attorney's Office always  
20 been excellent, but it goes to I mean  
21 why are these chronically late coming  
22 to us, contracts, law firms being  
23 brought on and doing work for months  
24 and months. It's becoming a chronic  
25 problem.



1 Rules Committee/7-12-21

2 MR. LIBERT: I think, frankly,  
3 legislator, your point is well taken.

4 We have already engaged in some  
5 discussions with I believe it's  
6 Director Cleary on some of these  
7 processes and I can speak to as you  
8 said, not my personal capacity, but  
9 what I have personally done I have been  
10 involved with Mr. Cleary and also Chief  
11 Deputy Molonaris with improving this  
12 process. In finding where these flaws  
13 are occurring and trying to improve  
14 them.

15 Unfortunately there were some  
16 contracts that were back in the system  
17 before we started fixing them and that  
18 is what you are seeing some of.

19 So I will speak to an improvement  
20 that perhaps is in a day yet to come  
21 because hope springs a turn.

22 CHAIRMAN NICOLELLO: I see you  
23 are up at the mike.

24 MS. MOLINARIS: Good afternoon.  
25 Chief Deputy County Attorney Jessica

1 Rules Committee/7-12-21

2 Molinaris. I just want to jump in here  
3 even though Brian Libert was doing a  
4 great job. But I do have to second his  
5 comments. We have taken back all the  
6 comments from the legislature and we  
7 have continuously implemented  
8 improvements.

9 We have mentioned on some of our  
10 prior contracts, this is a process we  
11 are trying to remedy so there are a few  
12 other contracts unfortunately that you  
13 are going to see in a similar  
14 situation.

15 We have discussed this with  
16 compliance director Robert Cleary. We  
17 have had meetings with him to discuss  
18 these and I have brought these to his  
19 attention. This is a continuous  
20 process but I will assure you again but  
21 my office is working on remedying this.

22 CHAIRMAN NICOLELLO: Thank you  
23 very much. Mr. Cleary.

24 MR. CLEARY: Robert Cleary. Yes,  
25 I just want to confirm, yes, we have

1 Rules Committee/7-12-21

2 had a few conversations about this.  
3 It's become pretty apparent recently  
4 and we're in clean-up mode at this  
5 point getting our arms around what the  
6 outstanding contracts are, getting them  
7 through the process. It's not a  
8 coincidence that you have a lot of  
9 contracts for this period of time and  
10 we are going to continue with that  
11 effort until we are up-to-date.

12 Litigation does create a  
13 difficulty in certain circumstances  
14 where we need to bring somebody on  
15 quickly, but this goes beyond that and  
16 we recognize that.

17 CHAIRMAN NICOLELLO: Thank you.  
18 I appreciate the fact that you are  
19 involved and I would appreciate if you  
20 would keep our counsel, all counsel,  
21 apprised of how this process is going.

22 MR. CLEARY: Will do.

23 CHAIRMAN NICOLELLO: Now, with  
24 respect to this first one, we will take  
25 a motion to table. I think we would

1 Rules Committee/7-12-21

2 like to get some answers in terms of  
3 the process, how it works with the  
4 college and why the college cannot pay  
5 for their own counsel, etcetera.

6 MR. LIBERT: Understood.

7 LEGISLATOR KOPEL: So moved.

8 LEGISLATOR BYNOE: Second.

9 CHAIRMAN NICOLELLO: Moved by  
10 Deputy Presiding Officer Kopel,  
11 seconded by Legislator Bynoe.

12 All those in favor of tabling  
13 signify by saying aye.

14 (Aye.)

15 Those opposed?

16 (No verbal response.)

17 E-101 is tabled.

18 CHAIRMAN NICOLELLO: Do you want  
19 to move on to the next one?

20 MR. LIBERT: E-104?

21 CHAIRMAN NICOLELLO: Yes.

22 MR. LIBERT: E-104 is a contract  
23 with the law firm of Sokoloff & Stern  
24 for the matter known as Rollins. The  
25 procurement was done previously however

1 Rules Committee/7-12-21

2 the case had never materialized. It  
3 was in the notice of claim phase and at  
4 this point that's where it remains, so  
5 it's extremely limited outstanding  
6 invoices.

7 CHAIRMAN NICOLELLO: Any  
8 questions on this one?

9 (No verbal response.)

10 Let's go to E-105.

11 MR. LIBERT: This is a contract  
12 with the West Group for representation  
13 relative to building of the crime lab.  
14 There was a dispute with the developer  
15 and there was a procurement by the  
16 County Attorney's Office relative to  
17 finding a firm that could assist with  
18 this construction management  
19 litigation.

20 CHAIRMAN NICOLELLO: I think the  
21 question we had and it was a little bit  
22 unclear, is the county the plaintiff  
23 here or the defendant?

24 MR. LIBERT: At this time, the  
25 county -- it's really both. The county

1 Rules Committee/7-12-21

2 was initially a defendant. There was a  
3 discussion with West about the best  
4 strategy I would just say that for  
5 purposes of the record.

6 CHAIRMAN NICOLELLO: Okay. Any  
7 other questions on this one?

8 (No verbal response.)

9 All right. 109.

10 MR. LIBERT: This is a contract  
11 with Monfort Healy for the lawsuit of  
12 Solages V Nassau County. That also did  
13 not get past the notice of claim stage.

14 CHAIRMAN NICOLELLO: Okay, the  
15 plaintiff, the claimant is, what do you  
16 mean?

17 MR. LIBERT: It remains in the  
18 notice of claims stage. My apologies.  
19 I should have been clear for the  
20 record.

21 CHAIRMAN NICOLELLO: The claimant  
22 is the Nassau County legislator?

23 MR. LIBERT: That is correct.

24 CHAIRMAN NICOLELLO: Can the  
25 County Attorney's Office have any

1 Rules Committee/7-12-21

2 involvement whatsoever in this?

3 MR. LIBERT: To my understanding  
4 is no, I believe the answer is no,  
5 again, I am loathe to speak in  
6 absolutes but I believe the answer is  
7 no.

8 CHAIRMAN NICOLELLO: I agree, and  
9 I believe your office is going to have  
10 to have an outside entity monitor this;  
11 in other words, you have outside  
12 counsel, yes, but I don't think that's  
13 enough. I don't think your office can  
14 have anything to do with this because  
15 as with the DA's office and legislators  
16 being prohibited from working on  
17 criminal matters, this body controls  
18 the budget of the County Attorney's  
19 Office, so there is an inherent  
20 conflict of interest with your office  
21 being involved.

22 So I would suggest that you need  
23 to send this to an outside entity for  
24 all purposes.

25 MR. LIBERT: We will absolutely

1 Rules Committee/7-12-21

2 take that under advisement, legislator,  
3 and will do.

4 MS. MOLINARIS: Yes, legislator,  
5 we will speak with legal counsel about  
6 that and take that back.

7 CHAIRMAN NICOLELLO: Legislator  
8 Rhoads.

9 LEGISLATOR RHOADS: I am just  
10 trying to wrap my head around this.

11 Has anyone sought an ethical  
12 opinion with respect to whether a claim  
13 by a sitting legislator can even be  
14 maintained?

15 Because in just thinking about it  
16 I don't know how this does not create  
17 massive conflicts of interest on both  
18 sides of this equation.

19 MS. MOLINARIS: Respectfully,  
20 Legislator Rhoads, I would just ask to  
21 the extent that this is a filed notice  
22 of claim, so it's a notice of pending  
23 litigation, summons and complaint has  
24 not yet been filed, however, we are  
25 happy to discuss this further in



1 Rules Committee/7-12-21  
2 executive session or with legislative  
3 counsel rather than comment on anything  
4 that's attorney client communication or  
5 anything of an ethical concern.

6 CHAIRMAN NICOLELLO: Let me ask  
7 you this, has the 50H been held, a  
8 municipal hearing been held?

9 MS. MOLINARIS: No, it has not  
10 actually. There has been no activity  
11 on this other than the filing of a  
12 notice of claim.

13 CHAIRMAN NICOLELLO: I am  
14 disturbed of the procedure here but I  
15 don't want the county to have waived  
16 its ability to have a municipal  
17 hearing. In other words, we discussed  
18 maybe tabling the motion, tabling the  
19 contracts, but to do that, I don't want  
20 the county to be left without an  
21 opportunity to conduct a municipal  
22 hearing?

23 MS. MOLINARIS: Yes. So, for the  
24 record, legislator, the county did not  
25 waive the 50H hearing, actually the

1 Rules Committee/7-12-21

2 claimant waived the 50H hearing.

3 MR. RHOADS: Well, it's not --  
4 maybe we should go.

5 MS. MOLINARIS: Yes. I think  
6 this might be best addressed in  
7 executive session.

8 CHAIRMAN NICOLELLO: At this  
9 point I will take a motion to table.

10 LEGISLATOR FORD: So moved.

11 LEGISLATOR RHOADS: Second.

12 CHAIRMAN NICOLELLO: Moved by  
13 Legislator Ford, seconded by Legislator  
14 Rhoads.

15 All those in favor of tabling  
16 signify by saying aye.

17 (Aye.)

18 Those opposed?

19 (No verbal response.)

20 The item is tabled.

21 CHAIRMAN NICOLELLO: You can go  
22 to the next one which is E-110.

23 MR. LIBERT: Legislators, this is  
24 a contract with Lewis Johs for the  
25 lawsuit of Scannell against Nassau

1 Rules Committee/7-12-21

2 County and et al. This was let  
3 pursuant to the normal procurement  
4 process.

5 If you have any questions I would  
6 be happy to answer.

7 CHAIRMAN NICOLELLO: I have no  
8 questions, just an observation, that  
9 it's another one that's several months  
10 late coming to us. But no questions.

11 Any other questions?

12 (No verbal response.)

13 Why don't we move on to the next  
14 one which is a contract with Vincent  
15 McNamara.

16 MR. LIBERT: This is a contract  
17 with the law firm of Vincent McNamara,  
18 E-111-21 for the case of Ester June  
19 against Nassau County.

20 This was procured, I am going to  
21 call it under an emergency; in other  
22 words, it was not bid. There was an  
23 immediate trial need. The law firm was  
24 identified as being qualified in this  
25 area and it was assigned that way as a

1 Rules Committee/7-12-21

2 sole source. It is coming through the  
3 legislature with rapid speed.

4 CHAIRMAN NICOLELLO: Was this  
5 handled in-house or by another  
6 attorney?

7 MR. LIBERT: It was being handled  
8 in-house.

9 CHAIRMAN NICOLELLO: Then the  
10 trial stage it was determined to bring  
11 a trial attorney? It says the trial  
12 set to commence on June 22nd.

13 MS. MOLINARIS: It was,  
14 legislator, just due to -- we had an  
15 experienced litigator who was handling  
16 this matter and scheduled for the trial  
17 but he recently resigned and in light  
18 of the case loads and the upcoming  
19 trial date, we thought it would be best  
20 to assign to outside counsel to handle  
21 before the trial.

22 CHAIRMAN NICOLELLO: I think  
23 that's a good choice. Anyone else have  
24 any questions on this?

25 (No verbal response.)

1 Rules Committee/7-12-21

2 Next one is with Bond Schoeneck.

3 MR. LIBERT: E-112. This is a  
4 contract with Bond Schoeneck and King  
5 to handle the personnel matter of Heino  
6 V Nassau County which was actually at  
7 the New York State Division of Human  
8 Rights.

9 CHAIRMAN NICOLELLO: Any  
10 questions on this contract? This is  
11 112-21.

12 LEGISLATOR FORD: So this is also  
13 a contract that's long overdue that's  
14 late in coming to us?

15 MR. LIBERT: I don't know if I  
16 would agree it's long overdue but I  
17 guess we can agree it's late. I  
18 wouldn't want to be a wise guy.

19 LEGISLATOR FORD: With this  
20 particular individual, I guess there's  
21 two separate issues. This is something  
22 based on his human rights complaint,  
23 the human rights commission complaint?

24 MR. LIBERT: This particular  
25 matter is relevant to the state DHR

1 Rules Committee/7-12-21

2 complaint, yes.

3 LEGISLATOR FORD: Okay. Because  
4 then there is another issue with this  
5 person that would be treated  
6 separately?

7 MR. LIBERT: I just wouldn't  
8 speculate as to that on the record at  
9 this time. I would just say this  
10 matter is related to this and if  
11 there's something else we will address  
12 that at that time.

13 LEGISLATOR FORD: Just that  
14 particular issue, right?

15 MR. LIBERT: Yes.

16 LEGISLATOR FORD: All right.  
17 Thank you.

18 CHAIRMAN NICOLELLO: Any other  
19 questions on this contract, 112?

20 (No verbal response.)

21 The next one is 113 with Lehy and  
22 Johnson.

23 MR. LIBERT: Yes. This is a  
24 contract, 113-21, with Lehy and Johnson  
25 for four cases. It is a case specific

1 Rules Committee/7-12-21

2 contract for those four cases, Koda,  
3 Casiano, Gleason and Iacone.

4 This firm was previously engaged  
5 by the county in handling this matter  
6 so this is partially an amendment or a  
7 continuation of prior work that they  
8 were doing relative to procurement. If  
9 you have any questions happy to answer  
10 the same.

11 CHAIRMAN NICOLELLO: My only  
12 point is I think we requested this in  
13 the past, but, going forward, we want  
14 the contracts with the attorneys broken  
15 out per case so that we don't get a  
16 contract for four separate cases. We  
17 want them presented individually.

18 There is a number of reasons for  
19 that; one of which may be someone might  
20 have a conflict with one of the cases  
21 and not the others. It's cleaner to do  
22 each one individually.

23 MR. LIBERT: Legislators, just to  
24 clarify what you mean because we have  
25 had some internal discussions about

1 Rules Committee/7-12-21

2 that, and we are very much interested  
3 in doing precisely what this body would  
4 like.

5 Are you saying you would like  
6 every single for every firm and  
7 individual contract, no contract shall  
8 have more than one case which is  
9 totally fine, I just wanted to make  
10 sure I understood your direction.

11 CHAIRMAN NICOLELLO: Isn't that  
12 how it's been done?

13 MR. LIBERT: In the past this is  
14 the distinction, this is exactly why  
15 I'm asking.

16 In the past we have had what we  
17 had qualified areas contracts which the  
18 legislature has made very clear,  
19 unacceptable, we cannot have contracts  
20 that are just open-ended.

21 So what we had transitioned in in  
22 this regard is contracts that  
23 specifically enumerate and delineate  
24 which cases shall be covered under  
25 those contracts, but what you seem to



1 Rules Committee/7-12-21

2 be saying is, no, Mr. Libert, what we  
3 would really like is a specific  
4 contract for each individual case and  
5 we can absolutely do that, I just  
6 wanted to make sure I understood that  
7 that's what you wanted.

8 CHAIRMAN NICOLELLO: Why don't we  
9 have some discussions with this going  
10 forward. We don't want to create  
11 anything that's cumbersome for the  
12 department, for the County Attorney's  
13 Office but at the same time we want to  
14 make sure it's being done as  
15 efficiently and effectively as  
16 possible.

17 MR. LIBERT: We are happy to work  
18 with counsel to do it in a way that  
19 works with the legislature as always.

20 CHAIRMAN NICOLELLO: Any other  
21 questions?

22 (No verbal response.)

23 Last one for the County  
24 Attorney's Office, number E-114.

25 MR. LIBERT: This is a contract

1 Rules Committee/7-12-21

2 with Monfort Healy for the case called  
3 Skelos. This was a car accident case  
4 in which the county was a co-defendant.  
5 The case was resolved between all the  
6 parties. The county paid nothing and  
7 the case is now over.

8 CHAIRMAN NICOLELLO: Okay. Any  
9 questions on this one?

10 (No verbal response.)

11 All right. Thank you, Brian.

12 MR. LIBERT: Thank you. Have a  
13 great day.

14 CHAIRMAN NICOLELLO: E-106, Parks  
15 Department.

16 MR. MCDERMOTT: Good afternoon,  
17 Presiding Officer, legislators. Dennis  
18 McDermott, Deputy County Attorney.

19 This is a request for an approval  
20 of an amended to a license agreement  
21 for the operation of the food and  
22 beverage concession at Carlton on the  
23 Park.

24 The amendment is in the nature of  
25 a temporary work-out that accomplishes

1 Rules Committee/7-12-21

2 several things:

3 It provides certain COVID related  
4 economic relief to a county  
5 concessionaire who is providing food  
6 and beverage services for county  
7 residents for nearly 30 years and due  
8 to the restrictions during the pandemic  
9 saw their gross sales drop a staggering  
10 70 plus percent in one year.

11 It also extends the term of the  
12 current license by nine months to  
13 afford parks adequate time to process  
14 the new RFP that was issued on June 18,  
15 2021 which is replacing the August of  
16 2019 RFP which was interrupted.

17 And then when the proposers were  
18 unable to maintain their offers  
19 effectively withdrawing the RFP  
20 process, the park had to cancel that  
21 RFP.

22 It also provides that the  
23 continuity of services at Eisenhower  
24 Park, and it avoids the possible cost  
25 of litigation respecting issues of

1 Rules Committee/7-12-21

2 force majeure, frustration of purpose,  
3 and the impossibility of performance.

4 Under this work-out, the Carltun  
5 will use the paycheck protection funds  
6 to pay restructured and reduced minimum  
7 monthly payments for the COVID period  
8 from March through December 2020 as  
9 well as paying the utility charges,  
10 starting January 1, 2021, the work-out  
11 gives it the additional by suspending  
12 and waiving the required minimum  
13 monthly payments and the Park will pay  
14 gross percentage fees that are required  
15 in the original agreement only.

16 The original agreement's minimum  
17 required payments will be reinstated  
18 once six months have elapsed after all  
19 government restrictions on occupancy  
20 are lifted respecting Nassau County  
21 restaurants and catering facilities.

22 Additionally, the food and  
23 beverage concessions for the golf  
24 courses at Eisenhower are being  
25 included as they are also being

1 Rules Committee/7-12-21  
2 included in the new RFP since the  
3 location of the facility being adjacent  
4 to the golf courses and the golf  
5 administration seems to be a natural  
6 inclusion. If you have any questions I  
7 would be happy to answer.

8 CHAIRMAN NICOLELLO: Any  
9 questions from the legislators?  
10 Legislator DeRiggi Whitton.

11 LEGISLATOR DERIGGI-WHITTON: I  
12 thank you for including all the  
13 payments that they received.

14 Did they basically give you  
15 enough information to show that they  
16 used the PPP money in the correct way?

17 MR. MCDERMOTT: Yes, they did,  
18 legislator. They submitted the  
19 document where they received  
20 approximately I believe it was \$168,000  
21 and while payment of the license fees  
22 is authorized under PPP, it's not  
23 required. They could have actually  
24 used the money for other authorized PPP  
25 uses, but they in instead want to make

1 Rules Committee/7-12-21

2 this payment or actually have made the  
3 payment.

4 LEGISLATOR DERIGGI-WHITTON: So  
5 did they deplete all of those funds?

6 MR. MCDERMOTT: They used all of  
7 the funds mostly for -- as the program  
8 is called paycheck protection.

9 LEGISLATOR DERIGGI-WHITTON:  
10 Okay. All right thank you.

11 CHAIRMAN NICOLELLO: Any other  
12 questions?

13 (No verbal response.)

14 MR. MCDERMOTT: Thank you. Have  
15 a good day.

16 CHAIRMAN NICOLELLO: You too.  
17 Next contract is with corrections  
18 E-107.

19 CAPTAIN GOLIO: Good afternoon.  
20 Michael Golio, captain with the  
21 Sheriff's Department. This is a new  
22 contract for the provision of medical,  
23 mental health, dental and ancillary  
24 services to the inmates in the custody  
25 of the Nassau County Sheriff's

1 Rules Committee/7-12-21

2 Department incarcerated at the Nassau  
3 County Correctional Center.

4 This solicitation was by RFP  
5 issued in November of last year. The  
6 maximum amount of the contract over the  
7 year five year term is \$122 million.  
8 It's a term of five years with two  
9 potential two year extensions at the  
10 end. The first year encumbrance is  
11 \$16,708,550.

12 CHAIRMAN NICOLELLO: Is there  
13 anything different in the services that  
14 will be provided going forward as  
15 opposed to what the hospital's been  
16 providing to the inmates currently?

17 CAPTAIN GOLIO: There are some  
18 changes in services that are going to  
19 be provided. There's also some  
20 significant changes to the provisions  
21 of the contract, yes, both.

22 CHAIRMAN NICOLELLO: Anything you  
23 want to comment on at all?

24 CAPTAIN GOLIO: Sure. So with  
25 respect to the contract itself there is

1 Rules Committee/7-12-21

2 now an identified staffing plan with  
3 identified positions and titles that  
4 can be monitored by the contract  
5 monitor and is tied to the in-house  
6 inmate population.

7 The population is determined once  
8 a year for the prior 12 month period  
9 and then carried over for the  
10 subsequent 12 month period.

11 There is also a clear budget with  
12 identified line item categories and  
13 amounts also based on populations. The  
14 vendor is not permitted to reallocate  
15 budgetary line items for more than 10  
16 percent without approval of the  
17 department.

18 There is now a clause for  
19 indemnification of defense by the  
20 healthcare corporation. There are now  
21 performance indicators for financial  
22 penalties and some of those highlights  
23 are -- there is going to be an  
24 electronic medical record within nine  
25 months of the execution of the



1 Rules Committee/7-12-21

2 contract. NCCHC, that's the National  
3 Commission on Correctional Healthcare  
4 standards within 18 months. There's an  
5 outpatient referral review for every  
6 time they send people to the clinics or  
7 hospital that's going to be reviewed.  
8 And an inpatient utilization review for  
9 those people that get admitted to the  
10 hospital.

11 There is a telemedicine  
12 requirement. We are encouraging them  
13 to utilize telemedicine wherever  
14 possible.

15 And then a reconciliation once a  
16 year no later than March 31st for the  
17 billers.

18 CHAIRMAN NICOLELLO: Thank you  
19 very much. I appreciate that. Any  
20 discussion, comments?

21 (No verbal response.)

22 Thank you.

23 CAPTAIN GOLIO: You're welcome.

24 CHAIRMAN NICOLELLO: Contract  
25 E-115 is with the National Development

1 Rules Committee/7-12-21

2 Council.

3 LEGISLATOR DERIGGI-WHITTON: Rich?

4 CHAIRMAN NICOLELLO: Mr. Golio,  
5 we do have a question for you, sorry.

6 LEGISLATOR BYNOE: I'm sorry, I  
7 had a question for you, captain. In  
8 terms of the discharge plan for the  
9 medical services, I know that counsel  
10 did speak with you to address some of  
11 the questions I had.

12 In one of your responses it was  
13 regarding medication for some of the  
14 chronic disease like high blood  
15 pressure and diabetes, I understand  
16 that you give the prescription to the  
17 individuals as opposed to giving them  
18 the medicines.

19 CAPTAIN GOLIO: Yes. That's  
20 correct. The requirement under the  
21 contract is psychotropic medications,  
22 HIV medications are provided as  
23 medications. All other medications  
24 prescribed are provided by  
25 prescription.

1 Rules Committee/7-12-21

2 LEGISLATOR BYNOE: And so we are  
3 certain that those individuals being  
4 discharged would have some level of  
5 healthcare coverage to allow them to  
6 access the pharmacies and then the  
7 pharmacies would accept that coverage  
8 are accessible.

9 CAPTAIN GOLIO: So that's part of  
10 the concern, obviously we're focusing  
11 more on Medicaid enrollment during the  
12 period of incarceration so when people  
13 get released they can have access to  
14 care that they need.

15 There is also community  
16 referrals; whether it's a community  
17 provider or a general community  
18 resource as a referral, but we did  
19 discuss some of the things that you  
20 spoke about earlier about wraparound  
21 services and a re-entry program that  
22 would include making certain that the  
23 people have the resources available to  
24 get the medications upon discharge.

25 But that's outside of this

1 Rules Committee/7-12-21

2 contract that would be another program.

3 LEGISLATOR BYNOE: So which means  
4 that people will discharged from the  
5 jail without having -- potentially  
6 without having those services,  
7 therefore, not being able to access  
8 those meds?

9 CAPTAIN GOLIO: Well, they are  
10 getting a referral to a community  
11 provider and they are getting a  
12 prescription. That's the hospital's  
13 obligation under this contract.

14 LEGISLATOR BYNOE: And the  
15 community provider will accept that  
16 prescription without any coverage and  
17 make sure they get the medicines, is  
18 that it?

19 CAPTAIN GOLIO: That's my  
20 understanding of the way the hospital  
21 is making a community referral to a  
22 clinic in the community or someone they  
23 work with through the hospital.

24 LEGISLATOR BYNOE: So in other  
25 words one of the FQHCs?

1 Rules Committee/7-12-21

2 CAPTAIN GOLIO: Correct.

3 LEGISLATOR BYNOE: Okay. So we  
4 know those entities aren't open on the  
5 weekends, are we discharging people on  
6 Friday and they don't have any medical,  
7 any meds over the weekends? What are  
8 we doing?

9 CAPTAIN GOLIO: So, as a general  
10 matter, individuals who are released  
11 for terms of incarceration are released  
12 Monday through Friday, we could have  
13 some bail releases on the weekends, but  
14 generally the discharges are Monday  
15 through Friday.

16 LEGISLATOR BYNOE: So those  
17 released on Friday potentially could go  
18 the whole weekend without having any  
19 meds?

20 CAPTAIN GOLIO: I do understand  
21 the concern and, as I discussed with  
22 counsel, this contract is confined to  
23 what the hospital's obligations are  
24 under the contract, but there is a  
25 broader discussion that has to be had

1 Rules Committee/7-12-21

2 regarding the wraparound practices.

3 LEGISLATOR BYNOE: You addressed  
4 a lot of my other concerns. It's just  
5 this one, your response still leaves me  
6 with more questions.

7 So I do have a concern about us  
8 not giving them, release the meds to  
9 get them at least two or three days  
10 until they can get an appointment,  
11 because even if they get discharged on  
12 a Thursday, there is nothing that says  
13 for certain the community partners or  
14 community entities are going to be able  
15 to see them that Friday.

16 It could be days maybe before  
17 there is some level of an appointment  
18 made and able to see a doctor. Is  
19 there any priority given to those  
20 individuals you know to get  
21 appointments or anything like that?

22 CAPTAIN GOLIO: I would have to  
23 speak to the medical people. I will do  
24 that and get back to you. I know  
25 they're doing referrals in the

1 Rules Committee/7-12-21  
2 community, I don't know all the  
3 mechanics of all the referrals.

4 LEGISLATOR BYNOE: Yes. I am  
5 going to need more information on that.  
6 Thank you.

7 CHAIRMAN NICOLELLO: Anyone else?  
8 Legislator DeRiggi-Whitton.

9 LEGISLATOR DERIGGI-WHITTON: Are  
10 you able to enroll someone in Medicare/  
11 Medicaid while they're in jail?

12 CAPTAIN GOLIO: You can do all  
13 the enrollment. The coverage doesn't  
14 start until they're discharged, unless  
15 they're hospitalized, if they're in  
16 Medicaid coverage or somebody is an  
17 inpatient in the hospital for more than  
18 24 hours, the county go can get funds  
19 through Medicaid for that.

20 All other medical services get  
21 activated upon discharge.

22 LEGISLATOR DERIGGI-WHITTON: And  
23 what percentage of the inmates would  
24 you say leave with that insurance in  
25 place?

1 Rules Committee/7-12-21

2 CAPTAIN GOLIO: I don't have that  
3 number, I couldn't tell you. I do know  
4 that it's a focus, it's something that  
5 we have identified as a priority and in  
6 this contract now we are getting the  
7 hospital to cooperate by doing Medicaid  
8 enrollments.

9 LEGISLATOR DERIGGI-WHITTON: That  
10 would be good to know, to get as close  
11 to 100 percent that are eligible as  
12 possible.

13 CAPTAIN GOLIO: Absolutely.

14 LEGISLATOR DERIGGI-WHITTON: I  
15 know it's a lengthy process. I know  
16 it's not an easy process, so that would  
17 be good information to have if you can  
18 obtain that.

19 CAPTAIN GOLIO: Okay.

20 LEGISLATOR FORD: I'm sorry, we  
21 are never going to let you go. Thank  
22 you very much, captain.

23 You had mentioned about  
24 Telemedicine, I guess that's like the  
25 Teledoc type of thing.



1 Rules Committee/7-12-21

2 Is this so that the inmates can  
3 then use a computer and speak with a  
4 doctor or am I misunderstanding?

5 SPEAKER: So that would be  
6 Telemedicine services, basically video  
7 conferencing between the inmate and a  
8 practitioner whatever level that would  
9 be, but that would be at the direction  
10 of the medical people. So it wouldn't  
11 be a sign up by the inmates. That  
12 would be for a service not able to be  
13 provided at the facility and in lieu of  
14 transporting the inmate outside the  
15 facility we would do the Telemedicine  
16 hookup.

17 LEGISLATOR FORD: Right, and they  
18 may be transported based on those  
19 discussions?

20 CAPTAIN GOLIO: Could be later  
21 on, yes.

22 LEGISLATOR FORD: So when  
23 somebody is then released from the  
24 correctional facility and I guess  
25 thinking about their prescriptions and

1 Rules Committee/7-12-21

2 so forth, is that a service that would  
3 still be offered to them, to have some  
4 sort of communication with Telemedicine  
5 where they can, if they have a followup  
6 question, to still be able to utilize  
7 Telemedicine?

8 CAPTAIN GOLIO: Certainly,  
9 depending on who the provider was, and  
10 whether or not they were going to  
11 continue the patient relationship  
12 certainly it's a possibility.

13 LEGISLATOR FORD: Thank you.

14 CHAIRMAN NICOLELLO: Any other  
15 questions?

16 (No verbal response.)

17 Thank you, Captain Golio.

18 CAPTAIN GOLIO: Thank you.

19 CHAIRMAN NICOLELLO: Last one is  
20 E-115, National Development Council.

21 MR. CREAN: Good afternoon,  
22 legislators. Kevin Crean, Office of  
23 Community Development. Item E-115-21  
24 is an amendment to a community  
25 development contract with National

1 Rules Committee/7-12-21

2 Development Council, intended to extend  
3 the term of the contract and add a new  
4 program, the main Street recovery grant  
5 program which will open the current  
6 restaurant recovery grant program to  
7 all small businesses in the county that  
8 have suffered through economic impact  
9 of COVID-19 pandemic.

10 The amendment will add  
11 approximately \$710,000 in additional  
12 community development block grant COVID  
13 funding as well as \$10 million in  
14 funding from the American Recovery  
15 Program. So I would answer any  
16 questions you may have.

17 LEGISLATOR KOPEL: So I see that  
18 this contract originally was started in  
19 April of '19 and it expires, it looks  
20 like without this extension here, it  
21 would expire in '22 of March, the end  
22 of March '22, would that be correct?

23 MR. CREAN: Yes, NDC was procured  
24 through an RFP through our office.  
25 Generally we have a three year contract

1 Rules Committee/7-12-21

2 with them.

3 LEGISLATOR KOPEL: So the dates I  
4 just said are correct, it would expire  
5 in March 31st of '22?

6 MR. CREAN: I believe that's  
7 right, yes.

8 LEGISLATOR KOPEL: So you know  
9 what my next question is, don't you?  
10 Why in the world are we extending a  
11 contract instead of going out to bid  
12 when we've got lots of time?

13 We are taking a contract and  
14 going from \$3 million and change to \$13  
15 million and change, how is this not a  
16 new thing; are how are we not going out  
17 to bid? I can't for the life of me  
18 understand why.

19 MR. CREAN: I understand your  
20 concern. That was discussed at length.  
21 We had guidance from the County  
22 Attorney's Office as well as the Office  
23 of Compliance and with the county's  
24 consultant on the American Recovery  
25 Plan, Haggerty Consulting, to review

1 Rules Committee/7-12-21

2 the procuring that we had done at the  
3 outset as well as adding additional  
4 funding for this program.

5 LEGISLATOR KOPEL: With all due  
6 respect that doesn't begin to responds  
7 to the question.

8 MR. CREAN: As so to why we  
9 didn't issue another procurement?

10 LEGISLATOR KOPEL: Yes. You have  
11 lots of time for it. You have until  
12 the end of March until the end of next  
13 March.

14 MR. CREAN: But an additional  
15 procurement as you know takes several  
16 months.

17 LEGISLATOR KOPEL: Right, but you  
18 have more than several months.

19 MR. CREAN: Which is to start the  
20 program is what I am referring to.  
21 What we're trying to do here is bring  
22 the American Recovery Program as well  
23 as the COVID money out to the  
24 businesses that are in need of it at  
25 this time.

1 Rules Committee/7-12-21

2 LEGISLATOR KOPEL: I'm sorry, but  
3 how does that answer the question?  
4 They still got -- you can put out as  
5 much money as you need between now and  
6 the beginning of April.

7 MR. CREAN: There is very little  
8 money left on this contract.

9 LEGISLATOR KOPEL: Right.

10 MR. CREAN: The additional money  
11 that's being added to the contract is  
12 to establish the Main Street Program.  
13 Right now the Restaurant Recovery Grant  
14 Program has essentially ended. There  
15 is money left on that contract but the  
16 rules that are in the contract would  
17 not allow us to make the funds  
18 available.

19 LEGISLATOR KOPEL: So why not put  
20 out a little more money now and why do  
21 we need to extend the contract by three  
22 years?

23 MR. CREAN: Well, that's what the  
24 American Recovery Program allows. So  
25 with the intent to provide the funding,

1 Rules Committee/7-12-21

2 put the money in the contract, and  
3 allow it to run its course so that we  
4 will be able to receive applications,  
5 or NDC would be able to receive  
6 applications and make those awards.

7 CHAIRMAN NICOLELLO: How much of  
8 the \$10 million is actually getting to  
9 the businesses?

10 MR. CREAN: \$9 million. There is  
11 a 10 percent fee that NDC would  
12 utilize. So \$9 million goes out in  
13 grants to the businesses.

14 CHAIRMAN NICOLELLO: Up to?

15 MR. CREAN: Up to. It's up to a  
16 10 percent fee. That's the maximum fee  
17 that they can charge.

18 CHAIRMAN NICOLELLO: So if this  
19 contract is not placed, then the  
20 program is not -- the money is not  
21 getting to the businesses?

22 MR. CREAN: Correct. Right now  
23 there is about \$400,000 left in the  
24 Restaurant Recovery Program but those  
25 funds will go only to restaurants and

1 Rules Committee/7-12-21

2 we believe that the restaurant  
3 component has exhausted the applicant  
4 pool at this point. So we wanted to  
5 open up the funding to additional  
6 businesses.

7 CHAIRMAN NICOLELLO: If you had  
8 to go for another RFP, how long would  
9 it take to get to that process?

10 MR. CREAN: Generally an RFP  
11 process from the initiation to the  
12 selection is at least six months. And  
13 then the contract phase as well.

14 CHAIRMAN NICOLELLO: Okay. Any  
15 other questions?

16 MR. CREAN: I am advised the  
17 standard timeframe to do an RFP and  
18 route a contract is about 10 months.

19 LEGISLATOR KOPEL: Understood.  
20 What do you mean by a fee of up to 10  
21 percent? That can be one, or nine or  
22 10?

23 MR. CREAN: Well, 10 percent is  
24 the maximum allowable, so if NDC pushed  
25 the funding out faster, we would get



1 Rules Committee/7-12-21

2 more applications in, the fee could be  
3 reduced.

4 LEGISLATOR KOPEL: The fee is  
5 dependent based upon their performance?

6 MR. CREAN: Yes.

7 LEGISLATOR KOPEL: It's a  
8 mechanical calculation?

9 MR. CREAN: Exactly.

10 LEGISLATOR KOPEL: I got it.

11 I don't want to delay funding to  
12 various deserving businesses and I get  
13 that you want to push that out as  
14 quickly as possible, but I don't get  
15 why we are extending it to three years.  
16 That part I don't get.

17 So what I would like to know is,  
18 is there any reason that you can't  
19 bifurcate this issue?

20 In other words, any money that  
21 you want to push out between now and  
22 the end of March come back to us and  
23 say we would like to do that three  
24 weeks from now. I am not talking about  
25 years or months.

1 Rules Committee/7-12-21

2 And the other part, in terms of  
3 extending the contract, as I say, I  
4 really haven't heard any particularly  
5 interesting explanations for that.

6 MR. CREAN: So just so I  
7 understand what you are asking me, can  
8 the contract would be tabled and  
9 brought back to you in the next session  
10 for a shorter term?

11 LEGISLATOR KOPEL: In three  
12 weeks. In three weeks we would. In  
13 three weeks I guess we could do it.  
14 Yes, we could do it in three weeks,  
15 but, in other words, come back with a  
16 split, here's the money we want to push  
17 out immediately. I'm all for it.

18 And then come back with either a  
19 statement that you are going to go out  
20 on an RFP for the next three years  
21 after that, or give us a really good  
22 satisfactory explanation of why you  
23 can't.

24 MR. CREAN: Is the request that  
25 we decrease the amount of the

1 Rules Committee/7-12-21

2 additional funding?

3 LEGISLATOR KOPEL: I don't know  
4 what the amount of funding should be  
5 and ought to be.

6 As I say, we are dealing with two  
7 separate -- I am dealing with two  
8 separate issues. Issue number one, get  
9 the money out as quickly as possible  
10 between now and March 31st, the maximum  
11 amount that you are able to get out.  
12 That's issue number one.

13 Issue number two in my mind is  
14 extending the contract in three years  
15 starting in April of '22. That's the  
16 second thing.

17 I would like to see a split in  
18 that or, alternatively, a really good  
19 explanation why it ought not to be  
20 split.

21 MR. CREAN: Well, it's certainly  
22 not our intention to take three years  
23 to spend this funding. As you  
24 mentioned we want to get this money  
25 out.

1 Rules Committee/7-12-21

2 LEGISLATOR KOPEL: So you are  
3 kind of saying that I am right, I think  
4 ?

5 MR. CREAN: Yes, well, as far as  
6 the need for the extension. The term  
7 of the three year extension was just to  
8 coincide with the ruling as to how long  
9 we have to spend the funds, but we  
10 intend to get the funding out as  
11 quickly as possible.

12 But the three year was to comply  
13 with the allowance and give us some  
14 flexibility so the funding could be  
15 used.

16 The restaurant recovery money  
17 went out very quickly as you well know.

18 LEGISLATOR KOPEL: So now I am  
19 getting a bit of a different picture.  
20 You think that you might have some of  
21 this money leftover, this specific  
22 bucket? I will use the  
23 administration's words for money.

24 MR. CREAN: No, I think the ARP  
25 funding is more flexible than the block

1 Rules Committee/7-12-21

2 grant funding is. We also increased  
3 the block grant funding that went out  
4 with the restaurant recovery. It was  
5 either a 5,000 or \$10,000 grant  
6 depending on the size of the business.

7 LEGISLATOR KOPEL: So then I  
8 think we are in agreement. You can  
9 come back and give us a better feel for  
10 what you can get out more quickly and  
11 what you can't and why you want to keep  
12 this vendor or get a different vendor  
13 if there's anything left over.

14 MR. CREAN: Well, our hope is the  
15 full \$10 million will out go out very  
16 quickly.

17 LEGISLATOR KOPEL: That would be  
18 great, then you won't need an  
19 extension.

20 MR. CREAN: That's possible, yes,  
21 and on that note I would like to let  
22 you know that the Boost Nassau Center  
23 which is the Nassau center, which was  
24 established at Eisenhower Park I  
25 believe last month, is hosting a

1 Rules Committee/7-12-21

2 webinar this coming Thursday.

3 We do have a flyer that I can  
4 provide to all of you and we hope that  
5 you would promote that at webinars to  
6 attract small businesses, let them know  
7 what resources are available, not just  
8 the Small Business Recovery Grant  
9 through Main Street Recovery Program,  
10 but also for the rental assistance.

11 LEGISLATOR KOPEL: Yes, I think  
12 that would be great. I think we would  
13 all love to have that.

14 MR. CREAN: So if we can spread  
15 the word I think the money will flow  
16 very quickly.

17 LEGISLATOR KOPEL: If you could  
18 get that to us real quickly that would  
19 be great.

20 MR. CREAN: Yes, I have that here  
21 I can email that to everyone.

22 LEGISLATOR DERIGGI-WHITTON: I  
23 think we have it, I think it was sent  
24 this morning from the Minority Affairs  
25 Office.

1 Rules Committee/7-12-21

2 CHAIRMAN NICOLELLO: I just have  
3 a followup question. If we don't vote  
4 on this today and wait for three weeks,  
5 is there a delay in getting these  
6 monies into the restaurants?

7 MR. CREAN: There would be a  
8 delay because NDC would not be able to  
9 issue any grants until your funding is  
10 approved.

11 CHAIRMAN NICOLELLO: Deputy  
12 Presiding Kopel is trying to have the  
13 administration address this ongoing  
14 issues with these contracts that are  
15 ballooning in terms of length and  
16 amounts. However, we are looking for  
17 ways to change the administration's  
18 contract conduct in that regard, but we  
19 do not want to delay getting needed  
20 resources to restaurants that have  
21 struggled so much through the pandemic  
22 so I think it's our intention to move  
23 this forward today.

24 MR. CREAN: I appreciate that.  
25 But just to clarify, this is not just

1 Rules Committee/7-12-21

2 restaurants, it would be opened up to  
3 all small businesses, at 50 or fewer,  
4 FTEs, full time equivalents, and \$5  
5 million in total revenue.

6 But it's to expand the Restaurant  
7 Recovery Program to address those  
8 businesses that were left out at the  
9 outset.

10 CHAIRMAN NICOLELLO: Good. All  
11 right. Any other questions?

12 (No verbal response.)

13 All right. Thank you, Kevin.

14 MR. CREAN: Thank you.

15 CHAIRMAN NICOLELLO: So we have  
16 all these contracts before us.

17 I am going to read the several  
18 that were tabled so we make sure we  
19 know what we're passing and what was  
20 held.

21 The ones we are passing now will  
22 be A-30, A-38, A-39, A-40, A-41, A-42,  
23 E-108, B-19, B-25, B-26, E-100, E-102  
24 E-103, E-104, E-105, E-110, E-111,  
25 E-112, E-113, E-114, E-106, E-107, and



1 Rules Committee/7-12-21

2 E-115.

3 Any other further debate or  
4 discussion on those items?

5 (No verbal response.)

6 Is there any public comment?

7 (No verbal response.)

8 All those in favor signify by  
9 saying aye.

10 (Aye.)

11 Those opposed?

12 (No verbal response.)

13 They all pass unanimously. Now I  
14 will put the rules in recess and go to  
15 the other committees.

16 (Whereupon, the Rules Committee  
17 recessed at 3:56 p.m. and reconvened at  
18 7:35 p.m.)

19 CHAIRMAN NICOLELLO: I am calling  
20 the Rules Committee out of recess.  
21 Before we do anything, we need a motion  
22 to suspend the rules.

23 LEGISLATOR RHOADS: So moved.

24 LEGISLATOR BYNOE: Second.

25 CHAIRMAN NICOLELLO: Moved by

1 Rules Committee/7-12-21

2 Legislator Rhoads, seconded by

3 Legislator Bynoe.

4 All those in favor of suspending  
5 the rules signify by saying aye.

6 (Aye.)

7 Those opposed?

8 (No verbal response.)

9 The rules are suspended.

10 I'm going to call the consent  
11 calendar first. These items have been  
12 through other committees earlier and  
13 it's been agreed by the majority and  
14 minority that no further debate or  
15 discussion is needed on these items at  
16 this time.

17 188-2021, 217, 220, 221, 222,  
18 223, 224, 225, 226, 227, 228, 229, 230,  
19 231, 232, 233, 234, 235, 236, 237, 238,  
20 239, 240, 241, 242, 243, 244, 245, 246,  
21 247, 254, 255, 256, 257, 258, 259, 260,  
22 261, 262, 263, and last but not least  
23 249.

24 Any debate or discussion?

25 (No verbal response.)

1 Rules Committee/7-12-21

2 All those in favor signify by  
3 saying aye.

4 (Aye.)

5 Those opposed?

6 (No verbal response.)

7 Those items carry unanimously.

8 CHAIRMAN NICOLELLO: Sorry,  
9 motion. Thank you very much.

10 LEGISLATOR ABRAHAMS: So moved.

11 LEGISLATOR KOPEL: Second.

12 CHAIRMAN NICOLELLO: Moved by  
13 Minority Leader Abrahams, seconded by  
14 Deputy Presiding Officer Kopel.

15 Again, they pass unanimously.

16 187-2021 is a local law to amend  
17 the Nassau County Administrative Code  
18 in relation to amending the Nassau  
19 County Human Rights Law to preclude  
20 discrimination against first  
21 responders.

22 LEGISLATOR RHOADS: So moved.

23 LEGISLATOR KOPEL: Second.

24 CHAIRMAN NICOLELLO: Moved by  
25 Legislator Rhoads, seconded by

1 Rules Committee/7-12-21

2 Legislator Deputy Presiding Officer  
3 Kopel. Any debate or discussion at  
4 this time?

5 LEGISLATOR ABRAHAMS: No further  
6 debate or discussion, Presiding  
7 Officer, but as I concur with my  
8 colleague, Legislator Bynoe, I think I  
9 would like to hear a little bit more in  
10 regards to the bill and hopefully over  
11 the next two weeks we can refine it to  
12 something that truly protects police  
13 officers but at the same time doesn't  
14 dampen or attempt to chill any first  
15 amendment rights as well, so I look  
16 forward to that discussion over the  
17 next two weeks as we enter the hearing  
18 process.

19 CHAIRMAN NICOLELLO: Okay.  
20 Responds good. Any other debate or  
21 discussion?

22 (No verbal response.)

23 All in favor signify by saying  
24 aye.

25 (Aye.)

1 Rules Committee/7-12-21

2 Those opposed?

3 (No verbal response.)

4 Abstentions?

5 (Abstain.)

6 Two abstentions. So it passes by  
7 a vote of five in favor with two  
8 abstentions.

9 The next item is 218 of 2021, a  
10 resolution to establish a special  
11 legislative task force to combat  
12 anti-Semitism.

13 LEGISLATOR ABRAHAMS: So moved.

14 LEGISLATOR FORD: Second.

15 CHAIRMAN NICOLELLO: Moved by  
16 Minority Leader Abrahams, seconded by  
17 Legislator Ford. You want to say  
18 anything?

19 LEGISLATOR ABRAHAMS: Sure. As  
20 you know, Legislator Drucker was not  
21 able to be here today but he did ask me  
22 to share some comments about his  
23 particular legislation.

24 As many of you know in reading  
25 the bill this legislation would

1 Rules Committee/7-12-21  
2 establish a special task force to  
3 combat anti Semitism in Nassau County.  
4 We have all seen the anti Semitism that  
5 has existed not just here in our county  
6 but across our nation.

7 This bill would establish a  
8 special task force to be able to be  
9 able to combat anti Semitism.

10 It would consist of six  
11 legislators, three appointed by the  
12 County Legislature, Presiding Officer,  
13 three chosen by the minority leader.

14 The County Executive has  
15 expressed support in terms of the  
16 working definition of anti Semitism in  
17 order to combat it so I think from that  
18 point it's all heading in the right  
19 direction.

20 The last thing that I think is  
21 most notable that Legislator Drucker  
22 was able to accomplish in this bill is  
23 that it will allow a youth round table  
24 also to be a part of the discussion to  
25 lead to anti Semitism as well.

1 Rules Committee/7-12-21

2 So all in all, even though this  
3 is in the committee process, I  
4 encourage my colleagues to support this  
5 tremendous and great bill and look  
6 forward to supporting it in the Full  
7 Legislature as well. Thank you.

8 CHAIRMAN NICOLELLO: Any further  
9 debate or discussion. We good?

10 (No verbal response.)

11 Hearing none, all in favor  
12 signify say by saying aye.

13 (Aye.)

14 Those opposed?

15 (No verbal response.)

16 Carries unanimously.

17 The last item is on page five of  
18 the agenda, it's 248 of 2021, a  
19 resolution to accept a gift offered by  
20 the Nassau County Council of Veterans  
21 and Foreign Wars and Nassau County  
22 Department of Parks, Recreation, and  
23 Museums to enter into an agreement in  
24 relation to such gift. Motion?

25 LEGISLATOR DERIGGI-WHITTON: So

1 Rules Committee/7-12-21

2 moved.

3 LEGISLATOR KOPEL: Second.

4 CHAIRMAN NICOLELLO: Moved by  
5 Legislator DeRiggi-Whitton, seconded by  
6 Deputy Presiding Officer Kopel.

7 MS. CASO: Tori Caso, Department  
8 of Parks. 248 is a resolution to  
9 accept a gift from the Nassau County  
10 Council of Veterans of Foreign Wars.

11 If passed -- so to honor those  
12 that served in the Afghanistan and Iraq  
13 Wars, if passed, the resolution, the  
14 county will enter into a gift agreement  
15 with the VFW who will form an advisory  
16 committee to work the county in  
17 establishing a new monument at  
18 Eisenhower Park to honor veterans of  
19 the wars in Afghanistan and Iraq and  
20 raise money for its design and  
21 commission.

22 Members of the advisory committee  
23 will be appointed by the County  
24 Executive, director of the VSA,  
25 majority and minority of the



1 Rules Committee/7-12-21

2 Legislature. That's it.

3 We anticipate breaking ground at  
4 Eisenhower Park on October 7th, 2021  
5 which will mark the 20th anniversary of  
6 the beginning of the war in  
7 Afghanistan.

8 CHAIRMAN NICOLELLO: Any other  
9 debate or discussion?

10 (No verbal response.)

11 Thank you very much for your  
12 presentation. All in favor signifying  
13 by saying aye.

14 (Aye.)

15 Those opposed?

16 (No verbal response.)

17 Carries unanimously.

18 Motion to adjourn?

19 LEGISLATOR RHOADS: So moved.

20 LEGISLATOR FORD: Second.

21 CHAIRMAN NICOLELLO: Moved by  
22 Legislator Rhoads, seconded by  
23 Legislator Ford.

24 All those in favor of adjourning  
25 signify by saying aye.

1 Rules Committee/7-12-21

2 (Aye.)

3 Those opposed?

4 (No verbal response.)

5 We are adjourned. Thank you.

6 (Whereupon, the Rules Committee

7 adjourned at 7:42 p.m.)

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

C E R T I F I C A T E

I, STEFANIE KRUT, a Shorthand Reporter  
and Notary Public in and for the State of  
New York, do hereby stated:

THAT I attended at the time and place  
above mentioned and took stenographic record  
of the proceedings in the above-entitled  
matter;

THAT the foregoing transcript is a true  
and accurate transcript of the same and the  
whole thereof, according to the best of my  
ability and belief.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 26th day of July, 2021.

-----

STEFANIE KRUT

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

NASSAU COUNTY LEGISLATURE

RICHARD NICOLELLO,  
Presiding Officer

FINANCE COMMITTEE

HOWARD KOPEL, Chairman

1550 Franklin Avenue  
Mineola, New York

Monday, July 12, 2021  
6:05 P.M.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

A P P E A R A N C E S :

HOWARD KOPEL,  
Chairman

VINCENT MUSCARELLA, (Substituted by  
Vice Chairman Steven Rhoads)

TOM MCKEVITT

ROSEMARIE WALKER

ELLEN BIRNBAUM,  
Ranking

ARNOLD DRUCKER (substituted by  
Delia DeRiggi-Whitton)

JOSHUA LAFAZAN

MICHAEL PULITZER,  
Clerk of the Legislature

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

LIST OF SPEAKERS

KEVIN CREAN.....	7
MARYELLEN LAURAIN.....	8
LARRY NEDELKA.....	11
CAPTAIN MICHAEL GOLIO.....	12
DAN ROSS.....	14
ANDY PERSICH.....	17

1 Finance Committee/7-12-21

2 CHAIRMAN KOPEL: Members of the  
3 Finance Committee, please join us.

4 Mr. Pulitzer, would you be so  
5 kind as to do the honors?

6 MR. PULITZER: Finance Committee  
7 roll call. Legislator Lafazan?

8 (No verbal response.)

9 We will come back to him.

10 Legislator Arnold Drucker is  
11 absent.

12 MS. DeRIGGI-WHITTON: I am going  
13 to be substituting for Legislator  
14 Drucker.

15 MR. PULITZER: Thank you. That's  
16 Legislator DeRiggi Whitton.

17 MS. DeRIGGI-WHITTON: And I'm  
18 here.

19 MR. PULITZER: Ranking Member  
20 Ellen Birnbaum?

21 LEGISLATOR BIRNBAUM: Thank you.

22 MR. PULITZER: Legislator  
23 Rosemarie Walker?

24 LEGISLATOR WALKER: Present.

25 MR. PULITZER: Legislator Thomas

1 Finance Committee/7-12-21

2 McKevitt?

3 LEGISLATOR MCKEVITT: Here.

4 MR. PULITZER: Substituting for  
5 the Vice Chairman Vincent Muscarella is  
6 Legislator Stephen Rhoads?

7 LEGISLATOR RHOADS: Here.

8 MR. PULITZER: Chairman Howard  
9 Kopel?

10 CHAIRMAN KOPEL: I'm here.

11 MR. PULITZER: We have a quorum,  
12 sir.

13 CHAIRMAN KOPEL: Thank you. We  
14 will start with a number of items that  
15 have passed through some previous  
16 committees unanimously and it's been  
17 determined from the minority and  
18 majority that they do not require any  
19 further debate or discussion.

20 I am going to call them together  
21 first to start out and that would be  
22 numbers 223, 224, 225, 226, 238, 239,  
23 240, 241, 242, 244. That's it. All  
24 those in favor of passing these items  
25 please so indicate by saying aye.



1 Finance Committee/7-12-21

2 (Aye.)

3 Any opposed?

4 (No verbal response.)

5 Those items pass unanimously.

6 CHAIRMAN KOPEL: Motion on those  
7 items.

8 LEGISLATOR BIRNBAUM: So moved.

9 LEGISLATOR DERIGGI-WHITTON:  
10 Second.

11 CHAIRMAN KOPEL: That motion is  
12 made by Ms. Birnbaum and seconded by  
13 Ms. DeRiggi-Whitton. Let's try that  
14 again. All in favor once again?

15 (Aye.)

16 Those opposed?

17 (No verbal response.)

18 Those items unanimous.

19 We are going to call 227, 228,  
20 229 and 230 together. Those are  
21 supplemental appropriations and may I  
22 have a motion?

23 LEGISLATOR MCKEVITT: So moved.

24 LEGISLATOR WALKER: Second.

25 CHAIRMAN KOPEL: Motion made by

1 Finance Committee/7-12-21

2 Mr. McKevitt, seconded by Ms. Walker.

3 MR. CREAN: Kevin Crean, Office  
4 of Community Development.

5 Items 227, 228, 229 and 230 as  
6 indicated are supplemental  
7 appropriations. These are all federal  
8 funds from the US Department of Housing  
9 and Urban Development.

10 The first one is a home funding,  
11 a supplemental appropriation of home  
12 funds under the American Rescue Plan.  
13 The other three are regular entitlement  
14 grants from the US Department of  
15 Housing Urban Development. Generally  
16 those funds are considered  
17 consolidation program funds.

18 Those funds were included in the  
19 annual action plan that was approved by  
20 the Legislature June 28th.

21 CHAIRMAN KOPEL: Any questions?

22 (No verbal response.)

23 Hearing none, all those in favor  
24 indicate by saying aye.

25 (Aye.)

1 Finance Committee/7-12-21

2 Any opposed?

3 (No verbal response.)

4 Those items are unanimous. Thank  
5 you, sir.

6 CHAIRMAN KOPEL: Number 231 is a  
7 transfer of appropriations.

8 LEGISLATOR WALKER: So moved.

9 LEGISLATOR BIRNBAUM: Second.

10 CHAIRMAN KOPEL: Motion by Ms.  
11 Walker, seconded by Ms. Birnbaum.

12 MS. LAURAIN: Good evening.  
13 MaryEllen Laurain, Department of  
14 Health.

15 Item 231-21 is a board transfer  
16 in the amount of \$4,883. This is for  
17 the grant funded programs. It has no  
18 impact on the budget and it's to  
19 maximize grant reimbursement.

20 CHAIRMAN KOPEL: Do we have any  
21 questions?

22 (No verbal response.)

23 All those in favor please  
24 indicate by saying aye.

25 (Aye.)

1 Finance Committee/7-12-21

2 Any opposed?

3 (No verbal response.)

4 The item passes. Do you have any  
5 others?

6 MS. LAURAIN: Yes, I have 232,  
7 233, 235 and 236.

8 CHAIRMAN KOPEL: Keep on going.

9 MS. LAURAIN: 232.

10 CHAIRMAN KOPEL: Let me call them  
11 first we are talking 232, 233?

12 MS. LAURAIN: 235 and 236.

13 CHAIRMAN KOPEL: 235 and 236, all  
14 transfers of appropriation.

15 LEGISLATOR WALKER: So moved.

16 LEGISLATOR DERIGGI-WHITTON:  
17 Second.

18 CHAIRMAN KOPEL: Moved by Ms.  
19 Walker, seconded by Ms. DeRiggi  
20 Whitton. Go ahead, please.

21 MS. LAURAIN: 232-21 is a board  
22 transfer in the amount of \$18,296.  
23 Again, this is for a New York State  
24 Department of Health grant fund. No  
25 impact on the budget. It's to maximize

1 Finance Committee/7-12-21

2 grant reimbursement.

3 233-21 is also a board transfer,  
4 actually, it's two, one is for \$10,000,  
5 one for \$5,000. Again it's for our New  
6 York State grant funded program. No  
7 impact on the budget. It's to maximize  
8 grand reimbursement.

9 235-21 is a board transfer in the  
10 amount of \$973. Again it's a New York  
11 State Department of Health grant funded  
12 program to maximize grant  
13 reimbursement, no impact on the budget.

14 Item 236-21 is a board transfer  
15 in the amount of \$5,663, also a New  
16 York State Department of Health funded  
17 program. No impact on the budget.

18 CHAIRMAN KOPEL: Do we have any  
19 questions?

20 (No verbal response.)

21 All those in favor please so  
22 indicate by saying aye.

23 (Aye.)

24 Those opposed?

25 (No verbal response.)

1 Finance Committee/7-12-21

2 Those items are unanimous. Thank  
3 you.

4 234 is another transfer of  
5 appropriations.

6 LEGISLATOR MCKEVITT: So moved.

7 LEGISLATOR BIRNBAUM: Second.

8 CHAIRMAN KOPEL: Moved by Mr.  
9 McKevitt, seconded by Ms. Birnbaum.

10 MR. NEDELKA: Good evening.  
11 Larry Nedelka from the Board of  
12 Elections.

13 This transfer is to help us cover  
14 a \$14,000 portion of our trucking bill  
15 from the last general election because  
16 of the COVID restrictions and changes  
17 to the election law. We had a larger  
18 trucking expense with additional  
19 requirements from what was originally  
20 budgeted.

21 We accrued the money earlier this  
22 year and then, by the time we got the  
23 process in, since you are now doing  
24 quarterly transfers, this was the  
25 earliest we could get it in, this is

1 Finance Committee/7-12-21  
2 just the balance from that expense from  
3 last year and we should be okay for the  
4 rest of this year with our current  
5 allocation.

6 CHAIRMAN KOPEL: All right. Any  
7 questions all that those in favor  
8 please say aye.

9 (Aye.)

10 Any opposed?

11 (No verbal response.)

12 It's unanimous. Anything else?

13 MR. NEDELKA: No, sir. That's  
14 it.

15 CHAIRMAN KOPEL: Thank you. 243  
16 another transfer of appropriations.

17 LEGISLATOR DERIGGI-WHITTON: So  
18 moved.

19 LEGISLATOR MCKEVITT: Second.

20 CHAIRMAN KOPEL: Motion by Ms.  
21 DeRiggi-Whitton, seconded by Mr.  
22 McKevitt.

23 CAPTAIN GOLIO: Captain Michael  
24 Golio of the Sheriff's Department.  
25 This is a board transfer of \$280,000 of

1 Finance Committee/7-12-21  
2 asset forfeiture funds to our equipment  
3 line. Transfers have no impact on the  
4 overall budget and it represents the  
5 transfer of existing funds.

6 CHAIRMAN KOPEL: Any questions?

7 (No verbal response.)

8 All those in favor signify by  
9 saying aye.

10 (Aye.)

11 Any opposed?

12 (No verbal response.)

13 The item is unanimous. Thank  
14 you.

15 Number 254 is another transfer of  
16 appropriations.

17 LEGISLATOR WALKER: So moved.

18 LEGISLATOR BIRNBAUM: Second.

19 CHAIRMAN KOPEL: Motion by Ms.  
20 Walker, seconded by Ms. Birnbaum.

21 Is anyone here on that item, 254?

22 MS. BIRNBAUM: It's your side,  
23 the majority.

24 CHAIRMAN KOPEL: That's actually  
25 a majority item for a transfer of



1 Finance Committee/7-12-21  
2 appropriations for the majority budget.

3 CHAIRMAN KOPEL: Do we have any  
4 questions on this item?

5 (No verbal response.)

6 Hearing none, all those in favor  
7 signify by saying aye.

8 (Aye.)

9 Those opposed?

10 (No verbal response.)

11 The item is unanimous.

12 247 is a resolution to correct  
13 certain erroneous assessments.

14 LEGISLATOR MCKEVITT: So moved.

15 LEGISLATOR DERIGGI-WHITTON:  
16 Second.

17 CHAIRMAN KOPEL: Motion by Mr.  
18 McKevitt, seconded by Ms.  
19 DeRiggi-Whitton.

20 MR. ROSS: Good evening, Dan  
21 Ross, Nassau County Department of  
22 Assessment.

23 We are here requesting this  
24 resolution be passed today to restore  
25 these properties to the tax exempt

1 Finance Committee/7-12-21

2 portion of the roll.

3 These properties either did not  
4 file in a timely fashion or did not  
5 renew in a timely fashion so we need  
6 now to restore them to their tax exempt  
7 portion of the tax roll.

8 CHAIRMAN KOPEL: And I see you  
9 have a bunch on the addendum as well,  
10 right?

11 MR. ROSS: Correct.

12 CHAIRMAN KOPEL: So stick around.  
13 So let's vote on 247. All those in  
14 favor signify by saying aye.

15 (Aye.)

16 Any opposed?

17 (No verbal response.)

18 That item is unanimous.

19 Motion?

20 LEGISLATOR BIRNBAUM: So moved.

21 LEGISLATOR WALKER: Second.

22 CHAIRMAN KOPEL: Moved by Ms.  
23 Birnbaum, seconded by Ms. Walker. All  
24 those in favor of suspending the rules?

25 (Aye.)

1 Finance Committee/7-12-21

2 Any opposed?

3 (No verbal response.)

4 The rules are suspended.

5 Now let me call number 256, 257,  
6 258, 260, 261 and 262 all of which are  
7 related to settling tax issues, those  
8 are yours, right?

9 MR. ROSS: Not 260 I don't  
10 believe now.

11 CHAIRMAN KOPEL: Let's take 260  
12 off that. So all those except for 260.

13 LEGISLATOR WALKER: So moved.

14 LEGISLATOR BIRNBAUM: Second.

15 CHAIRMAN KOPEL: Motion by Ms.  
16 Walker, seconded by Ms. Birnbaum.

17 The same thing?

18 MR. ROSS: It's the same exact  
19 issue. These are all wholly exempt  
20 properties, non profits or religious  
21 organizations that have either missed  
22 the renewal or did not file for the  
23 first time on time and we are here to  
24 restore them to the tax exempt portion  
25 of the tax roll.

1 Finance Committee/7-12-21

2 CHAIRMAN KOPEL: Any questions on  
3 this item?

4 (No verbal response.)

5 All those in favor please say  
6 aye.

7 (Aye.)

8 Any opposed?

9 (No verbal response.)

10 Those items are all unanimous.  
11 Thank you.

12 MR. ROSS: Thank you.

13 CHAIRMAN KOPEL: Number 255 is a  
14 transfer of appropriations.

15 LEGISLATOR WALKER: So moved.

16 LEGISLATOR MCKEVITT: Second.

17 CHAIRMAN KOPEL: Motion by Ms.  
18 Walker, seconded by Mr. McKevitt.

19 MR. PERSICH: Good afternoon,  
20 Andy Persich, Office of Management and  
21 Budget. This item is a board transfer  
22 between different funds in the county.  
23 It's just realigning some of the budget  
24 items that we had short falls in from  
25 excess funds we had throughout

1 Finance Committee/7-12-21

2 different departments.

3 CHAIRMAN KOPEL: Thank you. Do  
4 we have any questions on this item?

5 (No verbal response.)

6 All those in favor signify by  
7 saying aye.

8 (Aye.)

9 Any opposed?

10 (No verbal response.)

11 Thank you.

12 Now we have a number of items  
13 remaining all of which are going to  
14 require going into executive session.  
15 I will call them together.

16 Those would be numbers 220, 221,  
17 222, 237, 245, 246 and 249.

18 Motion on those items?

19 LEGISLATOR MCKEVITT: So moved.

20 LEGISLATOR BIRNBAUM: Second.

21 CHAIRMAN KOPEL: Moved by Mr.  
22 McKevitt, seconded by Ms. Birnbaum.

23 Now I will take a motion for  
24 executive session.

25 LEGISLATOR BIRNBAUM: So moved.

1 Finance Committee/7-12-21

2 LEGISLATOR MCKEVITT: Second.

3 CHAIRMAN KOPEL: Motion by Ms.

4 Ms. Birnbaum and seconded by Mr.

5 McKevitt.

6 All those in favor of going into

7 executive session please say aye.

8 (Aye.)

9 Any opposed?

10 (No verbal response.)

11 We are in executive session.

12 Members of the Rules Committee are

13 invited to join us as well.

14 We have one more item for

15 executive session. That's 265.

16 LEGISLATOR WALKER: So moved.

17 LEGISLATOR DERIGGI-WHITTON:

18 Second.

19 CHAIRMAN KOPEL: Moved by Ms.

20 Walker, seconded by Ms.

21 DeRiggi-Whitton. Thank you.

22 (Whereupon, the Finance Committee

23 held executive at 1:50 p.m. and

24 reconvened at 7:33 p.m.)

25 CHAIRMAN KOPEL: Andy, one quick

1 Finance Committee/7-12-21  
2 question on just one of them, number  
3 249, that's the KeySpan case.

4 MR. PERSICH: Yes.

5 CHAIRMAN KOPEL: Where would the  
6 money come from?

7 MR. PERSICH: My plan is I might  
8 have some excess funds in the operating  
9 budget in judgment and claims as a  
10 backstop and I have money in the  
11 litigation fund to be able to use to  
12 fund it if I don't find savings in the  
13 operating budget.

14 CHAIRMAN KOPEL: We are going to  
15 vote on this now but can you try to  
16 have more detail for us at the Full Leg  
17 because this might be a matter of  
18 discussion?

19 MR. PERSICH: Sure. Absolutely.  
20 Understood but you realize I have a pot  
21 of money in the litigation funds I can  
22 dip into if I needed to.

23 CHAIRMAN KOPEL: If you dip into  
24 that now then you don't have it later.

25 MR. PERSICH: I would have to

1 Finance Committee/7-12-21

2 come to you to spend it first. That  
3 would be the whole thing. Any type of  
4 move that I would do would require  
5 legislative action.

6 CHAIRMAN KOPEL: Thanks. All in  
7 favor of all the items, you have the  
8 items that we just went into executive  
9 session, all in favor of these items  
10 say aye.

11 (Aye.)

12 Those opposed?

13 (No verbal response.)

14 Motion to adjourn?

15 LEGISLATOR MCKEVITT: So moved.

16 LEGISLATOR DERIGGI-WHITTON:

17 Second.

18 CHAIRMAN KOPEL: Moved by Mr.  
19 McKevitt, he is already standing with  
20 his briefcase, and seconded by Ms.  
21 DeRiggi-Whitton.

22 All those in favor of adjourning?

23 (Aye.)

24 Those opposed?

25 (No verbal response.)



1 Finance Committee / 7-12-21

2 Back to Rules.

3 (Whereupon, the Finance Committee  
4 adjourned at 7:35 p.m.)

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

C E R T I F I C A T E

I, STEFANIE KRUT, a Shorthand Reporter  
and Notary Public in and for the State of  
New York, do hereby stated:

THAT I attended at the time and place  
above mentioned and took stenographic record  
of the proceedings in the above-entitled  
matter;

THAT the foregoing transcript is a true  
and accurate transcript of the same and the  
whole thereof, according to the best of my  
ability and belief.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 26th day of July, 2021.

-----

STEFANIE KRUT

1

2

3

4

## NASSAU COUNTY LEGISLATURE

5

6

7

RICHARD NICOLELLO,  
Presiding Officer

8

9

10

11

## HEALTH AND SOCIAL SERVICES COMMITTEE

12

13

14

15

16

ROSE MARIE WALKER,  
Chairwoman

17

18

19

20

1550 Franklin Avenue  
Mineola, New York

21

22

23

Monday, July 12, 2021  
5:35 P.M

24

25

1

2     A P P E A R A N C E S :3     ROSE MARIE WALKER ,  
4         Chairwoman5     JAMES KENNEDY ,  
6         Vice Chairman

7     LAURA SCHAEFER

8     C. WILLIAM GAYLOR , III

9     DELIA DeRIGGI-WHITTON ,  
10         Ranking11     ARNOLD DRUCKER (Substituted by  
12         Legislator Birnbaum)13     JOSHUA LAFAZAN (Substituted by  
14         Legislator Mule)15     MICHAEL PULITZER ,  
16         Clerk of the Legislature

17

18

19

20

21

22

23

24

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

LIST OF SPEAKERS

MARYELLEN LAURAIN . . . . . 12

1 Health Committee/7-12-21

2 CHAIRWOMAN WALKER: At this time  
3 I will call the Health and Social  
4 Services Committee to order and ask the  
5 Clerk to take the roll.

6 MR. PULITZER: Thank you, madam.  
7 Health and Social Services Committee  
8 roll call. Legislator Joshua Lafazan?

9 (No verbal response.)

10 LEGISLATOR MULE: I am subbing in  
11 for Josh.

12 MR. PULITZER: Thank you.  
13 Substituting for Legislator Arnold  
14 Drucker will be Legislator Birnbaum.

15 LEGISLATOR BIRNBAUM: Here.

16 MR. PULITZER: Thank you.  
17 Ranking Member Legislator Delia  
18 DeRiggi-Whitton?

19 LEGISLATOR DERIGGI-WHITTON:  
20 Here.

21 MR. PULITZER: Legislator C.  
22 William Gaylor, III.

23 LEGISLATOR GAYLOR: Present.

24 MR. PULITZER: Substituting for  
25 Legislator Laura Schaefer is Legislator

1 Health Committee/7-12-21

2 McKevitt?

3 LEGISLATOR MCKEVITT: Present.

4 MR. PULITZER: Vice Chairman

5 James Kennedy?

6 LEGISLATOR KENNEDY: Here.

7 MR. PULITZER: Chairwoman

8 Rosemarie Walker?

9 CHAIRWOMAN WALKER: Here.

10 MR. PULITZER: We have a quorum,  
11 ma'am.

12 CHAIRWOMAN WALKER: Thank you.

13 We have three items on the  
14 addendum 223-21, 224-21, 225-21.

15 Clerk Item 223-21 is a local law  
16 to amend the Nassau County  
17 Administrative Code to create a special  
18 revenue fund to assist Nassau County to  
19 combat the opioid epidemic.

20 Can I have a motion?

21 LEGISLATOR KENNEDY: So moved.

22 LEGISLATOR DERIGGI-WHITTON:  
23 Second.

24 CHAIRWOMAN WALKER: Moved by  
25 Legislator Kennedy, seconded by

1 Health Committee/7-12-21

2 Legislator DeRiggi-Whitton.

3 The item is before us.

4 This local law is to establish  
5 this special revenue fund so that any  
6 of the monies that we collect from the  
7 opioid settlements will go into the  
8 special revenue fund and will be used  
9 to fight the opioid epidemic whether it  
10 be used educationally, in prevention,  
11 treatment, whatever ways it's best  
12 used, but there will be a special  
13 revenue fund setup and the monies will  
14 only go towards fighting the opioid  
15 epidemic.

16 Does anybody else want to add  
17 anything to that?

18 LEGISLATOR DERIGGI-WHITTON: I am  
19 just happy that we're doing this so I  
20 think it's a very good idea. I think  
21 this whole opioid crisis has cost the  
22 county so much, not just financially,  
23 but emotionally, and I am glad these  
24 companies are paying a little bit.

25 These companies made so much



1 Health Committee/7-12-21

2 money off this crisis so I think the  
3 whole thing is positive, so thank you.

4 CHAIRWOMAN WALKER: I agree and  
5 it's sad because we were making head  
6 ways, unfortunately due to COVID, we  
7 really had a setback in fighting that  
8 opioid epidemic.

9 I can tell you I know personally  
10 a number of people that did overdose  
11 and pass away during that time and many  
12 others are fighting to keep moving  
13 forward.

14 LEGISLATOR GAYLOR: Sure.  
15 Absolutely. Thank you, Madam  
16 Chairwoman.

17 You have got my support on this  
18 one. This is another example where I  
19 think we have to do more at our local  
20 level, county level because the state  
21 continues to fail us and, you know, we  
22 understand that marijuana is a gateway  
23 drug to opioid use, yet the state  
24 representatives let us down by voting  
25 in favor of passing the marijuana law.

1 Health Committee/7-12-21

2 So this is just the right thing  
3 to do. The opioid epidemic is with us.  
4 It's amongst us. It effects us in our  
5 communities. It effects many in my  
6 district, our youth, and we work well  
7 with the Rockville Centre Coalition for  
8 Youth and there have been numerous  
9 overdoses over the last two years in  
10 our district that this bill will  
11 hopefully help to prevent in the  
12 future.

13 So thank you for, one,  
14 introducing it, and thank you for  
15 allowing me to say a few words and you  
16 have got my support.

17 CHAIRWOMAN WALKER: Thank you,  
18 Legislator Gaylor. Legislator Kennedy.

19 LEGISLATOR KENNEDY: Thank you,  
20 Legislator Walker. I would just like  
21 to say I am 100 percent behind this,  
22 obviously my support is there.

23 I just wanted to say that we have  
24 seen over the course of the last  
25 approximate 15, 16 months, this

1                   Health Committee/7-12-21  
2           pandemic has caused tremendous stress  
3           on so many people and I think that  
4           maybe sometimes it hasn't been talked  
5           about just how much people have been  
6           impacted and in ways that we don't even  
7           know yet. I think that it's so  
8           important.

9                   I have organizations in my  
10          district, Massapequa Takes Action  
11          Coalition, the Yes Communities Council  
12          Center, Drug Free Long Island, so many  
13          groups that are doing so many good  
14          things, and I'm so happy that the  
15          people can get the help that they need  
16          and they continue on a path towards  
17          success, and that they can really  
18          benefit from this and we can really  
19          help people. That's the bottom line.  
20          That's it.

21                   Thank you, Legislator Walker.

22                   CHAIRWOMAN WALKER: Thank you,  
23          Legislator Kennedy. Legislator  
24          Birnbaum.

25                   LEGISLATOR BIRNBAUM: Thank you

1 Health Committee/7-12-21

2 for this opportunity. It's just  
3 fortunate that I am subbing in this  
4 committee today and I am listening to  
5 the statistics about the overdosing and  
6 how it increased during COVID but it's  
7 as timely as ever because we are about  
8 to settle some major lawsuits with the  
9 manufacturers of these opioid lawsuits  
10 so it's good that we have a fund in  
11 place and do whatever the county can do  
12 as an entity to combat the opioid  
13 epidemic, so thank you.

14 CHAIRWOMAN WALKER: Thank you.  
15 Legislator Mule.

16 LEGISLATOR MULE: Thank you,  
17 Madam Chair.

18 I do fully support this and I was  
19 glad to hear in your opening remarks  
20 that it would not just be used for  
21 treatment but it would also be used for  
22 prevention because I think that's  
23 incredibly important, but my question  
24 is this, how will it be determined  
25 which agencies will be getting the

1 Health Committee/7-12-21

2 money? What will be the criteria? Has  
3 that been determined and who will make  
4 those decisions?

5 CHAIRWOMAN WALKER: I believe  
6 that's something we really still need  
7 to work out and make sure it's going to  
8 the best places possible and for the  
9 best education possible so we will be  
10 continuing to work on that but it was  
11 important to set up this designated  
12 revenue source so these monies, once  
13 these settlements are done, they go  
14 right into it, not waiting for them to  
15 happen and then all of a sudden we are  
16 hurrying and rushing to put something  
17 together.

18 LEGISLATOR MULE: I agree  
19 completely. Will that be something  
20 that's a possible amendment or  
21 something the administration will be  
22 deciding? How is that going to happen?

23 CHAIRWOMAN WALKER: Kind of what  
24 I was saying before, we can certainly  
25 from the executive offices, from the

1                   Health Committee/7-12-21  
2           Legislature, and even from our  
3           departmental offices to see what the  
4           best route is for us to move forward on  
5           that but those have not been  
6           established yet.

7                   LEGISLATOR MULE:   Thank you.

8                   CHAIRWOMAN WALKER:   Any other  
9           legislators have any comments or  
10          questions?

11                   (No verbal response.)

12                   Is there any public comment?

13                   (No verbal response.)

14                   Next is Clerk Item 224-21 is an  
15          ordinance supplemental to the annual  
16          appropriation ordinance in connection  
17          with the health department.   We have  
18          Ms. Mary Ellen Laurain.   And I will  
19          call the other one also, Clerk Item  
20          225-21, an ordinance supplemental to  
21          the annual appropriation ordinance in  
22          connection with the Health Department.

23                   MS. LAURAIN:   Good evening.

24          MaryEllen Laurain, Department of  
25          Health.   Item 224-21 is a supplemental

1 Health Committee/7-12-21

2 appropriation.

3 CHAIRWOMAN WALKER: Sorry, we  
4 didn't have a motion.

5 LEGISLATOR GAYLOR: So moved.

6 LEGISLATOR MULE: Second.

7 CHAIRWOMAN WALKER: Moved by  
8 Legislator Gaylor, seconded by  
9 Legislator Mule.

10 MS. LAURAIN: Item 224-21 is a  
11 supplemental appropriation and it's in  
12 the amount of \$93,750. This is for a  
13 sexually transmitted disease program.  
14 It is funded through New York State  
15 Department of Health and its mission is  
16 to prevent the spread of sexually  
17 transmitted diseases through  
18 identification, treatment, and contact  
19 investigations.

20 Item 225-21 is a supplemental  
21 appropriation in the amount of  
22 \$118,144. It's for the children with  
23 the special healthcare needs program.  
24 It's funded through New York State  
25 Department of Health. It provides

1 Health Committee/7-12-21  
2 information and referral to families of  
3 children who are under the age of 21  
4 who have a special need. Provides  
5 information and referral.

6 CHAIRWOMAN WALKER: Any questions  
7 from the legislators?

8 (No verbal response.)

9 Any comments? Any public  
10 comments?

11 (No verbal response.)

12 Hearing none, all those in favor  
13 of Clerk Items 224 and 225-21 signify  
14 by saying aye.

15 (Aye.)

16 Any opposed?

17 (No verbal response.)

18 Any abstentions?

19 (No verbal response.)

20 They too will move onto finance.

21 While you are there, I want to  
22 thank you for the update on the beach  
23 closures.

24 MS. LAURAIN: They'll be more  
25 tomorrow.



1 Health Committee/7-12-21

2 CHAIRWOMAN WALKER: We are  
3 keeping you extremely busy. Just came  
4 off the real craziness of COVID into  
5 another craziness. So thank you very  
6 much for all you do.

7 No other business before us, can  
8 I have a motion?

9 LEGISLATOR GAYLOR: So moved.

10 LEGISLATOR BIRNBAUM: Second.

11 CHAIRWOMAN WALKER: Moved by  
12 Legislator Gaylor, seconded by  
13 Legislator Birnbaum.

14 All in favor signify by saying  
15 aye.

16 (Aye.)

17 Those opposed?

18 (No verbal response.)

19 We are adjourned and the next  
20 committee is Minority Affairs.

21 (Whereupon, the Health and Social  
22 Services Committee adjourned at 5:46  
23 p.m.)

24

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

C E R T I F I C A T E

I, STEFANIE KRUT, a Shorthand Reporter  
and Notary Public in and for the State of  
New York, do hereby stated:

THAT I attended at the time and place  
above mentioned and took stenographic record  
of the proceedings in the above-entitled  
matter;

THAT the foregoing transcript is a true  
and accurate transcript of the same and the  
whole thereof, according to the best of my  
ability and belief.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 26th day of July, 2021.

-----

STEFANIE KRUT

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

NASSAU COUNTY LEGISLATURE

RICHARD NICOLELLO,  
Presiding Officer

MINORITY AFFAIRS COMMITTEE

STEVEN RHOADS,  
Chairman

1550 Franklin Avenue  
Mineola, New York

Monday, July 12, 2021  
5:47 P.M

1

2     A P P E A R A N C E S :3     STEVEN RHOADS ,  
4         Chairman

4

5     ROSEMARIE WALKER  
6         Vice-Chairwoman

7     JAMES KENNEDY

8     DENISE FORD

9     CARRIE SOLAGES  
10         Ranking

9

10     KEVAN ABRAHAMS

10

11     DEBRA MULE

11

12     MICHAEL C. PULITZER ,  
13         Clerk of the Legislature

14     ALSO PRESENT: LEGISLATOR SIELA BYNOE

14

15

16

17

18

19

20

21

22

23

24

25

1                   Minority Affairs/7-12-21

2                   CHAIRMAN RHOADS:   At this time  
3                   I will call the Minority Affairs  
4                   Committee to order.

5                   I will ask the clerk to call the  
6                   roll.

7                   MR. PULITZER:   Thank you,  
8                   Chairman.   Minority Affairs Committee.

9                   Legislator Debra Mule?

10                  LEGISLATOR MULE:   Here.

11                  MR. PULITZER:   Minority Leader  
12                  Kevan Abrahams?

13                  LEGISLATOR ABRAHAMMS:   I am sorry,  
14                  Mr. Pulitzer, I believe Legislator  
15                  Bynoe will substitute for me in light  
16                  of being able to talk about her bill a  
17                  little more extensively.

18                  I apologize if you come back to  
19                  me we will have it resolved in the next  
20                  10-15 seconds or so.

21                  MR. PULITZER:   Legislator Denise  
22                  Ford?

23                  LEGISLATOR FORD:   Here.

24                  CHAIRMAN RHOADS:   Minority Leader  
25                  Abrahams, if it makes it easier for

1                   Minority Affairs/7-12-21

2                   you, I have no objection if she would  
3                   like to speak to her bill without  
4                   actually being on the committee.

5                   LEGISLATOR BYNOE:   That's fine.

6                   LEGISLATOR ABRAHAMS:   That works  
7                   out great.   Thank you, Steve, I  
8                   appreciate that.

9                   MR. PULITZER:   Ranking Member  
10                  Carrie Solages?

11                  LEGISLATOR SOLAGES:   Here.

12                  MR. PULITZER:   Legislator Denise  
13                  Ford?

14                  LEGISLATOR FORD:   Here.

15                  MR. PULITZER:   Legislator James  
16                  Kennedy?

17                  LEGISLATOR KENNEDY:   Here.

18                  MR. PULITZER:   Vice Chairman  
19                  Rosemarie Walker?

20                  LEGISLATOR WALKER:   Here.

21                  MR. PULITZER:   Chairman Steven  
22                  Rhoads?

23                  CHAIRMAN RHOADS:   Here.

24                  MR. PULITZER:   We have a quorum,  
25                  sir.

1                   Minority Affairs/7-12-21

2                   CHAIRMAN RHOADS:   Thank you, Mr.  
3                   Clerk.   There is one item on the main  
4                   agenda today and we have an addendum  
5                   item as well.   That's Clerk Item 217-21  
6                   which is an ordinance amending  
7                   ordinance number 543-1995 as amended by  
8                   ordinance number 243-1999 to add June  
9                   19th known as Juneteenth to the list of  
10                  compensated holidays for Nassau County  
11                  Ordinance officers and employees.

12                  Do we have a motion?

13                  LEGISLATOR ABRAHAMS:   So moved.

14                  LEGISLATOR WALKER:   Second.

15                  CHAIRMAN RHOADS:   Motion by  
16                  Minority Leader Abrahams, seconded by  
17                  Legislator Walker.   That item is now  
18                  before us.

19                  Do we have somebody here?

20                  We will recognize Legislator  
21                  Bynoe.

22                  LEGISLATOR BYNOE:   Thank you,  
23                  Chairman Rhoads.

24                  So the bill stated that we wanted  
25                  to acknowledge the Juneteenth holiday

1                   Minority Affairs/7-12-21  
2                   as a highly significant day in American  
3                   history marking the commemorating date  
4                   of June 19, 1865, the day the union  
5                   General Gordon Grainger issued his  
6                   famous general order number three  
7                   bringing news to the President  
8                   Lincoln's Emancipation Proclamation to  
9                   the people of Texas.

10                  This is an opportunity for  
11                  Juneteenth to be looked at as a  
12                  milestone in our quest to realize for  
13                  all Americans the ideals of human  
14                  equality and dignity and showing it in  
15                  the Declaration of Independence and in  
16                  the Constitution of the United States  
17                  and the State of New York.

18                  This is an opportunity for us to  
19                  reflect and be recommitted to our  
20                  constitutional ideals and that is the  
21                  purpose and the intent of this  
22                  particular piece of legislation.

23                  CHAIRMAN RHOADS: Thank you,  
24                  Legislator Bynoe. Is anyone here from  
25                  the administration to speak with



1                   Minority Affairs/7-12-21

2                   respect to the bill?

3                   (No verbal response.)

4                   No okay.   Fantastic.   Do we have  
5                   comments from other legislators?

6                   (No verbal response.)

7                   Seeing none, is there any public  
8                   comments?

9                   (No verbal response.)

10                  Move to a vote.   All these in  
11                  favor of Clerk Item 217-21 signify so  
12                  by saying aye.

13                  (Aye.)

14                  Those opposed say nay.

15                  (No verbal response.)

16                  The item carries and is referred  
17                  to rules.

18                  We do have one item on the  
19                  addendum so I will entertain at this  
20                  time a motion to suspend the rules.

21                  LEGISLATOR WALKER:   So moved.

22                  LEGISLATOR SOLAGES:   Second.

23                  CHAIRMAN RHOADS:   Motion by  
24                  Legislator Walker, seconded by  
25                  Legislator Solages.

1                   Minority Affairs/7-12-21

2                   All those in favor of suspending  
3 the rules signify so by saying aye.

4                   (Aye.)

5                   Those opposed say nay.

6                   (No verbal response.)

7                   The rules are suspended.

8                   So we have Clerk Item Number  
9 259-21, a local law to require the  
10 county to engage in prompt collective  
11 bargaining regarding additions to the  
12 schedule of county holidays.

13                   LEGISLATOR MULE: So moved.

14                   LEGISLATOR KENNEDY: Second.

15                   CHAIRMAN RHOADS: Moved by  
16 Legislator Mule, seconded by Legislator  
17 Kennedy.

18                   That item is now before us. Who  
19 would like to speak on the amendment?  
20 Legislator Bynoe. I know what it's  
21 about, but Legislator Bynoe.

22                   MS. BYNOE: Thank you. I think  
23 you really clearly stated the intent of  
24 this particular local law that it is  
25 for the purpose of the requiring of

1                   Minority Affairs/7-12-21

2                   prompt negotiations with unions as it  
3                   relates to any additional holidays that  
4                   would be recognized by the county.

5                   The previous bill was to provide  
6                   the holiday to ordinance workers where  
7                   we have the right to do so, and in this  
8                   particular bill it allows for the  
9                   negotiations with our unions by many  
10                  different means that are available to  
11                  them to provide this holiday to all of  
12                  their union employees.

13                  CHAIRMAN RHOADS: Thank you,  
14                  Legislator Bynoe. I would offer  
15                  potentially one suggestion and we would  
16                  happily amend a vote to amend the  
17                  original bill before we consider it  
18                  before the Full Legislature to include  
19                  the collective bargaining provision  
20                  rather than pass separate bills but  
21                  however you want to handle it is fine.  
22                  I don't think you will have any  
23                  objection on our end.

24                  If I can ask, is there anybody  
25                  here from the administration to speak

1                   Minority Affairs/7-12-21

2                   on behalf of this item.  Katie, if you  
3                   can come up.  Is Katie here?

4                   MS. HORST:  Hi.  Katie Horst.

5                   CHAIRMAN RHOADS:  Thank you.  On  
6                   behalf of the administration, we  
7                   anticipate obviously the bill is going  
8                   to pass the Full Legislature in three  
9                   weeks.  I would anticipate that the  
10                  administration will engage in  
11                  negotiations with the various unions  
12                  quickly?

13                  MS. HORST:  As you know, I am  
14                  not involved in labor negotiations.  
15                  All I can say is that the bill is under  
16                  review by the administration.  That's  
17                  all I have at the moment.

18                  CHAIRMAN RHOADS:  Do you foresee  
19                  any possibility that any union would  
20                  somehow oppose the receipt of an  
21                  additional holiday?

22                  MS. HORST:  You would have to  
23                  have to ask them.  I can't speak for  
24                  them.

25                  CHAIRMAN RHOADS:  Can the

1                   Minority Affairs/7-12-21

2                   administration commit to aggressively  
3                   engaging the unions to resolve this  
4                   outstanding issue? We are not going to  
5                   have this dragging on for a lengthy  
6                   period of time I would expect, right?

7                   MS. HORST: Like I said, I am not  
8                   involved in labor negotiations and they  
9                   can be lengthy. But we will do our  
10                  best.

11                  CHAIRMAN RHOADS: Do you foresee  
12                  there being any issues with respect to  
13                  this bill?

14                  MS. HORST: I am not involved in  
15                  labor negotiations. I can't say yes or  
16                  no.

17                  CHAIRMAN RHOADS: And I assume  
18                  that there is no one here from the  
19                  administration with respect to labor  
20                  negotiations, right?

21                  MS. HORST: No.

22                  CHAIRMAN RHOADS: Do any other  
23                  legislators wish to be heard?

24                  (No verbal response.)

25                  Do we have any public comment?

1                   Minority Affairs/7-12-21

2                   (No verbal response.)

3                   We will move to a vote.

4                   All these in favor of Clerk Item

5                   259-21 signify so by saying aye.

6                   (Aye.)

7                   Those opposed say nay.

8                   (No verbal response.)

9                   The item is agreed to and is  
10                  referred to Rules.

11                  At this point there is no further  
12                  business for the committee to conduct.

13                  I will entertain a motion to adjourn.

14                  LEGISLATOR WALKER:    So moved.

15                  LEGISLATOR FORD:    Second.

16                  CHAIRMAN RHOADS:    Motion by  
17                  Legislator Walker, seconded by  
18                  Legislator Ford.

19                  All those in favor of adjourning  
20                  please signify so by saying aye.

21                  (Aye.)

22                  Those opposed say nay.

23                  (No verbal response.)

24                  We stand adjourned.   Next up I  
25                  believe is veterans.

1                    Minority Affairs / 7-12-21  
2                    (Whereupon, the Minority Affairs  
3                    Committee adjourned at 5:56 p.m.)  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

C E R T I F I C A T E

I, STEFANIE KRUT, a Shorthand Reporter  
and Notary Public in and for the State of  
New York, do hereby stated:

THAT I attended at the time and place  
above mentioned and took stenographic record  
of the proceedings in the above-entitled  
matter;

THAT the foregoing transcript is a true  
and accurate transcript of the same and the  
whole thereof, according to the best of my  
ability and belief.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 26t day of July, 2021.

-----  
STEFANIE KRUT



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

NASSAU COUNTY LEGISLATURE

RICHARD NICOLELLO,  
Presiding Officer

PUBLIC SAFETY COMMITTEE

DENISE FORD, Chairwoman

1550 Franklin Avenue  
Mineola, New York

Monday, July 12, 2021  
4:35 P.M

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

A P P E A R A N C E S :

DENISE FORD,  
Chairwoman

STEVE RHOADS,  
Vice Chairman

VINCENT MUSCARELLA (Substituted by  
William Gaylor)

JOHN R. FERRETTI

DELIA DERIGGI-WHITTON,  
Ranking

SIELA BYNOE

DEBRA MULE (substituted by Joshua Lafazan)

MICHAEL PULITZER  
Clerk of the Legislature

1

2

LIST OF SPEAKERS

3

4 CAROL ANN KELLY..... 58

5 BOB MCMANUS..... 62

6 INSPECTOR WILLIAM FIELD..... 63

7 THOMAS DELANEY..... 64

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1                   Public Safety Committee/7-12-21

2                   CHAIRWOMAN FORD:   At this time  
3                   I am going to call the Public Safety  
4                   Meeting to order.

5                   I will ask the clerk to call the  
6                   Roll.

7                   MR. PULITZER:   Thank you, ma'am.  
8                   Public Safety Committee roll call.

9                   Substituting for Legislator Debra  
10                  Mule, Joshua Lafazan?

11                  LEGISLATOR LAFAZAN:   Here.

12                  CLERK PULITZER:   Legislator Siela  
13                  Bynoe?

14                  LEGISLATOR BYNOE:   Here.

15                  CLERK PULITZER:   Ranking Member  
16                  Delia DeRiggi-Whitton?

17                  LEGISLATOR DERIGGI-WHITTON: Here.

18                  CLERK PULITZER:   Legislator John  
19                  Ferretti?

20                  LEGISLATOR FERRETTI:   Here.

21                  CLERK PULITZER:   Substituting for  
22                  Vincent Muscarella, Legislator William  
23                  Gaylor?

24                  LEGISLATOR GAYLOR:   Here.

25                  CLERK PULITZER:   Vice Chairman

1                   Public Safety Committee/7-12-21

2                   Steven Rhoads?

3                   LEGISLATOR RHOADS:    Here.

4                   CLERK PULITZER:   Chairwoman

5                   Denise Ford?

6                   CHAIRWOMAN FORD:   Here.

7                   CLERK PULITZER:   We have a  
8                   quorum, ma'am.

9                   CHAIRWOMAN FORD:   Thank you very  
10                  much.   There are eight items on the  
11                  agenda today which are Clerk Items  
12                  187-21, 188-21, 226-21, 238-21 through  
13                  242, 239-21, 240-21, 241-21, and  
14                  242-21.

15                 Clerk Item 187-21 is a local law  
16                 to amend the Nassau County  
17                 Administrative Code in relation to  
18                 amending the Nassau County Human Rights  
19                 Law to preclude discrimination against  
20                 first responders.

21                 May I have a motion?

22                 LEGISLATOR DERIGGI-WHITTON:   So  
23                 moved.

24                 LEGISLATOR FERRETTI:   Second.

25                 CHAIRWOMAN FORD:   Moved by

1           Public Safety Committee/7-12-21  
2           Legislator DeRiggi-Whitton, seconded by  
3           Legislator Ferretti. The item is  
4           before us. Legislator Lafazan.

5           LEGISLATOR LAFAZAN: Thank you,  
6           Madam Chair.

7           This bill amends Nassau County's  
8           Human Rights Law to include law  
9           enforcement officers as a protected  
10          class, and I apologize for my  
11          difficulty speaking, I am recovering  
12          from surgery so I hope everyone can  
13          hear me.

14          The recent widespread pattern,  
15          physical attacks, and intimidation  
16          directed at the police has undermined  
17          the rules of law and put all our civil  
18          liberties in danger.

19          As legislators, we have  
20          determined that there is an urgent need  
21          to enhance the legal protections  
22          afforded to our law enforcement  
23          personnel and other first responders  
24          under the Human Rights Law in order to  
25          encourage them in their crucial service

1           Public Safety Committee/7-12-21  
2           to the community, to make them whole in  
3           the face of injury suffered at the  
4           hands of rioters and other individuals,  
5           their lawless behavior, and to deter  
6           and punish such destructive behavior in  
7           order to protect the human rights of  
8           all people.

9           Therefore, this law sets in stone  
10          that it should be an unlawful  
11          discriminatory practice to harass,  
12          menace, assault or injure an individual  
13          due to such individual's status as a  
14          first responder, and those who violate  
15          this provision will be subject to a  
16          substantial civil penalty, as well as a  
17          civil liability to the first responder.

18          I hope we pass this bill and I  
19          thank my colleagues for their support.

20          CHAIRWOMAN FORD: Thank you. And  
21          I hope you feel better. Recover.

22          LEGISLATOR LAFAZAN: Thank you.

23          CHAIRWOMAN FORD: Anyone else?  
24          Legislator Rhoads.

25          LEGISLATOR RHOADS: I certainly

1           Public Safety Committee/7-12-21  
2           could not agree more with my colleague  
3           Legislator Lafazan than I do. I think  
4           this is a legislation that's long  
5           overdue. I believe I speak for the  
6           members of our caucus when I say we  
7           intend to support it. Thank you.

8           CHAIRWOMAN FORD: Legislator  
9           Bynoe.

10          LEGISLATOR BYNOE: Thank you,  
11          Legislator Ford -- or Chairwoman Ford.

12          I have some questions regarding  
13          this bill, in particular, I would like  
14          to understand the intent of this bill.

15          LEGISLATOR LAFAZAN: You know,  
16          quite frankly, I won't be as articulate  
17          as I was in my prepared remarks, but  
18          the intent in this bill is that it was  
19          absolutely outrageous to witness  
20          officers protecting us in the line of  
21          duty be assaulted, menaced, and  
22          harassed across the nation.

23          Quite frankly, it's outrageous.  
24          Our officers protect the human rights  
25          of all people and the intent of this



1           Public Safety Committee/7-12-21  
2           bill is to protect them so they could  
3           protect us.

4           LEGISLATOR BYNOE:   Is it to  
5           protect them against being menaced and  
6           harassed or injured as well as being  
7           assaulted?   Because the assault makes  
8           absolute sense to me.   We can't have  
9           police officers assaulted in the line  
10          of deputy.

11          LEGISLATOR LAFAZAN:   Yes, the  
12          intent is to cover all of the above to  
13          protect our officers.

14          LEGISLATOR BYNOE:   From being  
15          harassed.   So can you tell me what  
16          harassment looks like and menacing  
17          looks like, definitions of those terms?

18          LEGISLATOR LAFAZAN:   We have the  
19          definition in the penal code which I do  
20          not have on me, but I am happy to have  
21          counsel provide it.

22          LEGISLATOR BYNOE:   You have it in  
23          the penal code you said?

24          LEGISLATOR LAFAZAN:   Yes and I  
25          believe my counsel is shaking his head

1           Public Safety Committee/7-12-21  
2           yes, that those definitions referenced  
3           are referenced in the penal code and  
4           that those definitions are available.  
5           I don't have them on me on my laptop  
6           but I can provide them to you.

7           LEGISLATOR BYNOE:   So harassment  
8           in layperson's term in my understanding  
9           of harassment is that harassment can be  
10          really when someone considers they are  
11          being intimidated or subjected to  
12          somebody with some level of anxiety,  
13          does that fit into your penal code  
14          definition?

15          LEGISLATOR LAFAZAN:   Give me one  
16          second.

17          The definitions were laid out in  
18          the penal code and we will file the  
19          definitions as laid out in the penal  
20          code.

21          LEGISLATOR BYNOE:   Yes, in order  
22          for me to be able to vote on something  
23          I need to understand exactly what you  
24          are referring to in terms of the  
25          definition of harassment.   I just need

1           Public Safety Committee/7-12-21  
2           it for clarity and menacing. I can  
3           wrap my mind around the physical  
4           attacks, that makes all good sense to  
5           me. I just need a better  
6           understanding.

7           LEGISLATOR LAFAZAN: Legislator  
8           Bynoe, we had a long caucus on this  
9           bill and I understand you have some  
10          issues with this bill and the language  
11          we use.

12          With any bill I consider, I am  
13          open to amendments as long as they meet  
14          my intent and so long as I believe that  
15          voting on the bill will be in the best  
16          interest of my constituents and in this  
17          case protect our law enforcement  
18          officers.

19          So I am happy to consider any  
20          amendment you have and happy to meet  
21          with you on this issue, and I'm happy  
22          to meet with law enforcement, and the  
23          unions, but I plan to vote yes on this  
24          bill.

25          LEGISLATOR BYNOE: But the

1           Public Safety Committee/7-12-21  
2           intent, the intent on this, is you  
3           stated now on the record, you stated  
4           that the intent was to deal with  
5           harassment, menacing, injury and  
6           physical attacks?

7           LEGISLATOR LAFAZAN:   The intent  
8           is to follow the definitions in the  
9           penal code in which we wrote this bill.

10          LEGISLATOR BYNOE:   It's my  
11          understanding, does this put police  
12          officers in a protected class?

13          LEGISLATOR LAFAZAN:   First  
14          responders are already protected under  
15          the human rights law.   This  
16          specifically gives them a human rights  
17          course of action.

18          LEGISLATOR BYNOE:   Does that mean  
19          that officers now can file civil suits  
20          currently before this bill being  
21          passed?

22          LEGISLATOR LAFAZAN:   Not under  
23          the Human Rights Law.

24          LEGISLATOR BYNOE:   Okay.   And,  
25          so, if I were to give you a scenario

1           Public Safety Committee/7-12-21  
2           where a young person was -- I just  
3           wanted to make sure I have your  
4           attention.

5           LEGISLATOR LAFAZAN:   You have my  
6           attention.

7           LEGISLATOR BYNOE:   Good.   So if I  
8           were to actually provide you with a  
9           scenario.   I'm going to wait.

10          LEGISLATOR LAFAZAN:   I am able to  
11          listen.

12          LEGISLATOR BYNOE:   The scenario  
13          is, someone is -- in a case like the  
14          gentleman who was running down the  
15          street I believe in Massapequa covered  
16          in feces and he got engaged with the  
17          police and he injured the police  
18          officer, would he be in this particular  
19          case -- would this particular case be  
20          covered under this bill and would that  
21          officer then be able to then file a  
22          civil suit against that individual?

23          LEGISLATOR LAFAZAN:   I don't know  
24          enough about the circumstances of what  
25          you were referencing.   I got the

1           Public Safety Committee/7-12-21  
2           Newsday article when it was sent to me  
3           an hour ago.

4           LEGISLATOR BYNOE:   Because this  
5           covers injury.   Does this differentiate  
6           between an officer being injured in the  
7           course of a process or just that he  
8           gets injured?

9           LEGISLATOR LAFAZAN:   Again, I do  
10          not know the specifics of the case.   It  
11          would have to be the intent of the  
12          individual to assault, menace, harass  
13          or injure the law enforcement officer,  
14          but I will, again, not speculate on a  
15          specific case because I do not know the  
16          details.

17          LEGISLATOR BYNOE:   If someone was  
18          protesting and there was a wall of law  
19          enforcement and they were approaching  
20          law enforcement and they were saying,  
21          no justice, no peace, and they were  
22          moving forward towards law enforcement  
23          and there was some interaction with  
24          that individual and an officer gets  
25          injured, in that particular case, is

1           Public Safety Committee/7-12-21  
2           that a physical attack against an  
3           officer or are you classifying that as  
4           something where there should be a civil  
5           suit against that individual?

6           LEGISLATOR LAFAZAN:    Sure.    So we  
7           spoke about this in caucus at length  
8           and I will say one more time, in each  
9           individual hypothetical, it will have  
10          to be the intent of the individual  
11          going back to the intent of the bill.  
12          Which, again, the intent of the bill is  
13          to protect officers from assault,  
14          menacing, harassment or injury.

15          I'm not going to entertain any  
16          hypotheticals.    We spoke about this in  
17          the caucus room but that would be the  
18          intent.

19          LEGISLATOR BYNOE:    So we speak  
20          about a lot of things in the caucus  
21          room and it's been the exercise that  
22          when we speak about those things in  
23          caucus we come out and we get them out  
24          on record because we all are  
25          representing our constituencies and we

1           Public Safety Committee/7-12-21

2           want to make sure we ask the questions,  
3           right?

4                   In particular, my concern about  
5           this bill is -- that first and  
6           foremost, let me tell you what's not of  
7           concern to me about this bill because I  
8           wholeheartedly support it, is that  
9           individuals that come here to Nassau  
10          County or live here in Nassau County  
11          should not assault our police officers  
12          ever ever. That's not a question.

13                   What I am concerned about is the  
14          use of the language harass, menace, and  
15          injure.

16                   So is it your understanding that  
17          a civil suit that might be brought  
18          against someone for the purpose of  
19          harassment, menacing and injury, would  
20          that individual have any opportunity to  
21          have legal counsel in the event that  
22          they could not afford one?

23                   So in the case under a criminal  
24          act they get legal aid, in a civil case  
25          would, for instance, a millennial who



1           Public Safety Committee/7-12-21  
2           was protesting or someone that stole  
3           something from the local 7-11 and they  
4           run out and the police officer, they  
5           get entangled and there's an injury,  
6           would that person have the ability to  
7           have any type of legal counsel  
8           represent them?

9           LEGISLATOR LAFAZAN: Sure,  
10          Legislator Bynoe, I understand your  
11          concerns, and that's why I expressed to  
12          you and I expressed in public that I am  
13          willing to look at amended language of  
14          not just my bill but of any bill. I  
15          also understand your need to get these  
16          concerns on the floor.

17          CHAIRWOMAN FORD: May I  
18          interrupt?

19          LEGISLATOR LAFAZAN: Sure. Thank  
20          you, Madam Chair.

21          LEGISLATOR BYNOE: I am actually  
22          going to close.

23          CHAIRWOMAN FORD: I just want to  
24          say something basically in support of  
25          you, Legislator Bynoe.

1                   Public Safety Committee/7-12-21

2                   I just wanted to make a  
3                   statement, because I think that we have  
4                   to bring this all back to all of us  
5                   that are sitting here on this dais and  
6                   I appreciate your comments, Legislator  
7                   Lafazan, that this is your bill for  
8                   your constituents, but obviously we're  
9                   all considering it for all the  
10                  residents in Nassau County and  
11                  especially those of all in law  
12                  enforcement and first responders  
13                  throughout all of Nassau County.

14                  But I think that Legislator Bynoe  
15                  does bring up some interesting issues  
16                  in regard to this legislation because I  
17                  think that -- and I do, I think that  
18                  this is worthy legislation. You know,  
19                  it's very different than the tone that  
20                  is being set by your fellow legislators  
21                  up in New York State as you appear to  
22                  go a little bit pro police, where the  
23                  feelings of New York State regarding  
24                  law an order and law enforcement is in  
25                  contrary to what this legislation is

1           Public Safety Committee/7-12-21  
2           intending.

3           But, that being said, it is  
4           important and I think about what  
5           happened last year in New York City,  
6           visions of that one police officer that  
7           was lying unconscious in the street all  
8           alone and whatever, but it can go both  
9           ways, but I think that we also have to  
10          protect the public as well.

11          When you talk about physical,  
12          anything that can happen physically to  
13          a police officer, anybody who is a  
14          first responder definitely.

15          But sometimes what happens is,  
16          and I know with harassment and people  
17          shout things at cops and whatever, and  
18          sometimes people may not really realize  
19          that they are saying something  
20          derogatory to a police officer, and I  
21          think most officers have learned to be  
22          able to handle something like that.  
23          It's not easy for them. I am sure  
24          there are times they would just like to  
25          shout back.

1                   Public Safety Committee/7-12-21

2                   But I would not like to see  
3                   somebody all of a sudden finding  
4                   themselves on the wrong side of the law  
5                   because of comments they make to  
6                   anybody as a first responder,  
7                   especially our police officers.

8                   So I think that this is something  
9                   that we need to take a look at and I  
10                  think that we can pass part of this but  
11                  I think that we probably should then  
12                  have a general discussion as to perhaps  
13                  there should be amendments made to  
14                  this.

15                  I don't know, even on our side, I  
16                  think we have to take a look at this.  
17                  We can't just say -- because, you know,  
18                  when we talk about, I mean, verbally  
19                  abusing is one thing, but you might  
20                  have somebody who is just having a bad  
21                  day or somebody whose mentally ill, see  
22                  an officer and shout out something to  
23                  them and I don't anything to happen to  
24                  that and that person needs to hire a  
25                  lawyer and whatever happens.

1                   Public Safety Committee/7-12-21

2                   We are trying, I think it's the  
3                   whole point, I think under the  
4                   leadership of Commissioner Ryder, he  
5                   has made it a point with his community  
6                   policing, with his community civilian  
7                   board, and everybody, to make it so  
8                   that we are one big community, whether  
9                   you are in law enforcement or outside  
10                  law enforcement, and I think that we  
11                  really need to keep that dialogue going  
12                  and good will going so that everybody  
13                  feels that they're very comfortable in  
14                  approaching our police officers in  
15                  dealing with them and speaking with  
16                  them.

17                  I don't think -- I firmly  
18                  believe, I don't know how my side  
19                  feels, but my son is fifth generation  
20                  police, you know, so I have been around  
21                  police officers all my life. I respect  
22                  the job that they do, but I also know  
23                  sometimes that things can happen.

24                  I just really take a look at a  
25                  lot of people in my community and that

1           Public Safety Committee/7-12-21  
2           maybe have had a bad day and I just  
3           don't want to them to get into trouble  
4           because maybe they sassed a police  
5           officer.

6           So I think, Legislator Bynoe, I  
7           think that I know you had a discussion  
8           within your caucus, but I think this  
9           really is a discussion that may be  
10          worthy of having it out here on the  
11          dais for all of us.

12          LEGISLATOR BYNOE: And I agree,  
13          and that's why I still wanted to raise  
14          my questions.

15          CHAIRWOMAN FORD: You can  
16          continue, but I didn't mean to  
17          interrupt you, but you can continue.

18          LEGISLATOR BYNOE: Yes, I  
19          appreciate it. I just want to close by  
20          saying, again, I don't want to see our  
21          officers attacked, physically attacked,  
22          it shouldn't happen anywhere in our  
23          country, especially here in Nassau  
24          County, and any additional protections  
25          we can give them based on an all out

1           Public Safety Committee/7-12-21  
2           assault, I think we should consider  
3           those things.

4           My concern is, if someone were to  
5           assault or injure an officer because  
6           they were resisting and that kind of  
7           thing, there is a criminal aspect of  
8           that and there is a higher burden, a  
9           threshold for burden of evidence. But  
10          when we start talking civilly and we  
11          start talking about harassment and  
12          menacing with the lower threshold  
13          requirement, I am afraid that we might  
14          burden our citizens unnecessarily so  
15          with a civil process where they have no  
16          remedy or any assistance or recourse to  
17          have legal counsel.

18          So that is my concern and it's a  
19          concern that I think has to be  
20          addressed before this bill can be  
21          passed in its current form.

22          CHAIRWOMAN FORD: And I agree  
23          because I think I would maybe like to  
24          reach out to the police department to  
25          find out, what are the situations that

1           Public Safety Committee/7-12-21

2           officers are finding themselves in.

3           People, we should all be civil  
4           regardless of who you are, an officer  
5           talking to a civilian, a civilian  
6           talking to an officer. I agree with  
7           that. But I think there's a fine line  
8           there and, like you, I just don't want  
9           to burden somebody all of a sudden they  
10          are in trouble because maybe they said  
11          something wrong.

12          I don't know whether or not they  
13          can go that far like is that something  
14          an officer can say, they spoke  
15          disrespectfully to me or whatever and  
16          that person is in trouble. We want to  
17          avoid situations like that.

18          LEGISLATOR BYNOE: We don't want  
19          to see things like what happened on  
20          January 6th or other issues that played  
21          out across the country where officers  
22          were assaulted but in the moment I  
23          believe that we are charged to do so  
24          much in so many different ways that we  
25          can't move this forward to me without



1           Public Safety Committee/7-12-21  
2           having addressed this.

3           I actually think we should move  
4           to table this item so we should work on  
5           it.

6           CHAIRWOMAN FORD: Legislator  
7           Ferretti.

8           LEGISLATOR FERRETTI: Thank you,  
9           Chairwoman. Look, first let me start  
10          by thanking Legislator Lafazan for  
11          drafting this bill.

12          I think today, in today's world,  
13          we are often more concerned with  
14          defending those who are doing the wrong  
15          thing than protecting the people who  
16          are protecting us. I think this bill  
17          goes to that.

18          I agree with Legislator Bynoe  
19          that we certainly don't want any of our  
20          men and women in blue assaulted, but  
21          also I don't think we want them  
22          menaced. I don't think we want them  
23          harassed, etcetera. Everything in this  
24          bill that's written in there we don't  
25          want that happening to any of them

1           Public Safety Committee/7-12-21

2           either.

3           I support this bill as written  
4           today. I believe that the process and  
5           that's with all due respect to  
6           Legislator Bynoe and Chairwoman Ford.  
7           The process can still be amended after  
8           it goes through committees if needed.

9           From my reading, I don't believe  
10          it needs to be but of course I am  
11          always open to listening to  
12          suggestions, but the reality is that  
13          the behavior that's being protected in  
14          this bill is -- I don't think our  
15          officers should be subjected to any of  
16          it, whether it be assault, harassment,  
17          menacing. It's all unacceptable. We  
18          need to protect our officers and that's  
19          what this is doing.

20          So I hope that this not only  
21          passes today but that this sends a  
22          strong message to Albany specifically  
23          to the representatives in Albany who  
24          represent Nassau County residents who  
25          have been less than supportive to the

1           Public Safety Committee/7-12-21  
2           men and women in blue that we don't  
3           stand for that, that we are united,  
4           hopefully we are united in putting the  
5           rights of our men and women in blue  
6           before the rights -- or at least at the  
7           forefront and we are concerned with  
8           their safety with their rights, not  
9           just the safety and rights of those who  
10          do the wrong thing.

11                 So I do not think this should be  
12           tabled. I think it should moved  
13           forward today as is. If amendments are  
14           made it's made after we move forward  
15           today.

16                         CHAIRWOMAN FORD: Legislator  
17           Gaylor.

18                         LEGISLATOR GAYLOR: Thank you,  
19           Madam Chairwoman.

20                 So, first of all, I would like to  
21           commend Legislator Lafazan for bringing  
22           the bill to the table and I plan to  
23           support it as its written.

24                 What I find interesting is that  
25           these definitions of harassment,

1           Public Safety Committee/7-12-21  
2           menacing, intent, assault, they are all  
3           codified by state law. It's called the  
4           penal code. The definitions are  
5           clearly laid out.

6           Harassment is defined when  
7           somebody acts with intent,  
8           intentionally, means with what an  
9           objective means, purpose, to cause harm  
10          to somebody.

11          That's what we're really talking  
12          about; committing acts which places  
13          somebody in fear of physical injury.

14          Menacing, when someone  
15          intentionally places or attempts to  
16          place another person in fear of death,  
17          imminent serious physical injury, or  
18          physical injury. That's the definition  
19          that the state has given, state law for  
20          menacing.

21          Assault, if with intent to cause  
22          serious physical injury to someone and  
23          actually causes serious physical harm  
24          to that person or another person. So  
25          the definitions are already laid out by

1           Public Safety Committee/7-12-21

2           state law. There is nothing for us to  
3           interpret here.

4           What ends up happening is if a  
5           police officer believes that now he has  
6           a civil action, he seeks the advice  
7           maybe of counsel and if counsel and  
8           that police officer believe that, based  
9           on that fact specific scenario we are  
10          trying to pin Josh down, pin Legislator  
11          Joshua Lafazan down to it at this  
12          stage, which you can't do, but if that  
13          officer thinks based on the facts and  
14          the situation that has occurred to him  
15          that the elements of each of these  
16          crimes have been committed and  
17          satisfied, then we give them the right  
18          to bring an action. So it's part of  
19          due process.

20          So I don't see any real issues  
21          with the way the bill is written today  
22          or really much discussion to be had  
23          even after today.

24          I think it's a good bill. It  
25          goes to support our police officers who

1           Public Safety Committee/7-12-21  
2           deserve that. I fully plan to support  
3           this bill as it's written, Madam  
4           Chairwoman.

5           CHAIRWOMAN FORD: Thank you very  
6           much, Legislator Gaylor, I intend to  
7           support it as well, but I also think  
8           that there should be further discussion  
9           even before to see whether or not, and  
10          I understand harassment and assault,  
11          but we also then, take a Legislator  
12          Bynoe brings up some concerns about  
13          some of the population that we do have  
14          here in Nassau County that some people  
15          may not be fully aware of their  
16          reactions, or the way that they speak,  
17          or they yell at a police officer and  
18          stuff like that, to find themselves on  
19          the wrong side, they may not be aware  
20          they're breaking a law.

21          LEGISLATOR GAYLOR: But I don't  
22          see anything, Madam Chairwoman, in the  
23          bill that singles out a particular  
24          class of people or anything.

25          CHAIRWOMAN FORD: I am not saying

1           Public Safety Committee/7-12-21  
2           the class of people, what I'm saying is  
3           we are setting it up to harass, you  
4           know, maybe a group of kids maybe  
5           yelling at an officer or something like  
6           that, does that constitute harassment?  
7           It's whether or not they can get into  
8           trouble.

9           LEGISLATOR GAYLOR: Well, again,  
10          under the facts of that situation have  
11          to be determined and you know you have  
12          to meet the elements of the defined  
13          crimes as the penal law lays out.

14          CHAIRWOMAN FORD: Legislator  
15          Rhoads.

16          LEGISLATOR RHOADS: What I was  
17          going to sort of dovetail off  
18          Legislator Gaylor's comments, you know,  
19          each of these crimes lays out that it  
20          must be -- you have to establish as an  
21          element to each much these crimes  
22          intent.

23          So in a situation where you are  
24          talking about kids, did they completely  
25          understand what the consequences of

1           Public Safety Committee/7-12-21  
2           their actions were, that's obviously  
3           something that has to be considered  
4           potentially by a civil jury if we're  
5           talking about civil litigation.

6           It's always been the case that  
7           there are different burdens obviously,  
8           the criminal burden is to prove beyond  
9           a reasonable doubt, obviously civil  
10          liability carries a lesser burden.  
11          It's more likely than not that the  
12          elements are met. That's something  
13          that's a standard on every crime.

14          Take a look at probably the most  
15          famous example is the OJ Simpson case  
16          where there was no criminal liability  
17          but there was civil liability to be  
18          found afterwards because there's a  
19          different burden of proof. You may not  
20          have been able to establish that it was  
21          more likely than not, but you were able  
22          to establish that there was a  
23          preponderance of the evidence that  
24          there was.

25          So, you know, this distinction is



1           Public Safety Committee/7-12-21  
2           not unique. Legislator Lafazan is not  
3           trying to create something new. We are  
4           just seeking to apply situations and  
5           laws that already exist to the  
6           particular circumstances to not only  
7           protect police officers, but fire  
8           fighters, EMTs, ambulance personnel,  
9           all of our first responders.

10           I think it's a worthy cause. I  
11           don't have a problem with the language  
12           that's in it.

13           I mean, we can certainly have  
14           additional discussions and I would  
15           encourage our fellow legislators to  
16           have those discussions, and there will  
17           be a public hearing on it. It's a law.  
18           So we will have a hearing before there  
19           is a vote on it.

20           But I see no reason why this  
21           shouldn't pass as its written today  
22           through committees. Thank you.

23           CHAIRWOMAN FORD: Legislator  
24           Bynoe.

25           LEGISLATOR BYNOE: So I've looked

1           Public Safety Committee/7-12-21  
2           up the penal code and it reads as such:  
3           He/she strikes, shoves, kicks or  
4           otherwise subjects such other person to  
5           physical contact or attempts to  
6           threaten or to do the same.

7           So the attempt to threaten, you  
8           know, that's to me highly subjective,  
9           right? The actual act of an assault  
10          that's not you know somebody hurling a  
11          bottle or a rock or throwing feces or  
12          urine on an officer, that's not  
13          subjective, that's clear to me.

14          And then it goes onto to say:  
15          He/she follows a person in or  
16          about a public place or places.

17          And number three is probably the  
18          part that concerns me the most is that  
19          he/she engages in a course of conduct  
20          or repeatedly commits acts which alarm  
21          or seriously annoy such other person  
22          and which serves no legitimate purpose.

23          So this bill references the  
24          actions that were -- we saw play out  
25          across the country as a result of

1           Public Safety Committee/7-12-21

2           George Floyd's death. There were times  
3           when some of the protests turned  
4           violent, but there were many times when  
5           there were just peaceful protests.

6           And it concerns me that maybe one  
7           of those peaceful protests could be  
8           considered in number three as an action  
9           because it could seriously annoy.  
10          There were times when it was probably  
11          seriously annoying to people that  
12          protestors were walking up and down  
13          their streets or that the police had to  
14          monitor that type of activity.

15          I don't want to see at any point  
16          in time when there is no actual  
17          physical attack against a police  
18          officer lead someone into a civil court  
19          where they don't have the ability to  
20          have legal counsel represent them in  
21          the event that they cannot afford one.  
22          It's that type of language that  
23          concerns me.

24          The physical stuff and all the  
25          other stuff, I 100 percent

1           Public Safety Committee/7-12-21  
2           wholeheartedly support, but the idea  
3           that someone just seriously annoying  
4           someone is concerning to me.

5           I think it should concern all of  
6           us, quite honestly.

7           CHAIRWOMAN FORD: I am not a  
8           lawyer but it sounds to me that there  
9           would have to be continuous verbal  
10          abuse.

11          LEGISLATOR RHOADS: I'm looking  
12          at the law now. A person is guilty of  
13          harassment in the first degree when  
14          he/she intentionally and repeatedly  
15          harasses another person by following  
16          such person in and about a public place  
17          or places or by engaging in a course of  
18          conduct or by repeatedly committing  
19          acts which places such person in  
20          reasonable fear of physical injury.

21          So I mean, you know,  
22          intentionally and repeatedly. I mean  
23          it's --

24          CHAIRWOMAN FORD: So then,  
25          Legislator Rhoads, and I'm asking this

1           Public Safety Committee/7-12-21

2           -- I mean, I am asking because I would  
3           like clarification, you are the legal  
4           expert, okay?

5           LEGISLATOR RHOADS: I appreciate  
6           that but --

7           CHAIRWOMAN FORD: Legislator  
8           Bynoe brought up last year we had  
9           protests in regards to the George Floyd  
10          murder, right? And basically those in  
11          Nassau County were basically peaceful  
12          protests, okay, but we also know that  
13          when the police officers stood at  
14          attention as everybody passed by, there  
15          were comments made to them, and people  
16          may have approached up to the officer  
17          to say, call them names or whatever.  
18          So, under this law, the way you just  
19          read it, would that constitute  
20          harassment on the part of a person to  
21          the police officers, or is that  
22          something that would be part of a  
23          peaceful protest?

24          Because it doesn't seem to be  
25          repeated at the same officer, it would

1           Public Safety Committee/7-12-21  
2           just be a group of people continuously  
3           shouting something towards a group of  
4           police officers.

5           LEGISLATOR RHOADS: By engaging  
6           in a course of conductor or by  
7           repeatedly committing acts that place  
8           such person in reasonable fear of  
9           physical injury, so in my reading, by  
10          simply shouting offensive comments that  
11          would be offensive to a police officer,  
12          no. It wouldn't be.

13          You have to put somebody in  
14          reasonable fear of physical injury.

15          CHAIRWOMAN FORD: So if an  
16          officer was on patrol and all of a  
17          sudden maybe a group of people just  
18          surrounded his car, didn't touch it or  
19          something, just started shouting  
20          shouting shouting, then that would be  
21          something that would fall under this  
22          legislation, right, because the officer  
23          may feel that his or her life is in  
24          danger because, not that they are  
25          touching the car, but the way that they

1           Public Safety Committee/7-12-21

2           are shouting and constantly menacing?

3           LEGISLATOR RHOADS:   Is it  
4           possible to have a cause of action  
5           based upon that fact pattern?   Yes, I  
6           think it's possible to have a cause of  
7           action but ultimately it would have to  
8           be a jury that would determine whether  
9           or not that was reasonable fear of  
10          injury.

11          CHAIRWOMAN FORD:   But this is  
12          something that an officer can bring,  
13          file an action against those people?

14          LEGISLATOR RHOADS:   Look, there  
15          are people that bring actions all the  
16          time that are not meritorious causes of  
17          action.   Ultimately it's up to a jury  
18          to determine whether the reasonable  
19          fear of injury is reasonable and  
20          whether the person being accused of  
21          committing that intended to have that  
22          effect.

23          CHAIRWOMAN FORD:   All right.  
24          Thank you.   Legislator Ferretti.

25          LEGISLATOR FERRETTI:   So I just

1           Public Safety Committee/7-12-21  
2           wanted to make sure I understand the  
3           concern or question because, Legislator  
4           Bynoe, I think you were reading from  
5           the New York Penal Law, right?

6           LEGISLATOR BYNOE:   Correct.

7           LEGISLATOR FERRETTI:   And that  
8           was for harassment in the second  
9           degree?

10          LEGISLATOR BYNOE:   It's New York  
11          State Penal Law 240.26 and it's  
12          harassment in the second degree.

13          LEGISLATOR FERRETTI:   So I guess  
14          what I'm trying to understand the  
15          concern completely but that's the law  
16          now?

17          LEGISLATOR BYNOE:   That's the law  
18          for criminal.   But what we're talking  
19          about is now a civil action which has a  
20          lower threshold for someone to be found  
21          guilty of, and for someone to have to  
22          defend themselves.

23          LEGISLATOR FERRETTI:   I  
24          understand, and I guess maybe I am  
25          misunderstanding, right now a police



1           Public Safety Committee/7-12-21  
2           officer can bring a civil action?

3           LEGISLATOR BYNOE:   No, he can  
4           not.   That's the reason why we are  
5           bringing this -- I asked the question.

6           LEGISLATOR FERRETTI:   What  
7           prevents a police officer from bringing  
8           up a civil action now?

9           LEGISLATOR BYNOE:   Not under the  
10          Human Right Law they cannot.

11          LEGISLATOR FERRETTI:   But they  
12          can bring a civil suit right now.

13          LEGISLATOR BYNOE:   Not under the  
14          Human Right Law and what we're  
15          codifying, changing today would allow  
16          for them to bring that civil suit.

17          LEGISLATOR FERRETTI:   Under the  
18          Human Rights Law?

19          LEGISLATOR BYNOE:   That's right.

20          LEGISLATOR FERRETTI:   But they  
21          can bring a civil suit now but under a  
22          different law?

23          LEGISLATOR BYNOE:   Not under this  
24          -- what we would be changing is  
25          allowing for this to happen under the

1           Public Safety Committee/7-12-21

2           Human Rights Law.

3           LEGISLATOR FERRETTI:   Understood.

4           I guess what I'm trying to make the  
5           point, right now, someone can be  
6           arrested under the penal law for  
7           harassing a police officer, and a  
8           police officer can bring a civil suit  
9           for harassment; perhaps not under the  
10          Human Rights Law, but they can do  
11          exactly what you are -- maybe I am  
12          wrong. I can defer to some of the much  
13          older attorneys to my left with many  
14          more years and experience.

15          LEGISLATOR BYNOE:   So those  
16          seasoned folks may know this but I will  
17          state for the record that the other  
18          difference here, the stark difference,  
19          is that law enforcement officer now  
20          would be able to collect legal fees  
21          from the defendant. So that's the  
22          significant difference and burdensome.

23          LEGISLATOR FERRETTI:   Okay.

24          LEGISLATOR BYNOE:   So, again,  
25          what I'm what I am trying to do is

1           Public Safety Committee/7-12-21  
2           farce out exactly what the intent is.  
3           The intent is want to protect our  
4           officers. We don't want them attacked.  
5           We don't want them to be, you know,  
6           subjected to physical attacks just  
7           because they're law enforcement and to  
8           be pummeled with rocks and stones and  
9           that kind of thing. If that's the  
10          intent, I think there is too much gray  
11          area here and I think that we are  
12          leaving too much opportunity on the  
13          table where we are burdened -- we could  
14          unjustly burden individuals, as  
15          Legislator Rhoads stated earlier, it  
16          would be litigated, but the person has  
17          to have an attorney represent them to  
18          litigate this process.

19                 That can be burdensome for  
20                 individuals, millennials that are out  
21                 here just trying to express themselves  
22                 in the middle of a peaceful protest.

23                 I think there is too much  
24                 subjective language to the extent of  
25                 what is seriously in the minds of the

1           Public Safety Committee/7-12-21  
2           individual who feels threatened, just  
3           feels threatened, not that they were  
4           assaulted. Those are different  
5           animals, right, we should have enough  
6           proof to be able to determine that  
7           someone has been assaulted. There  
8           should be some physical injury.

9           But for someone to only perceive  
10          a threat I think is subjective and that  
11          is the issue that I have today.

12          LEGISLATOR FERRETTI: Right, well  
13          just to make a point. Our counsel over  
14          here just indicated that attorney's  
15          fees are already recoverable, but I  
16          guess that's a difference of  
17          interpretation.

18          In any event, when you perceive  
19          harassment, sometimes you actually may  
20          be getting harassed; sometimes it may  
21          be a misconception, but that's what  
22          juries are for, to determine whether  
23          the harassment was legitimate.

24          If there was legitimate  
25          harassment, then there's an award

1           Public Safety Committee/7-12-21

2           given.

3           Again, to me, this bill, which I  
4           support and I appreciate the drafting  
5           of it by Legislator Lafazan, I don't  
6           think it does that much or changes that  
7           much.

8           For me it's more of a message.  
9           It's a message to the residents of  
10          Nassau County. It's a message more  
11          importantly to the state lawmakers,  
12          specifically those who represent the  
13          constituents in Nassau County, that we  
14          value our officers. We put their  
15          rights and their protection above the  
16          people that are willing to harm them.

17          It's a message, in my opinion,  
18          that needs to be delivered to Albany  
19          and needs to be delivered by this body  
20          because there is not enough bodies  
21          sending that message throughout this  
22          country or in New York State.

23          So, again, I just don't see this  
24          as having the effect of what you are  
25          suggesting. Again, I think that we can

1           Public Safety Committee/7-12-21

2           look further into it, and I understand  
3           your concerns, and don't get me wrong,  
4           I agree with you, I just don't think  
5           that this bill would have that effect.

6           LEGISLATOR BYNOE:   So there is a  
7           fundamental disagreement between our  
8           attorneys and yours regarding whether  
9           they can get those legal fees.   So I'm  
10          going to go with the idea that our  
11          attorney has stated that legal fees  
12          would not ordinarily been recoverable,  
13          and if they weren't recoverable, that's  
14          a different story.

15          But herein lies the point.   I  
16          keep trying to go back to the same  
17          point.   We are talking about young  
18          college students, young people, out  
19          there trying to protest that could be  
20          subjected to this law that then says  
21          there was some level of harassment only  
22          because it was a perceived threat.

23          We are also saying that can be  
24          litigated and they could be found not  
25          guilty on the issue and the issue could

1           Public Safety Committee/7-12-21

2           be dismissed out of civil court.

3           But what we are talking about is  
4           the burden for them to be able to pay  
5           to go through that process.

6           If it's a criminal case, they can  
7           get legal aid if they don't have the  
8           money.

9           If it's not a criminal case and  
10          it's a civil case, they have to pay to  
11          have a defense, to have a defense  
12          attorney act in their interest. That  
13          to me can be a significant burden that  
14          one may not be able to recover from.

15          So therein lies my concern is  
16          that we could be unjustly burdening  
17          individuals in a civil case for some  
18          subjective situations.

19          When it's flat out there is some,  
20          you know, physical proof that there's  
21          been an assault. That's a different  
22          story.

23          But when we get here, and I think  
24          the intent is to protect our officers  
25          to make sure that they're not getting

1           Public Safety Committee/7-12-21  
2           hurt, because there is a willful desire  
3           to hurt them because they are law  
4           enforcement, and they are getting  
5           bottles hurled at them.

6           I was under the understanding  
7           that that was the intent. If that's  
8           the intent, we can still achieve that  
9           without putting in some of these penal  
10          definitions of harassment and menacing  
11          and being more deliberate. That's my  
12          concern here today. And I don't think  
13          I need to --

14          LEGISLATOR FERRETTI: I  
15          understand your concerns. I can't  
16          speak to the intent obviously, I didn't  
17          write it, but understood.

18          LEGISLATOR BYNOE: Thank you.

19          CHAIRWOMAN FORD: Legislator  
20          Bynoe, we do, we have to protect our  
21          officers because they are always the  
22          frontline, but I think from what I  
23          gather from your comments and listening  
24          to Legislator Ferretti and Legislator  
25          Rhoads and Gaylor in regards to the



1           Public Safety Committee/7-12-21  
2           legal aspects, I think for those that  
3           participate in peaceful protests, it  
4           seems to me, and I am not going to say  
5           what the intent is, that if it's a  
6           peaceful protest, and you just had  
7           protestors going peacefully, even if  
8           they may have been shouting out  
9           something, but it was part of the  
10          protest and they are not abusing the  
11          officers but just walking down, then I  
12          think that would not be the case for  
13          any civil action against any of these  
14          protesters.

15                I think it's the only when all of  
16          a sudden they take it upon themselves  
17          to start hurling bottles and, you know,  
18          rocks or whatever at the officers or  
19          going up to physically hurt them, am I  
20          correct, Legislator Lafazan, is that  
21          the intent?

22                LEGISLATOR RHOADS:   What I was  
23          going to say is, look, you can, anybody  
24          can bring a civil action for anything,  
25          but the notion that you're going to

1           Public Safety Committee/7-12-21  
2           find an attorney who is go going to  
3           bring an action on your behalf as a  
4           potential plaintiff on flimsy evidence  
5           where you are talking about simply  
6           words that create no reasonable threat  
7           of physical harm, I doubt that you are  
8           going to get an attorney to bring that  
9           case.

10           You can bring a suit for anything  
11           but I believe that this will only be  
12           effectively used for cases where you  
13           have physical, actual physical conflict  
14           and actual physical injury as a result,  
15           but ultimately a jury is going to have  
16           to determine whether it's reasonable.

17           CHAIRWOMAN FORD: But even  
18           sometimes even if we find somebody,  
19           say, a case is brought against somebody  
20           under this law for the intent on civil,  
21           that it may not even get to the point  
22           where that defendant would have to hire  
23           who is being sued by the officer, it  
24           may not even get to the point where the  
25           person has to even hire a lawyer, they

1           Public Safety Committee/7-12-21  
2           may be dismissed outright, saying there  
3           is no case for any type of civil  
4           action; am I correct?

5           LEGISLATOR DeRIGGI-WHITTON:  
6           Madam Chair?

7           LEGISLATOR RHOADS:   You don't  
8           need to have a -- people can act pro  
9           se.

10          LEGISLATOR DeRIGGI-WHITTON:  
11          Madam Chair, maybe we should just  
12          either get this through the committees  
13          and have a hearing or have our  
14          attorneys discuss this because, I  
15          totally respect what Siela is saying  
16          which is we don't want to have up  
17          unintended consequences happen, we want  
18          to be careful.

19          But I think that we are all in  
20          very much agreement of the protections  
21          that we want to put into place with the  
22          police.

23          So there might be a little fine  
24          tuning to me possibly or possibly not,  
25          but I think it should really be

1           Public Safety Committee/7-12-21  
2           discussed with our attorneys and maybe  
3           have a hearing after this.

4           CHAIRWOMAN FORD:   Well taken.  
5           Thank you very much.

6           LEGISLATOR RHOADS:   The point I  
7           wanted to make, Madam Chairperson, is  
8           that, again, this is not creating a  
9           civil liability or process of civil  
10          liability that doesn't already exist.

11          That process takes place and  
12          either we have faith in the civil  
13          litigation process, the same as we have  
14          faith in the civil litigation process  
15          or we don't.   We don't change the  
16          process at all.   We just added a  
17          potential cause of action to it for a  
18          particular crime.

19          CHAIRWOMAN FORD:   Thank you very  
20          much.   All right.   No one else?

21          (No verbal response.)

22          All those in favor of passing  
23          this item, Clerk 187-21 please signify  
24          by saying aye.

25          (Aye.)

1                   Public Safety Committee/7-12-21

2                   CHAIRWOMAN FORD:   Any opposed?

3                   (No verbal response.)

4                   LEGISLATOR BYNOE:   On the motion  
5                   I am going to abstain on this vote  
6                   until the I see the amendments to the  
7                   bill.   At this point I register as an  
8                   abstention.

9                   CHAIRWOMAN FORD:   All right.  
10                  Thank you.   So the item passes six,  
11                  with one abstention, right?   Thank you.

12                  Clerk Item Number 188-21 is a  
13                  resolution to establish a blue alert  
14                  system to aid in the identification,  
15                  location, and apprehension of any  
16                  individual or individuals suspected of  
17                  killing or seriously wounding any law  
18                  enforcement officer.

19                  May I have a motion?

20                  LEGISLATOR RHOADS:   So moved.

21                  LEGISLATOR DERIGGI-WHITTON:  
22                  Second.

23                  CHAIRWOMAN FORD:   Moved by  
24                  Legislator Rhoads, seconded by  
25                  Legislator DeRiggi-Whitton.

1                   Public Safety Committee/7-12-21

2                   The item is before us.

3                   The majority filed this amendment  
4                   on Friday, July 9th, which allows a  
5                   police commissioner to designate  
6                   individuals to issue the blue alert and  
7                   adds police medics and ambulance  
8                   medical technicians that would trigger  
9                   the blue alert if harmed or killed.

10                  Is there any other comments from  
11                  any of the legislators on this item?  
12                  Legislator Lafazan.

13                  LEGISLATOR LAFAZAN: Thank you,  
14                  Madam Chair. Last month I filed the  
15                  first responder protection package  
16                  comprised of two bills; one which we  
17                  just voted on and this bill.

18                  I want to thank the majority  
19                  colleagues for their amendments which I  
20                  appreciate and support.

21                  Modeled after the amber alert  
22                  system, the blue alert system will  
23                  establish an emergency communication  
24                  protocol to alert the public of  
25                  critical information regarding an

1           Public Safety Committee/7-12-21  
2           individual who either seriously injures  
3           or kills a cop.

4           This bill using GO location to  
5           send notifications to all cell phones  
6           in Nassau County as well as utilizing  
7           mass communication platforms like  
8           television and radio empowers the  
9           police commissioner to send out a blue  
10          alert to seek the public's help in  
11          apprehending the suspect who targets a  
12          police officer and fled the scene.

13          This bill was sponsored by  
14          Assemblyman Steve Stern up in Albany,  
15          but is stalled in the state capital and  
16          obviously they have come home from  
17          session.

18          So, in the meantime, my hope we  
19          pass this bill in Nassau and then  
20          Suffolk, creating a Long Island wide  
21          blue alert system from Montauk to Great  
22          Neck but I hope we pass it first and I  
23          thank my colleagues from the majority  
24          for their amendments and their support.

25          CHAIRWOMAN FORD: I also hope

1           Public Safety Committee/7-12-21  
2           they pass it in New York City, as  
3           Legislator Ferretti says, we have to  
4           send these messages, especially to our  
5           representatives, especially in Albany  
6           and Long Island, that these are the  
7           actions that we are taking in support  
8           of our officers as well as many of our  
9           first responders as well, you know,  
10          because we had added the medics and  
11          ambulance technicians as well.

12                 So it is very -- sorry, it wasn't  
13          in my notes that you were originally  
14          supporting this bill and sponsored it,  
15          so I thank you very much for that.  
16          Legislator Gaylor.

17                 LEGISLATOR GAYLOR:   So this is  
18          another one I am supporting obviously.  
19          I don't know if the police department  
20          currently utilizes something similar to  
21          this which we're codifying basically,  
22          but, you know, the Stop and Shop  
23          incident in West Hempstead which  
24          affected many of our districts in this  
25          end of the county is a classic example



1           Public Safety Committee/7-12-21  
2           where we had a shooter, active shooter  
3           situation that played out over time and  
4           the police commissioner absolutely  
5           needs to have the ability to initiate  
6           some kind of blue alert system to let  
7           all of our residents using the latest  
8           technologies an Geo technology tied to  
9           phones and whatnot, and sending reverse  
10          911 notices to cell phones.

11                 So I think this is a great great  
12          item before us so, again, thank you  
13          Legislator Lafazan for getting it  
14          started and I thank my fellow  
15          colleagues for tweaking and amending it  
16          and making it better and you have my  
17          full support on this one.

18                 CHAIRWOMAN FORD:   Anyone else?

19                 (No verbal response.)

20                 All those in favor of passing  
21          this item please signify by saying aye.

22                 (Aye.)

23                 Any opposed?

24                 (No verbal response.)

25                 The item passes unanimously.

1                   Public Safety Committee/7-12-21

2                   Next Clerk Item Number 226 is an  
3 ordinance supplemental to an  
4 appropriation ordinance in connection  
5 with the Office of the Medical  
6 Examiner.

7                   I am also going to call Item  
8 238-21 which is also a supplemental  
9 ordinance in appropriation with the  
10 Office of the Medical Examiner as well  
11 as item 242-21.

12                  The same thing with the medical  
13 examiner.

14                  May I have a motion?

15                  LEGISLATOR GAYLOR: So moved.

16                  LEGISLATOR FERRETTI: Second.

17                  CHAIRWOMAN FORD: Moved by  
18 Legislator Gaylor, seconded by  
19 Legislator Ferretti. I am calling all  
20 three if that's okay.

21                  MS. KELLY: Thank you very much.  
22 My name is Carol-Ann Kelly and I am the  
23 Deputy Medical Examiner for  
24 laboratories. The first item, 226-21  
25 is a to supplementally appropriate

1           Public Safety Committee/7-12-21  
2           funds to the department. This is grant  
3           funding.

4           It's from the New York State  
5           Division of Criminal Justice Services.  
6           It's the aid to labs grant in the  
7           amount of \$102,108.

8           This will have no net impact on  
9           the budget since it's an equal amount  
10          of expenditure and revenue. So it's  
11          just a pass-through.

12          Are there any questions with that  
13          or should I proceed to Item 238.

14          CHAIRWOMAN FORD: Read all three  
15          and then if there's any questions.

16          MS. KELLY: Okay. Item 238-21 is  
17          also a proposed ordinance to  
18          supplementally appropriate funds into  
19          the department. This is from the New  
20          York State Division of Criminal Justice  
21          Services. It's the Paul Coverdell  
22          Grant, also similar to the Aid to Lab  
23          Grant. This one is for the amount of  
24          \$57,211.

25          Again, this is to assist

1           Public Safety Committee/7-12-21  
2           toxicology lab which is under the  
3           umbrella of the Medical Examiner's  
4           Office with their operations.

5           Again, it will have no net impact  
6           on the budget and it recognizes an  
7           equal amount of revenue and  
8           expenditure.

9           The final item is 242-21. Again,  
10          this is a proposed ordinance to  
11          supplementally appropriate funds into  
12          the department.

13          This is the New York State  
14          Highway Traffic Safety Grant. It's in  
15          the amount of \$35,000 again for the  
16          toxicology lab to aid them in their  
17          human performance testing which is  
18          drunk driving cases, and drugged  
19          driving cases.

20          The supplemental appropriations  
21          will have no net impact on the budget  
22          since, again, it recognizes an equal  
23          amount of revenue and expenditure.

24          Any questions? I see none.

25          CHAIRWOMAN FORD: Any questions?

1           Public Safety Committee/7-12-21

2           I see none.

3           (No verbal response.)

4           So voting on 226-21, 238-21,  
5           242-21, all those in favor of passing  
6           these items signify by saying aye.

7           (Aye.)

8           Any opposed?

9           (No verbal response.)

10          The items pass unanimously.

11          Thank you very much.

12          MS. KELLY: Thank you very much.

13          CHAIRWOMAN FORD: Next is Clerk  
14          Item 239-21 is an ordinance  
15          supplemental to an appropriation  
16          ordinance in connection with the  
17          District Attorney.

18          May I have a motion?

19          LEGISLATOR BYNOE: So moved.

20          LEGISLATOR FERRETTI: Second.

21          CHAIRWOMAN FORD: Moved by  
22          Legislator Bynoe, seconded by  
23          Legislator Ferretti.

24          Good afternoon, sir.

25          MR. MCMANUS: Bob McManus,

1           Public Safety Committee/7-12-21  
2           District Attorney's Office.

3           This item before you is a  
4           supplemental appropriation for the gun  
5           involved violence elimination grant  
6           awarded to the District Attorney's  
7           Office by the New York State Division  
8           of Criminal Justice Services.

9           This program employs a variety of  
10          strategies to reduce gun violence.

11          Other recipients of funding  
12          include the Nassau County Police  
13          Department, the sheriff's office, the  
14          probation department, the Hempstead  
15          Police Department as well as the  
16          District Attorney's Office.

17          CHAIRWOMAN FORD: Thank you. Any  
18          questions from the legislators?

19          (No verbal response.)

20          I see none. Okay. All those in  
21          favor of passing this item please  
22          signify by saying aye.

23          (Aye.)

24          Those opposed?

25          (No verbal response.)

1                   Public Safety Committee/7-12-21

2                   The item passes unanimously.

3                   Thank you very much, sir.

4                   Clerk item 240-21 to an ordinance  
5 supplemental to an appropriation  
6 ordinance in connection with the police  
7 department.

8                   May I have a motion?

9                   LEGISLATOR RHOADS:    So moved.

10                  LEGISLATOR GAYLOR:   Second.

11                  CHAIRWOMAN FORD:    Moved by  
12 Legislator Rhoads, seconded by  
13 Legislator Gaylor.   Good afternoon.

14                  INSPECTOR FIELD:    William Field,  
15 inspector with the police department.

16                  Item 241-21 is a supplemental  
17 appropriation of \$209,090.90, funds  
18 received from New York State Office of  
19 Homeland Security.   The funding will be  
20 utilized for the purchase of equipment  
21 and training to enhance our arson and  
22 bomb squads regarding explosive device  
23 response operations.

24                  CHAIRWOMAN FORD:    Thank you.   Any  
25 questions from the legislators?

1                   Public Safety Committee/7-12-21

2                   (No verbal response.)

3                   I see none. All those in favor  
4 of passing this item signify by saying  
5 aye.

6                   (Aye.)

7                   Any opposed?

8                   (No verbal response.)

9                   The item passes unanimously.

10                  Thank you very much.

11                  INSPECTOR FIELD: Thank you.

12                  CHAIRWOMAN FORD: Item 241-21 is  
13 an ordinance supplemental to an  
14 appropriation ordinance in connection  
15 with the Office of Emergency  
16 Management.

17                  May I have a motion?

18                  LEGISLATOR DERIGGI-WHITTON: So  
19 moved.

20                  LEGISLATOR FERRETTI: Second.

21                  CHAIRWOMAN FORD: Moved by  
22 Legislator DeRiggi-Whitton, seconded by  
23 Legislator Ferretti.

24                  MR. DELANEY: Thomas Delaney,  
25 Office of Emergency Management.



1                   Public Safety Committee/7-12-21

2                   This is \$123,000 grant award from  
3                   New York State Homeland Security. It's  
4                   called public safety answering point.  
5                   We are going to use it to enhance our  
6                   capabilities at the 911 center.

7                   CHAIRWOMAN FORD: Very timely  
8                   considering we are probably going to  
9                   have a very busy hurricane season,  
10                  right?

11                  Any questions from any of the  
12                  legislators?

13                  (No verbal response.)

14                  All those in favor of passing  
15                  this signify by saying aye.

16                  (Aye.)

17                  Any opposed?

18                  (No verbal response.)

19                  This item passes unanimously.

20                  There's one item on the addendum  
21                  that I need a motion to suspend the  
22                  rules.

23                  LEGISLATOR GAYLOR: So moved.

24                  LEGISLATOR RHOADS: Second.

25                  CHAIRWOMAN FORD: Moved by

1           Public Safety Committee/7-12-21

2           Legislator Gaylor, seconded by

3           Legislator Rhoads.

4           Do we have any debate or

5           discussion?

6           (No verbal response.)

7           The rules are suspended. There

8           is one item on the agenda, Clerk Item

9           number 263-21, a local law to amend the

10          Nassau County Administrative Code to

11          prohibit the refusal to serve first

12          responders.

13          May I have a motion?

14          LEGISLATOR GAYLOR: So moved.

15          LEGISLATOR DERIGGI-WHITTON:

16          Second.

17          CHAIRWOMAN FORD: Moved by

18          Legislator Gaylor, seconded by

19          Legislator DeRiggi Whitton.

20          This item is now before the

21          committee.

22          Over the past few years, there

23          have been instances throughout the

24          United States where police officers

25          have not been served at restaurants,

1           Public Safety Committee/7-12-21  
2           coffee shops, and retailers due to  
3           their police officer status.

4           Both business and rogue employees  
5           have participated in such behavior.  
6           Police officers protect and serve their  
7           communities including businesses and  
8           respond to assist businesses when they  
9           are either the victim of a crime or  
10          there's an altercation within the  
11          stores.

12          Often these officers jeopardize  
13          their own safety and well-being when  
14          responding to calls for assistance.  
15          This anti police behavior by business  
16          or rogue employees is abhorrent and  
17          unacceptable.

18          Accordingly, the purpose of this  
19          legislation is to prohibit businesses  
20          or employees from refusing to serve an  
21          individual due to his or her first  
22          responder status.

23          All first responders are included  
24          in this legislation as their daily  
25          actions allow residents to live freely

1           Public Safety Committee/7-12-21

2           and peacefully.

3           However, businesses shall not be  
4           liable when their employees violate  
5           this proposed local law without being  
6           directed to do so. An employee is not  
7           liable when directed by a business to  
8           violate the law.

9           A violation of this proposed  
10          local law is punishable by a civil not  
11          exceeding \$1,000.

12          Any debate or discussion?

13          (No verbal response.)

14          Any public comment?

15          (No verbal response.)

16          All those in favor of passing  
17          this item, please signify by saying  
18          aye.

19          (Aye.)

20          Any opposed?

21          (No verbal response.)

22          Item passes unanimously.

23          There is no further business in  
24          front of this committee, may I have a  
25          motion to adjourn?

1                   Public Safety Committee/7-12-21

2                   LEGISLATOR GAYLOR:    So moved.

3                   LEGISLATOR BYNOE:    Second.

4                   CHAIRWOMAN FORD:    Moved by

5                   Legislator Gaylor, seconded by

6                   Legislator Bynoe.    All those in favor?

7                   (Aye.)

8                   Those opposed?

9                   (No verbal response.)

10                  This committee is now adjourned.

11                  Thank you everybody.   Health is

12                  next.

13                  (Whereupon, the Public Safety

14                  Committee adjourned at 5:34 p.m.)

15

16

17

18

19

20

21

22

23

24

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

C E R T I F I C A T E

I, STEFANIE KRUT, a Shorthand Reporter  
and Notary Public in and for the State of  
New York, do hereby stated:

THAT I attended at the time and place  
above mentioned and took stenographic record  
of the proceedings in the above-entitled  
matter;

THAT the foregoing transcript is a true  
and accurate transcript of the same and the  
whole thereof, according to the best of my  
ability and belief.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 26th day of July, 2021.

-----

STEFANIE KRUT

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

NASSAU COUNTY LEGISLATURE

RICHARD NICOLELLO,  
Presiding Officer

VETERAN AND SENIOR AFFAIRS COMMITTEE

JOHN FERRETTI, Chairman

1550 Franklin Avenue  
Mineola, New York

Monday, July 12, 2021  
5:56 P.M

1

2     A P P E A R A N C E S :

3

4     JOHN FERRETTI ,  
Chairman5     C. WILLIAM GAYLOR III  
Vice Chairman

6

ROSEMARIE WALKER

7

STEVE RHOADS

8

9     DEBRA MULE ,  
Ranking

10    DELIA DERIGGI-WHITTON

11    ELLEN BIRNBAUM

12    MICHAEL PULITZER ,  
Clerk of the Legislature

13

14

15

16

17

18

19

20

21

22

23

24

25



1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

LIST OF SPEAKERS

VICTORIA CASO.....6  
DENNIS MCDERMOTT.....6  
KATIE HORST.....13

1                   Veteran Sr. Affairs/7-12-21

2                   CHAIRMAN FERRETTI:     At this time  
3                   I will call the Veteran and Senior  
4                   Affairs Committee to order.   I will ask  
5                   the clerk to call the roll.

6                   CLERK PULITZER:    Thank you.  
7                   Veteran and Senior Affairs roll call.  
8                   Legislator Ellen Birnbaum?

9                   LEGISLATOR BIRNBAUM:   Here.

10                  CLERK PULITZER:   Legislator Delia  
11                  DeRiggi-Whitton?

12                  LEGISLATOR DERIGGI-WHITTON:  
13                  Here.

14                  CLERK PULITZER:   Ranking Member  
15                  Debra Mule?

16                  LEGISLATOR MULE:   Here.

17                  CLERK PULITZER:   Legislator  
18                  Steven Rhoads?

19                  LEGISLATOR RHOADS:   Present.

20                  CLERK PULITZER:   Legislator  
21                  Rosemarie Walker?

22                  LEGISLATOR WALKER:   Here.

23                  CLERK PULITZER:   Vice Chairman C.  
24                  William Gaylor III?

25                  LEGISLATOR GAYLOR:   Present.

1                   Veteran Sr. Affairs/7-12-21

2                   CLERK PULITZER:   Chairman John  
3                   Ferretti?

4                   CHAIRMAN FERRETTI:   I'm here.

5                   CLERK PULITZER:   We have a  
6                   quorum, sir.

7                   CHAIRMAN FERRETTI:   Thank you,  
8                   Mr. Clerk.   There is one item on the  
9                   agenda, Clerk Item 244-21.   It's an  
10                  ordinance an ordinance to amend Section  
11                  2 of ordinance 73-2014 to extend to  
12                  members of the active military,  
13                  reserves and National Guard the  
14                  discounts to facilities and activities  
15                  of the Department of Parks, Recreation,  
16                  and Museums that are currently provided  
17                  to veterans.

18                  May I have a motion?

19                  LEGISLATOR GAYLOR:   So moved.

20                  LEGISLATOR RHOADS:   Second.

21                  CHAIRWOMAN FERRETTI:   Moved by  
22                  Legislator Gaylor, seconded by  
23                  Legislator Rhoads.   The item is before  
24                  us.   Who is here from the  
25                  administration to speak about this

1                   Veteran Sr. Affairs/7-12-21

2                   item?

3                   MS. CASO: Victoria Caso from the  
4                   Department of Parks. 244 is an  
5                   ordinance amending number 73-2014,  
6                   Section 2 as amended to provide our  
7                   active military reserves and National  
8                   Guard discounts in acknowledgment of  
9                   their service for various parks,  
10                  activities, and services by including  
11                  them within the definition of veterans.

12                  All of these individuals entitled  
13                  to these discounts would present their  
14                  common access card to receive the  
15                  available discounts.

16                  CHAIRMAN FERRETTI: Legislator  
17                  Gaylor.

18                  LEGISLATOR GAYLOR: Thank you,  
19                  Chairman Ferretti.

20                  Good evening. Could you just  
21                  tell me what does it mean active  
22                  military reserves and National Guard,  
23                  how is that defined.

24                  MR. MCDERMOTT: Good afternoon.  
25                  Dennis McDermott, deputy county

1                   Veteran Sr. Affairs/7-12-21  
2                   attorney. The definitions for active  
3                   military are anyone who has use of the  
4                   common access card and the National  
5                   Guard and reserve, they are using the  
6                   state definitions.

7                   LEGISLATOR GAYLOR: So I just  
8                   wanted to get some clarification.

9                   So this would include all active  
10                  military. Would it include retired  
11                  military such as myself who has a  
12                  retired military Department of Defense  
13                  card?

14                 MR. MCDERMOTT: Yes, sir.

15                 LEGISLATOR GAYLOR: Would it  
16                 include those active reserve and  
17                 National Guard members that have been  
18                 called to active duty status?

19                 MR. MCDERMOTT: Yes, it would.

20                 LEGISLATOR GAYLOR: And would it  
21                 also include those that are not  
22                 currently on active status, they have a  
23                 CSE card?

24                 MR. MCDERMOTT: I believe the  
25                 intention was that they would be

1                   Veteran Sr. Affairs/7-12-21  
2                   included.

3                   LEGISLATOR GAYLOR:    So it's  
4                   anybody who has a --

5                   MR. MCDERMOTT:   CAC card.

6                   LEGISLATOR GAYLOR:   CAC card or  
7                   some other form of retired  
8                   identification?

9                   MR. MCDERMOTT:   Correct.

10                  LEGISLATOR GAYLOR:   What about  
11                  those veterans that have gone down to  
12                  the Nassau County Clerk's Office and  
13                  registered their DD Form 214, were  
14                  issued by the County Clerk a veteran's  
15                  card?

16                  MR. MCDERMOTT:   Well, the  
17                  veteran's are already covered under  
18                  this ordinance.

19                  LEGISLATOR GAYLOR:   Got it.

20                  MR. MCDERMOTT:   This is just  
21                  adding --

22                  LEGISLATOR GAYLOR:   The tweak on  
23                  the 2014 bill.

24                  MR. MCDERMOTT:   Correct.

25                  LEGISLATOR GAYLOR:   Got it.

1                   Veteran Sr. Affairs/7-12-21

2                   Thank you.

3                   CHAIRMAN FERRETTI:   Legislator  
4                   Rhoads.

5                   MR. RHOADS:   Thank you, Chairman  
6                   Ferretti.

7                   My understanding is and I got a  
8                   couple of emails on this is that the  
9                   Parks Department for active duty  
10                  military was actually already offering  
11                  free admission not discounted  
12                  admission, but free admission to active  
13                  duty military.

14                  This bill that has been submitted  
15                  by the administration indicates  
16                  discounted.

17                  So I want to make sure while I am  
18                  fully in favor of expanding the  
19                  definition, I don't want to be taking  
20                  away effectively a benefit to active  
21                  duty military.

22                  MR. MCDERMOTT:   Good evening,  
23                  legislator.   Yes, the active military  
24                  and the families have been receiving  
25                  total waivers of these uncertain things

1                   Veteran Sr. Affairs/7-12-21  
2                   such as pools, but they haven't been  
3                   really receiving discounts on many  
4                   other things.

5                   It was the intent of the  
6                   administration that those activities  
7                   where they already are having their fee  
8                   waived, that would continue, and it  
9                   would only be discounts for things that  
10                  they are currently not receiving any  
11                  break on.

12                  LEGISLATOR RHOADS: But that's  
13                  not what the legislation says. So  
14                  perhaps between committees and full  
15                  session we should break out what's free  
16                  and what's discounted?

17                  MR. MCDERMOTT: That can be done.

18                  LEGISLATOR RHOADS: Thank you.

19                  CHAIRMAN FERRETTI: Legislator  
20                  Gaylor.

21                  LEGISLATOR GAYLOR: One more  
22                  question. Maybe between now and the  
23                  Full Leg we can we make it so anybody  
24                  serving active duty right now is exempt  
25                  from any fee for anywhere in any county



1                   Veteran Sr. Affairs/7-12-21  
2                   park. And then discount the rest.  
3                   That's what I would like to see.

4                   MR. MCDERMOTT: We will bring it  
5                   back to the administration.

6                   CHAIRMAN FERRETTI: Legislator  
7                   Birnbaum.

8                   LEGISLATOR BIRNBAUM: Yes. So  
9                   now I am confused because I thought  
10                  this bill was to add these privileges  
11                  to the Military Reserves, the National  
12                  Guard, the same exact privileges that  
13                  it provided to veterans. So we have to  
14                  just make it equal.

15                  So whatever veterans are getting,  
16                  they have to get as well. They all  
17                  have to be the same, right?

18                  MR. MCDERMOTT: I do believe an  
19                  ordinance can make different  
20                  differentiation between active military  
21                  and veterans.

22                  Legislator Gaylor wants  
23                  additional preferences, I guess, for  
24                  the active military as opposed to  
25                  veterans, but that's really I believe

1                   Veteran Sr. Affairs/7-12-21  
2           the administration and the legislature  
3           you know would have to come to some  
4           meeting of the minds as to exactly what  
5           discounts and how much would be  
6           available.

7                   MS. BIRNBAUM:   Well, I am not  
8           sure what the intent was because to me  
9           it sounds like they should all be  
10          equal.

11                  MR. MCDERMOTT:   Well, the intent  
12          as drafted was to give the active  
13          military the discounts that the  
14          veterans are receiving now, and the  
15          active military are not, but to  
16          continue with the waivers for those  
17          certain activities that the active  
18          military is currently receiving.

19                  CHAIRMAN FERRETTI:   Let me ask  
20          you.   I think Legislator Birnbaum's  
21          question may be best answered by maybe  
22          Katie or, I mean, it sounds to me like  
23          you are asking the intent of the bill,  
24          right, I mean that's an administration  
25          bill?   Sorry Katie to put you on the

1                   Veteran Sr. Affairs/7-12-21

2                   spot.

3                   MS. HORST:   It's okay.   Katie  
4                   Horst from the administration.   Yes,  
5                   Legislator Birnbaum, you are correct.  
6                   Sorry, I can't see you.

7                   The intent was to include the  
8                   active and reserves with what the  
9                   veterans were already receiving.

10                  As to Legislator Gaylor's point  
11                  that he brought up, I will absolutely  
12                  bring it back and get the  
13                  administration's opinion on it.

14                  CHAIRMAN FERRETTI:   Okay.   Any  
15                  further debate or discussion?

16                  (No verbal response.)

17                  Do we have any public comment?

18                  (No verbal response.)

19                  There being none, all those in  
20                  favor of passing this item please  
21                  signify by saying aye.

22                  (Aye.)

23                  Those opposed?

24                  (No verbal response.)

25                  The item passes unanimously.

1                   Veteran Sr. Affairs/7-12-21

2                   There is no other business in  
3                   front of this committee, may I have a  
4                   motion to adjourn?

5                   LEGISLATOR BIRNBAUM:    So moved.

6                   LEGISLATOR DERIGGI-WHITTON:

7                   Second.

8                   CHAIRWOMAN FERRETTI:   Moved by  
9                   Legislator Birnbaum, seconded by  
10                  Legislator DeRiggi-Whitton.

11                  All those in favor say aye.

12                  (Aye.)

13                  Those opposed?

14                  (No verbal response.)

15                  The committee is now adjourned.

16                  Finance is next.

17                  (Whereupon, the Veteran and  
18                  Senior Affairs Committee adjourned at  
19                  6:04 p.m.)

20

21

22

23

24

25

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

C E R T I F I C A T E

I, STEFANIE KRUT, a Shorthand Reporter  
and Notary Public in and for the State of  
New York, do hereby stated:

THAT I attended at the time and place  
above mentioned and took stenographic record  
of the proceedings in the above-entitled  
matter;

THAT the foregoing transcript is a true  
and accurate transcript of the same and the  
whole thereof, according to the best of my  
ability and belief.

IN WITNESS WHEREOF, I have hereunto set  
my hand this 26th day of July, 2021.

-----

STEFANIE KRUT