1. Public Notice

Documents:

10-3-22 AND 10-24-22.PDF

1.I. PROPOSED ORD

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1.II. PROPOSED RES

Documents:

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PUBLIC NOTICE

PLEASE TAKE NOTICE THAT THE **NASSAU COUNTY LEGISLATURE** WILL HOLD **COMMITTEE MEETINGS OF THE LEGISLATURE** ON **MONDAY, OCTOBER 3, 2022 STARTING AT 1:00 PM AND WILL HOLD A FULL SESSION OF THE LEGISLATURE ON MONDAY, OCTOBER 24, 2022 STARTING AT 1:00 PM FOR PRESENTATIONS AND PUBLIC COMMENT, AND AT 2:00 PM FOR THE LEGISLATIVE CALENDAR** IN THE PETER J. SCHMITT MEMORIAL LEGISLATIVE CHAMBER, 1st FLOOR, THEODORE ROOSEVELT EXECUTIVE AND LEGISLATIVE BUILDING, 1550 FRANKLIN AVENUE, MINEOLA, NEW YORK 11501.

FULL LEGISLATIVE SESSION…….1:00 PM

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

MICHAEL C. PULITZER
Clerk of the Legislature

Dated: SEPTEMBER 26, 2022
Mineola, NY

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

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

The Nassau County Legislature is committed to making its public meetings accessible to individuals with disabilities 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. Additionally, those for whom English is not their primary language, or for those who are Deaf or hard-of-hearing, language and communication assistance technology will be available at public meetings.
Every Legislative meeting is streamed live on
http://www.nassaucountyny.gov/agencies/Legis/index.html"

PROPOSED ORDINANCE NO. 64 –2022

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated September 15, 2022, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

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

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

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

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
15,000,000	Opioid Litigation Settlement	OLS	HS	DE500	15,000,000

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

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

617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 65 – 2022

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

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

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

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

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

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

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

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. ("routine or continuing agency administration and management, not

including new programs or major reordering of priorities that may affect the environment"), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 66 –2022

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

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

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

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

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

BAEM22000001

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
131,629	New York State Division of Homeland Security and Emergency Services	GRT	EM	BB	131,629

BAEM22000002

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
1,785,615	New York State Division of Homeland Security and Emergency Services	GRT	EM	BB	1,735,615

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
		GRT	EM	DE	50,000

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

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment"), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 67 – 2022

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

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

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

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

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

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
1,224,329	Office of Indigent Legal Services	GRT	BU	DE	1,224,329

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

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

617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 68 – 2022

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

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

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

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

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

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

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
376,858	Office of Indigent Legal Services	GRT	BU	DE	376,858

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

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

617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 69 - 2022

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

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

WHEREAS, the County Executive, by communication dated September 29, 2022, addressed to the County Legislature, has advised that transfers of appropriations heretofore made and a supplemental appropriation are required; and

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

WHEREAS, the said transfers are known as Budget Transfers-Third Quarter as follows:

BTCW22000041

	CODE	DESCRIPTION	AMOUNT
FROM	LE GEN 2000 – DE548	County Legislature – Contractual Services	$ 50,000.00
	PD PDD 2400 - AA98Z	Police District – Salaries, Wages & Fees	**$** 5,000,000.00
	SS GEN 6000 – SS698	Social Services – Recipient Grants	**$** 140,000.00
	SS GEN 7300 - XX898	Social Services - Medicaid	$ 300,000.00
	BU GEN 1000 – AA98Z	Office of Management and Budget – Salaries, Wages & Fees	$ 276,587.00
	EL GEN 3000 – AA98Z	Board of Elections – Salaries, Wages & Fees	$ 697,000.00
	TOTAL		**$ 6,463,587.00**
TO	LE GEN 2000 – BB197	County Legislature – Equipment	$ 50,000.00
	PD PDD 2400 – AC98F	Police District – Workers' Compensation	$ 2,500,000.00
	FB PDD 1000 – AB10F	Police District – Fringe Benefits	$ 2,500,000.00
	SS GEN 2100 – DD497	Social Services – General Expenses	$ 30,000.00
	SS GEN 3600 – DD497	Social Services – General Expenses	$ 10,000.00
	SS GEN 6300 - WW847	Social Services – Emergency Vendor Payments	$ 100,000.00
	CC GEN 1510 – DD497	Dept of Corrections – General Expenses	$ 300,000.00
	EL GEN 2000 – DD497	Board of Elections – General Expenses	$ 973,587.00
	TOTAL		**$ 6,463,587.00**

and

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

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

Section 1. The County Legislature does also hereby authorize the said transfers of appropriations heretofore made within the budget of the year 2021, as hereinabove set forth; and

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

BABU22000015

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
1,000,000.00	NHCC Debt Service	GEN	BUGEN1770	HH	1,000,000.00

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

§4. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment"), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§5. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 70 – 2022

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Board of Elections.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated September 29, 2022, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

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

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

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

TOTAL AMOUNT (in dollars)	**SOURCE OF FUNDS**	**APPROPRIATED TO:**			
		FUND	**DEPT. CODE/Index**	**OBJ. CODE**	**AMOUNT** (in dollars)
284,556.52	NYS Aid to Localities Budget	GRT	EL	DD	284,556.52

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

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

supplemental appropriation ordinance is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment"), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED RESOLUTION NO. 195 - 2022

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF PETITIONER, AS SET FORTH IN THE ACTION ENTITLED *BOARD OF MANAGERS OF HAMLET II CONDOMINIUM AS AGENT FOR THE UNIT OWNERS v. COUNTY OF NASSAU, ET AL.,* INDEX NO. 404545/2019 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, Board of Managers of Hamlet II Condominium as Agent for the Unit Owners (the "Petitioner") commenced an action against the County of Nassau (the "County") entitled *Board of Managers of Hamlet II Condominium as Agent for the Unit Owners v. County of Nassau, et al.*, Index No. 404545/2019, alleging an excessive assessment of Petitioner's real property, and the County has agreed to make payment to Petitioner estimated in the aggregate amount of $216,739, plus interest at a stipulated rate in full settlement of all possible claims Petitioner may have against the County arising from the alleged excessive assessment;

WHEREAS, payments are to be made based upon reductions to the assessed value set forth below of Petitioner's real property, a residential condominium complex consisting of 152 units located at Hamlet Drive in Jericho, New York (Section 17, Block 15, Lot(s) 22, CA-0063, Units 181-212, 214-262, 264-273, 276-281, 283-312, 314-319, 322-325, 327-330, and 332) (hereinafter "Petitioner's Property"); and

WHEREAS, the reductions of assessed values for Petitioner's Property are $1,094 and $14,341 for the 2016/2017 and 2017/2018 tax years, respectively; and

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

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

RESOLVED, that the County Treasurer be and is hereby authorized to pay any refund due and owing based upon the reductions of assessed values for Petitioner's Property, which are $1,094 and $14,341 for the 2016/2017 and 2017/2018 tax years, respectively; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 197 - 2022

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF PETITIONER, AS SET FORTH IN THE ACTION ENTITLED *BOARD OF MANAGERS OF HORIZON AT WESTBURY AS AGENT FOR THE UNIT OWNERS v. COUNTY OF NASSAU, ET AL.,* INDEX NOS. 408957/2011 AND 405535/2018 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, Board of Managers of Horizon at Westbury as Agent for the Unit Owners (the "Petitioner") commenced an action against the County of Nassau (the "County") entitled *Board of Managers of Horizon at Westbury as Agent for the Unit Owners v. County of Nassau, et al.*, Index Nos. 408957/2011 and 405535/2018, alleging an excessive assessment of Petitioner's real property, and the County has agreed to make payment to Petitioner estimated in the aggregate amount of $494,861.83, plus interest at a stipulated rate in full settlement of all possible claims Petitioner may have against the County arising from the alleged excessive assessment;

WHEREAS, payments are to be made based upon reductions to the assessed value set forth below of Petitioner's real property, a residential condominium located at 130 Post Avenue in Westbury, New York (Section 10, Block 228, Lot(s) 504 CA-218, Units 101-103, 201-232, 301-333, and 401-425) (hereinafter "Petitioner's Property"); and

WHEREAS, the reductions of assessed values for Petitioner's Property are $26,731, $7,437, $8,115, $9,354, $14,926 and $20,000 for the 2010/2011, 2011/2012, 2012/2013, 2013/2014, 2014/2015, and 2015/2016 tax years, respectively; and

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

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

RESOLVED, that the County Treasurer be and is hereby authorized to pay any refund due and owing based upon the reductions of assessed values for Petitioner's Property, which are

$26,731, $7,437, $8,115, $9,354, $14,926 and $20,000 for the 2010/2011, 2011/2012, 2012/2013, 2013/2014, 2014/2015, and 2015/2016 tax years, respectively; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 198 - 2022

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *1121 JERUSALEM PARTNERS, LLC V. COUNTY OF NASSAU, ET AL.* INDEX NO. 409822/2010, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, 1121 Jerusalem Partners, LLC (the "Petitioner") commenced an action entitled *1121 Jerusalem Partners, LLC v. County of Nassau, et al.*, Index No. 409822/2010, against the County of Nassau (the "County"), alleging excessive assessment of Petitioner's real property, and the County has agreed to make payment to Petitioner estimated in the aggregate amount of $386,890, plus interest at a stipulated rate, in full settlement of all possible claims Petitioner may have against the County arising from the alleged excessive assessment; and

WHEREAS, payments are to be made based upon reductions to the assessed value set forth below of Petitioner's real property, a large Shoprite retail supermarket located 1121 Jerusalem Avenue in Uniondale, NY (Section 50, Block G, Lot(s) 269, 272) (hereinafter "Petitioner's Property"); and

WHEREAS, the reductions of assessed values for Petitioner's Property are $45,513, $18,544, $9,494, $0, $3,097 and $1,885 for the 2010/2011, 2011/2012, 2012/2013, 2013/2014, 2014/2015 and 2015/2016 tax years, respectively; and

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

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

RESOLVED, that the County Treasurer be and is hereby authorized to pay any refund due and owing based upon the reductions of assessed values for Petitioner's Property, which are

$45,513, $18,544, $9,494, $0, $3,097 and $1,885 for the 2010/2011, 2011/2012, 2012/2013, 2013/2014, 2014/2015 and 2015/2016 tax years, respectively; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 199 - 2022

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *COLD SPRING HILLS REALTY, LLC V. COUNTY OF NASSAU, ET AL.* INDEX NO. 407341/2008, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, Cold Spring Hills Realty, LLC (the "Petitioner") commenced an action entitled *Cold Spring Hills Realty, LLC v. County of Nassau, et al.*, Index No. 407341/2008, against the County of Nassau (the "County"), alleging excessive assessment of Petitioner's real property, and the County has agreed to make payment to Petitioner estimated in the aggregate amount of $538,217, plus interest at a stipulated rate, in full settlement of all possible claims Petitioner may have against the County arising from the alleged excessive assessment; and

WHEREAS, payments are to be made based upon reductions to the assessed value set forth below of Petitioner's real property, a self-managed ten-building nursing home and extended care complex located on Syosset-Jericho Road between Keri Way and Woodbury-Cold Spring Harbor Road in Woodbury, NY (Section 14, Block D, Lot(s) 741) (hereinafter "Petitioner's Property"); and

WHEREAS, the reductions of assessed values for Petitioner's Property are $27,000, $27,000, $30,000, and $28,000 for the 2007/2008, 2008/2009, 2009/2010 and 2010/2011 tax years, respectively; and

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

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

RESOLVED, that the County Treasurer be and is hereby authorized to pay any refund due and owing based upon the reductions of assessed values for Petitioner's Property, which are

$27,000, $27,000, $30,000, and $28,000 for the 2007/2008, 2008/2009, 2009/2010 and 2010/2011 tax years, respectively; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 200 - 2022

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIM OF PETITIONER, AS SET FORTH IN THE ACTION ENTITLED *BOARD OF MANAGERS OF JONATHAN HALL CONDOMINIUM AS AGENT FOR THE UNIT OWNERS v. COUNTY OF NASSAU, ET AL.,* INDEX NO. 400457/2017 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, Board of Managers of Jonathan Hall Condominium as Agent for the Unit Owners (the "Petitioner") commenced an action against the County of Nassau (the "County") entitled *Board of Managers of Jonathan Hall Condominium as Agent for the Unit Owners v. County of Nassau, et al.,* Index No. 400457/2017, alleging an excessive assessment of Petitioner's real property, and the County has agreed to make payment to Petitioner estimated in the aggregate amount of $363,150, plus interest at a stipulated rate, in full settlement of all possible claims Petitioner may have against the County arising from the alleged excessive assessment;

WHEREAS, payments are to be made based upon reductions to the assessed value set forth below of Petitioner's real property, a residential condominium complex located at 1534 Broadway, Hewlett, New York (Section 39, Block 426, Lot 92U) (hereinafter "Petitioner's Property"); and

WHEREAS, the reductions of assessed values for Petitioner's Property are $7,150, $5,000, $2,666, $1,400, $1,600, and $2,700 for the 2013/2014, 2014/2015, 2015/2016, 2016/2017, 2017/2018, and 2018/2019 tax years, respectively; and

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

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

RESOLVED, that the County Treasurer be and is hereby authorized to pay any refund due and owing based upon the reductions of assessed values for Petitioner's Property, which are

$7,150, $5,000, $2,666, $1,400, $1,600, and $2,700 for the 2013/2014, 2014/2015, 2015/2016, 2016/2017, 2017/2018, and 2018/2019 tax years, respectively; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 201- -2022

A RESOLUTION ratifying a Memorandum of Agreement making certain amendments to the Collective Bargaining Agreement between the County of Nassau and Nassau Community College, as joint employers, and the Adjunct Faculty Association of Nassau Community College.

WHEREAS, the County of Nassau and Nassau Community College, as joint employers, entered into a Collective Bargaining Agreement ("CBA") with the Adjunct Faculty Association of Nassau Community College (collectively, "the parties") which sets terms and conditions of employment for employees in the negotiating unit; and

WHEREAS, the parties have agreed to a Memorandum of Agreement (the "Memorandum of Agreement") dated September 2, 2022 (attached hereto) making certain amendments to the CBA; now therefore, be it

RESOLVED, that the act of the Chief Deputy County Executive for the County of Nassau and the Board of Trustees of Nassau Community College in executing the Memorandum of Agreement by and between the County of Nassau and Nassau Community College, as joint employers, and the Adjunct Faculty Association of Nassau Community College is hereby ratified.

PROPOSED RESOLUTION NO. 202 – 2022

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE VILLAGE OF LYNBROOK IN RELATION TO A PROJECT TO PROCURE COMMUNICATION EQUIPMENT AND RELATED ITEMS

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

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

WHEREAS, the Village is interested in undertaking a project to procure communication equipment and related items for the Village Police Department (the "Project"); and

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

RESOLVED, that the Nassau County Legislature authorizes the County Executive to execute the said agreement with the Village, in relation to the aforesaid Project; and be it further

RESOLVED that pursuant to the provisions of the State Environmental Quality Review Act (“SEQRA”), 8 N.Y.E.C.L. section 0101 *et seq*. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County said Project is a "Type II Action” within the meaning of Part 617.5(c) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment and no further review is required.

PROPOSED RESOLUTION NO. 203– 2022

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE VILLAGE OF LYNBROOK IN RELATION TO A PROJECT TO PROCURE COMMUNICATION EQUIPMENT AND RELATED ITEMS

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

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

WHEREAS, the Village is interested in undertaking a project to procure communication equipment, such as mobile radios, pagers, mobile data tablets, and related items for the Village Fire Department in furtherance of the County Fire Mutual Aid Plan (the "Project"); and

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

RESOLVED, that the Nassau County Legislature authorizes the County Executive to execute the said agreement with the Village, in relation to the aforesaid Project; and be it further

RESOLVED that pursuant to the provisions of the State Environmental Quality Review Act (“SEQRA”), 8 N.Y.E.C.L. section 0101 *et seq*. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County said Project is a "Type II Action” within the meaning of Part 617.5(c) of 6 N.Y.C.R.R., and, accordingly, is of a class of actions which do not have a significant effect on the environment and no further review is required.

PROPOSED RESOLUTION NO. 204 – 2022

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A GRANT AGREEMENT BETWEEN THE COUNTY OF NASSAU, ACTING ON BEHALF OF THE COUNTY DEPARTMENT OF PARKS, RECREATION AND MUSEUMS, AND THE FRIENDS OF CEDARMERE, INC.

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

WHEREAS, the Department has determined that funding shall be awarded to The Friends of Cedarmere, Inc., an existing not-for-profit organization located within the County, for the continuation and enhancement of cultural growth in the County; now, therefore, be it

RESOLVED, that the Nassau County Legislature authorizes the County Executive to execute the said agreement with The Friends of Cedarmere, Inc.

PROPOSED RESOLUTION NO. 205 – 2022

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE WANTAGH UNION FREE SCHOOL DISTRICT, IN RELATION TO PROCURING A SPORTS LIGHTING SYSTEM AND RELATED ITEMS.

WHEREAS, it is in the best interests of Nassau County ("County") and the Wantagh Union Free School District ("SCHOOL DISTRICT") to share resources in the undertaking of municipal improvement projects and other purposes, as authorized by Article 9, §1 of the New York State Constitution and Article 5-G of the General Municipal Law ("GML") to enter into intergovernmental agreements; and

WHEREAS, each party hereto has certain resources, including equipment, personnel and financing which is available to carry out such projects and purposes; and

WHEREAS, it is possible to make such resources available for mutual use when it is in the public interest; and

WHEREAS, it is desirable for the SCHOOL DISTRICT to undertake the project to procure and install a new sports lighting system and related items for the SCHOOL DISTRICT (the "Project"); NOW, THEREFORE, be it

RESOLVED, that the Nassau County Legislature hereby authorizes the County Executive to execute the Inter Municipal Agreement(s) and to execute any and all other instruments, related documents or ancillary agreements and to take such other action as is necessary to effectuate and carry out the intent and purpose of the Inter Municipal Agreement(s).

RESOLVED, that pursuant to the provisions of SEQRA, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., the proposed Inter Municipal Agreement(s) has been determined not to have any significant adverse impacts on the environment and no further review is required.

PROPOSED RESOLUTION NO. 206– 2022

A RESOLUTION AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTER-MUNICIPAL AGREEMENT WITH THE CITY OF LONG BEACH, IN RELATION TO PROCURING EMERGENCY COMMUNICATIONS EQUIPMENT AND RELATED ITEMS.

WHEREAS, it is in the best interests of Nassau County ("County") and the City of Long Beach ("CITY") to share resources in the undertaking of municipal improvement projects and other purposes, as authorized by Article 9, §1 of the New York State Constitution and Article 5-G of the General Municipal Law ("GML") to enter into intergovernmental agreements; and

WHEREAS, each party hereto has certain resources, including equipment, personnel and financing which is available to carry out such projects and purposes; and

WHEREAS, it is possible to make such resources available for mutual use when it is in the public interest; and

WHEREAS, it is desirable for the CITY to undertake the project to procure emergency communications equipment and related items for the CITY (the "Project"), which will work in cooperation with the Nassau County Police Department and Nassau County Fire Marshal; and

NOW, THEREFORE, be it

RESOLVED, that the Nassau County Legislature hereby authorizes the County Executive to execute the Inter Municipal Agreement(s) and to execute any and all other instruments, related documents or ancillary agreements and to take such other action as is necessary to effectuate and carry out the intent and purpose of the Inter Municipal Agreement(s).

RESOLVED, that pursuant to the provisions of SEQRA, 8 N.Y.E.C.L. section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., the proposed Inter Municipal Agreement(s) has been determined not to have any significant adverse impacts on the environment and no further review is required.

PROPOSED RESOLUTION NO. 207 – 2022

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

WHEREAS, the County Executive, by communication dated September 15, 2022 addressed to the County Legislature, has advised that a transfer of appropriations heretofore made has been requested in order to provide funds to meet certain expenditures authorized within the budget for the year 2022; and

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

WHEREAS, the said transfer is known as BTCW22000040 as follows:

BOARD TRANSFER NO. BTCW22000040

	CODE	DESCRIPTION	AMOUNT
FROM	ESARP3010-6F60F	Household Assistant Program (HAP)	$20,140,000.00
	TOTAL		**$20,140,000.00**
TO	ESARP3104-DE 547	Tourism	$1,400,000.00
	ESARP3140-DE 547	Vocational Education and Extension Board (VEEB)	$1,500,000.00
	ESARP3121-DE 547	Behavioral Health Support	$2,000,000.00
	ESARP3100-DE 547	Main Street Grant Program	$10,000,000.00
	ESARP3110-6F 60G	Septic Replacement Fund Program	$2,000,000.00
	ESARP3145-DE 547	Broadband	$1,000,000.00
	ESARP3129-DE 547	Assistance to Non-public Schools	$1,000,000.00
	ESARP3125-AA 97Z	Office of Health Equity	$370,000.00
	ESARP3125-AB 10F	Office of Health Equity	$175,000.00
	ESARP3125-BB 197	Office of Health Equity	$20,000.00
	ESARP3125-DD 497	Office of Health Equity	$30,000.00
	ESARP3125-DE 547	Office of Health Equity	$60,000.00
	ESARP3126-AA 97Z	Division of Diversity Equity and Inclusion	$250,000.00
	ESARP3126-AB 10F	Division of Diversity Equity and Inclusion	$125,000.00
	ESARP3126-BB 197	Division of Diversity Equity and Inclusion	$18,750.00
	ESARP3126-DD 497	Division of Diversity Equity and Inclusion	$31,250.00
	ESARP3126-DE 547	Division of Diversity Equity and Inclusion	$160,000.00
	TOTAL		**$20,140,000.00**

and;

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

RESOLVED, that the County Legislature does hereby authorize the said transfers of appropriations heretofore made within the budget for the year 2022, as hereinabove set forth; and be it further

RESOLVED that this resolution may be modified to allow for the correction of any

mathematical and/or typographical errors subsequent to any approval and adoption of said resolution without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said resolution is passed by the affirmative vote of a majority of said Legislature; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this budget transfer is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment"), and, accordingly, is a class of actions which does not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 208 – 2022

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

WHEREAS, the County Executive, by communication dated September 20, 2022, addressed to the County Legislature, has advised that a transfer of appropriations heretofore made has been requested in order to provide funds to meet certain expenditures authorized within the budget for the year 2022; and

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

WHEREAS, the said transfers are known as BTCW220000036 and BTCW22000037 are as follows:

BOARD TRANSFER NO. 36

	CODE	**DESCRIPTION**	**AMOUNT**
FROM	HEGRTC100NYS (21)-AB10F	Health Department- Grant Fund- Fringe Benefits	$ 3,500.00
	TOTAL		**$ 3,500.00**
TO	HEGRTC100NYS (21)-AA97Z	Health Department-Grant Funds-Salaries	$ 3,500.00
	TOTAL		**$ 3,500.00**

BOARD TRANSFER NO. 37

	CODE	**DESCRIPTION**	**AMOUNT**
FROM	HE-GRT-T297 (22)-AB10F	Health Department- Grant Fund- Fringe Benefits	$ 700.00
	TOTAL		**$ 700.00**
TO	HE-GRT-T297 (22)-DD497	Health Department-Grant Funds-General Expenses	$ 700.00
	TOTAL		**$ 700.00**

WHEREAS, the said transfers of appropriations are recommended by the County Executive in said communication and are within the scope of Section 307 of the County

Government Law of Nassau County; now, therefore, be it

RESOLVED, that the County Legislature does hereby authorize the said transfers of appropriations heretofore made within the budget for the year 2022, as hereinabove set forth; and be it further

RESOLVED that this resolution may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said resolution without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said resolution is passed by the affirmative vote of a majority of said Legislature; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this budget transfer is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. ("routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment"), and, accordingly, is a class of actions which does not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 209 – 2022

A RESOLUTION TO AUTHORIZE THE RELEASE OF THE SURETY BOND AND ESCROW DEPOSIT COVERING IMPROVEMENTS ON THE "MAP OF COUNTRY POINTE AT PLAINVIEW - CONDOMINIUM VI," SITUATED IN PLAINVIEW-OLD BETHPAGE, TOWN OF OYSTER BAY, COUNTY OF NASSAU, NEW YORK.

WHEREAS, the Nassau County Planning Commission, by resolution, has approved the "Map of Country Pointe at Plainview - Condominium VI" upon the filing of a Surety Bond and Cash Escrow deposit, conditioned upon the completion of the public improvements on land included in said map;

WHEREAS, the dates of such resolution, the name of such map, the names of the Principal and Surety, and the amounts of the Surety Bond and Cash Escrow deposit have been duly filed in the office of the Nassau County Planning Commission;

WHEREAS, the Nassau County Planning Commission, by resolution, has certified to the Legislature that the public improvements so required by the Nassau County Planning Commission have been completed to its satisfaction and has indicated that the Principal and Surety should now be released from their obligation thereunder and that the Surety Bond and Cash Escrow deposit, plus interest and less administrative costs, if any, be released to said Principal; now therefore be it

RESOLVED, that the Nassau County Legislature does hereby consent to and authorize the release of the Principal and Surety on the following Surety Bond and from any further liability thereunder, and further consents to the release to the Principal of the following Cash Escrow deposit:

Date of Resolution	Plat/location	Principal	Amount of Surety Bond	Cash Escrow Deposit
9/08/22	"Map of Country Pointe at Plainview – Condominium VI"	Beechwood Plainview-Old Bethpage II, LLC	$360,052.00	$68,285.95

PROPOSED RESOLUTION NO. 196 - 2022

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTIONS ENTITLED *CVS ALBANY, LLC #218-02 V. COUNTY OF NASSAU, ET Al.,* INDEX NO. 404606/2019 PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, CVS Albany, LLC #218-02 (the "Petitioner") commenced an action entitled *CVS Albany, LLC #218-02 v. County of Nassau, et al.,* Index No. 404606/2019 against the County of Nassau (the "County"), alleging excessive assessment of Petitioner's real property, and the County has agreed to make payment to Petitioner estimated in the amount of $251,664, plus interest at a stipulated rate, in full settlement of all possible claims Petitioner may have against the County arising from the alleged excessive assessment; and

WHEREAS, payments are to be made based upon reductions to the assessed value set forth below of Petitioner's real property, a CVS store located at 2970 Hempstead Tpke. in Levittown, NY (Section 51, Block 103, Lot(s) 52-53) (hereinafter "Petitioner's Property"); and

WHEREAS, the reductions of assessed values for Petitioner's Property are $10,000 and $11,541 for the 2016/2017 and 2017/2018 tax years, respectively; and

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

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

RESOLVED, that the County Treasurer be and is hereby authorized to pay any refund due and owing based upon the reductions of assessed values for Petitioner's Property, which are $10,000 and $11,541 for the 2016/2017 and 2017/2018 tax years, respectively; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 193 - 2022

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *OCEAN WATCH REALTY LLC V. COUNTY OF NASSAU*, INDEX NO. 401766/2010, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, Ocean Watch Realty LLC (the "Petitioner") commenced an action entitled *Ocean Watch Realty LLC v. County of Nassau, et al.*, Index No. 401766/2010, against the County of Nassau (the "County"), alleging excessive assessment of Petitioner's real property, and the County has agreed to make payment to Petitioner estimated in the aggregate amount of $1,036,707, plus interest at a stipulated rate, in full settlement of all possible claims Petitioner may have against the County arising from the alleged excessive assessment; and

WHEREAS, payments are to be made based upon reductions to the assessed value set forth below of Petitioner's real property, a condominium complex located at 1 Ocean Watch Court in Freeport, NY (Section 62, Block 236, Lot(s) 1-61) (hereinafter "Petitioner's Property"); and

WHEREAS, the reductions of assessed values for Petitioner's Property are $19,000, $20,250, $16,400, $12,450, $13,500 and $3,350 for the 2010/2011, 2011/2012, 2012/2013, 2013/2014, 2014/2015 and 2015/2016 tax years, respectively; and

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

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

RESOLVED, that the County Treasurer be and is hereby authorized to pay any refund due and owing based upon the reductions of assessed values for Petitioner's Property, which are $19,000, $20,250, $16,400, $12,450, $13,500 and $3,350 for the 2010/2011, 2011/2012, 2012/2013, 2013/2014, 2014/2015 and 2015/2016 tax years, respectively; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a "Type II" Action within the meaning of Section 617.5(c)(29) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 194 - 2022

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *2701 ASSOCIATES, LLC V. COUNTY OF NASSAU, ET AL.,* INDEX NO. 1966/2015, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE.

WHEREAS, 2701 Associates, LLC (the "Plaintiff") commenced an action against the County of Nassau (the "County"), entitled *2701 Associates, LLC v. County of Nassau, et al.,* Index No. 1966/2015, alleging property damage and economic loss, and the County has agreed to make payment to Plaintiff in the amount of $1,250,000 in full settlement of all possible claims Plaintiff may have against the County arising from the circumstances upon which the action is based; and

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

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

RESOLVED, that the County Treasurer be and is hereby authorized to pay a maximum of $1,250,000 payable as directed by the County Attorney and thereupon delivered to the attorneys for Plaintiff upon receipt of a Settlement Agreement and Limited Release; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a "Type II" Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.