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NASSAU COUNTY LEGISLATURE

RICHARD NICOLELLO
PRESIDING OFFICER

RULES COMMITTEE

LEGISLATOR RICHARD NICOLELLO
CHAIR

Theodore Roosevelt Building
1550 Franklin Avenue
Mineola, New York

April 9, 2018
2:09 P.M.

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

LEGISLATOR RICHARD NICOLELLO
Chair

LEGISLATOR HOWARD KOPEL
Vice Chair

LEGISLATOR STEVEN RHOADS

LEGISLATOR LAURA SCHAEFER

LEGISLATOR KEVAN ABRAHAMS
Ranking member

LEGISLATOR DELIA DERIGGI-WHITTON

LEGISLATOR SIELA BYNOE

1 Rules - 4-9-18

2 LEGISLATOR NICOLELLO: I would
3 like to call the Rules Committee to order and
4 ask that Mr. Pulitzer call the roll. Before
5 we do that we are going to have the pledge of
6 allegiance and ask our colleague, Legislator
7 Gaylor, to lead us in the pledge.

8 (Pledge of Allegiance was
9 recited.)

10 LEGISLATOR NICOLELLO: Thank you
11 Mr. Pulitzer.

12 MR. PULITZER: Thank you
13 Mr. Nicolello. Roll call Rules Committee.
14 Legislator Siela Bynoe.

15 LEGISLATOR BYNOE: Here.

16 MR. PULITZER: Delia
17 DeRiggi-Whitton.

18 LEGISLATOR DERIGGI-WHITTON:
19 Here.

20 MR. PULITZER: Ranking member
21 Kevan Abrahams.

22 LEGISLATOR ABRAHAMS: Here.

23 MR. PULITZER: Legislator Laura
24 Schaefer.

25 LEGISLATOR SCHAEFER: Here.

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2 MR. PULITZER: Steven Rhoads.

3 LEGISLATOR RHOADS: Present.

4 MR. PULITZER: Vice chairman

5 Howard Kopel.

6 LEGISLATOR KOPEL: Here.

7 MR. PULITZER: Chairman Richard

8 Nicolello.

9 LEGISLATOR NICOLELLO: Here.

10 MR. PULITZER: We have a quorum

11 sir.

12 LEGISLATOR NICOLELLO: Legislator

13 Rhoads is out now speaking to Mr. Malloy and

14 several members from the Fire Commission I

15 believe are here on the VEEB contract. But I

16 think, as Steve has been explaining, because

17 of when it was submitted to the legislature

18 our rules prohibit it from being heard today.

19 It's our intention is to put it on the full

20 legislative -- not the full legislative

21 calendar. We will call the Rules Committee

22 meeting in two weeks and consider the contract

23 at that time.

24 Having said that, the first item is

25 going to be contract A-6 of 2018. These

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2 following contracts will be A contracts, which
3 involve authorizing the director of purchasing
4 to award and execute contracts on behalf of
5 various county departments and agencies.

6 A-6 is a resolution authorizing the
7 director of Nassau County Office of Purchasing
8 to award and execute a contract between the
9 County of Nassau acting on behalf of Nassau
10 County Department of Public Works and Heinrich
11 Equipment Co., Inc.

12 Moved by Legislator Schaefer.

13 Seconded by Legislator Kopel.

14 MR. ARNOLD: Ken Arnold, Public
15 Works. A-6 is a blank order contract for
16 Heinrich. Heinrich is our tank monitoring
17 system contractor. Both the alarm systems and
18 to maintain them.

19 LEGISLATOR NICOLELLO: Any
20 questions for Mr. Arnold? Any public
21 comment? All those in favor signify by saying
22 aye. Those opposed? That item carries
23 unanimously.

24 I'm going to go a little bit out of
25 order. Mr. Malloy has requested that he be

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2 able to speak with request to the VEEB
3 contract. Since there are four members of the
4 fire commission here I will give them the
5 ability to just address us briefly on that.
6 Again, we will be taking it up in two weeks.

7 MR. MALLOY: Philip Malloy,
8 president of VEEB, Vocational Education
9 Extension Board. I brought with me my
10 division heads from all the areas within the
11 fire department training. We go through this
12 each year, and is there a way that the
13 legislature could come up with giving us a
14 multiyear contract so we don't have to do this
15 each year? We are into April. I borrowed all
16 the money I can borrow from all over the
17 place. We haven't paid our health insurance.
18 I haven't paid my rent on the buildings. It's
19 just not fair that we do this every single
20 year. You can see my face. Every year I'm
21 here. If we had a multiyear contract at least
22 we would be working on the next contract
23 before that contract was over.

24 We are a contract agency, which I
25 really don't understand why. We do all the

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2 training. We're the only ones that do the
3 fire training and we do the education
4 department as well as our EMS training that we
5 do in the county for all our volunteer fire
6 fighters and we also do it for hospitals and
7 nursing homes. Whoever needs the training we
8 take and do that.

9 If there's a way that the leg can
10 come up with a multiyear contract so that we
11 don't have to go through this each year. I'm
12 at the point right now we're at the point
13 where we're going to close the fire academy if
14 I do not get funding. I have one more pay
15 period left of funding left that I can do and
16 I took and borrowed that money from everywhere
17 I can in order to get payroll for these
18 gentlemen that are full time. It's just not
19 fair that we have to do this each year.

20 If there's a way that we can come
21 up with some multiyear contract or something
22 that we can work on the contract the year
23 before it comes up so we're not at this point
24 I would really appreciate that. I've spoken
25 to many of you. I know Steve Rhoads has been

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2 a big help communicating some of this stuff
3 back and forth. But if there is a way we can
4 work this out I would really appreciate that.
5 The 23rd we're really pushing it to the 23rd.

6 LEGISLATOR NICOLELLO: Thank
7 you. That's a point well taken. It is,
8 unfortunately, a common problem with the
9 county. We will most definitely be pursuing
10 that with the administration in urging that as
11 a course of action. We do not initiate the
12 contracts though. By law they are initiated
13 by the administration and come to us for
14 approval. So we will definitely work with the
15 administration. It makes a lot of sense. We
16 don't want to see the stresses that are
17 resulting from the delays. And we appreciate,
18 every one of us appreciates, the incredible
19 job that you do training our fire fighters and
20 emergency responders. It's something that we
21 will certainly explore going forward. And
22 Legislator Rhoads, as you know is a volunteer
23 fire fighter, will certainly take the lead on
24 this to see if we can get this in place for
25 future years. Thank you very much.

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2 MR. MALLOY: Thank you very much.

3 LEGISLATOR NICOLELLO: Thank
4 you. Contract item A-30 2018 is a resolution
5 authorizing the director of Nassau County
6 Office of Purchasing to award and execute a
7 contract between the county of Nassau, acting
8 on behalf of the County Department of
9 Assessment, and Michael Haberman Associates,
10 Inc.

11 Moved by Legislator Bynoe.

12 Seconded by Legislator Rhoads.

13 MR. CORTE: Steven Corte. The
14 contract for which we seek your approval is to
15 obtain a substitute computer program that the
16 Department of Assessment requires to replace a
17 program that no longer is available to us.

18 The purpose of this program is to
19 create what we refer to as a CMA report --
20 also known as a Comparative Market Analysis --
21 which is a standard report used by SCAR staff
22 to make the appropriate presentation in
23 supreme court to defend our values at SCAR
24 hearings.

25 The person who created and

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2 maintained this program in the past retired at
3 the end of 2017 and a replacement program is
4 now needed to provide SCAR staff with those
5 CMA reports. Which are necessary and required
6 by the courts to defend our values.

7 Unfortunately, due to the lack of
8 personnel, Department of Assessment had only
9 one person available to run and to maintain
10 this program. Which he did with the aid and
11 assistance of IT personnel. Now with this
12 person having retired, the department is in
13 immediate need of a substitute program for the
14 beginning of the 2018 SCAR season. The first
15 SCAR calendar starting approximately the first
16 week of May. Given the short span of time
17 available Department of Assessment does not
18 have sufficient time or expertise to develop a
19 substitute program on its own. Even with the
20 assistance of IT this would not have been
21 possible in the time allotted.

22 The program being sought is one
23 that this particular vendor has been using for
24 several years to defend SCAR cases for the
25 villages and the Suffolk County townships that

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2 they represent.

3 By using a developed program such
4 as this, the Department of Assessment no
5 longer requires its own personnel to develop
6 and maintain such a program. And instead of
7 one person maintaining the program during the
8 SCAR season, all those involved in the SCAR
9 process will be able to maintain their own
10 calendar. Thus moving this process along
11 internally much faster.

12 This program will also give each
13 tax specialist the ability to review and
14 modify each case individually at a much faster
15 pace and with a greater degree of accuracy.

16 We are requesting that the
17 legislature approve this contract today so
18 that we may begin the preparation of this
19 process as quickly as possible, which will
20 require us to work with the vendor to begin
21 the downloading of inventory, sales data and
22 to review and modify any other components that
23 are typically used in the valuation process.
24 I thank you and I would entertain any
25 questions at this time.

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2 LEGISLATOR NICOLELLO: Deputy
3 Presiding Officer Kopel.

4 LEGISLATOR KOPEL: Thank you.
5 Good afternoon Steve. How does this relate to
6 the overall assessment project that this same
7 company is doing? Is there any intersection
8 of the two?

9 MR. CORTE: No. What this is is
10 SCAR comes after the Assessment Review
11 Commission hears all the appeals.

12 LEGISLATOR KOPEL: What I mean is
13 that going forward would this program then not
14 simply be backing up the very same assessment
15 that Michael Haberman Associates might have
16 provided in the first place?

17 MR. CORTE: No. Two separate and
18 distinct processes.

19 LEGISLATOR KOPEL: In other
20 words, what you're saying is that they may
21 come up with one assessment in the overall
22 reassessment project and this might provide a
23 different one?

24 MR. CORTE: The reassessment
25 project is not going to be completed until

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2 January. This starts --

3 LEGISLATOR KOPEL: I get it. I'm
4 asking about going forward.

5 MR. CORTE: Going forward this
6 could be a different process next year.

7 LEGISLATOR KOPEL: Not what I
8 asked.

9 MR. CORTE: We would assume that
10 if all values are where we would like them to
11 be and our systems are up and running we can
12 do this internally.

13 LEGISLATOR KOPEL: But the
14 assessment in very many instances that might
15 be in the process of being litigated might
16 have come from Michael Haberman Associates; is
17 that right?

18 MR. CORTE: It could be going
19 forward. But one would assume that those
20 numbers will be very, very similar to one
21 another. You're taking the data from the same
22 place.

23 LEGISLATOR KOPEL: I'm wondering
24 about the utility in those cases. You're not
25 really backing anything up. What is this

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2 doing differently then the initial assessment
3 would have done?

4 MR. CORTE: It's not doing
5 anything. It's just we don't have the person
6 to run this program for us. We get
7 approximately eight to 10,000 of these a year.

8 LEGISLATOR KOPEL: When we get
9 the assessments now from whether it's Haberman
10 or Smith you're going to get some data with
11 it, right?

12 MR. CORTE: Yes. But we provide
13 the data.

14 LEGISLATOR KOPEL: I'm struggling
15 with this. What is this going to do that's
16 different? What information will we get out
17 of this? How are we going to become smarter
18 and more able to defend a case with this than
19 with the information we would have had
20 anyway?

21 MR. CORTE: I don't know that I
22 really understand your question.

23 LEGISLATOR KOPEL: You don't
24 understand my question?

25 MR. CORTE: I don't know that I

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2 understand exactly where you're going.

3 MR. KOPEL: Is there someone
4 there to help? Right next to you.

5 MR. CORTE: I can answer it if I
6 understand what the question is.

7 LEGISLATOR KOPEL: We have to
8 provide -- we have an assessment that's based
9 upon certain criteria. Using that criteria
10 you come up with a number of data points and
11 that will give you the assessed valuation.
12 That's what you're getting from Haberman and
13 from Smith.

14 MR. CORTE: We will get that,
15 yes.

16 LEGISLATOR KOPEL: Values and you
17 will get the backup data as well?

18 MR. CORTE: That's correct.

19 LEGISLATOR KOPEL: Good. So
20 we're there. What I'm asking you is what this
21 system will give you. In other words, this is
22 a fall back, the way you've explained it, in
23 the event that there is an appeal of the
24 assessment. That's what this system is for.
25 This system is to defend and appeal of those

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2 assessed valuations?

3 MR. CORTE: Right.

4 LEGISLATOR KOPEL: So, what is
5 this system going to give you different? What
6 information will it give you that is different
7 than the information you've already got?

8 MR. CORTE: It's not about the
9 information. It's about the format. We have
10 to put this in what we call a CMA program, so
11 it's presented to the court. Because the
12 petitioners will be providing that same
13 format. There has to be a degree of
14 consistency is.

15 LEGISLATOR KOPEL: What is a
16 CMA?

17 MR. CORTE: Comparative market
18 analysis. We're talking about residential
19 properties. Everything in residential is done
20 by a sales comparison approach. Hence the
21 term.

22 LEGISLATOR KOPEL: That is not
23 what you're getting in the initial assessed
24 value?

25 MR. CORTE: You're getting the

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2 values but now you have to put this in a
3 format that is standard.

4 LEGISLATOR KOPEL: But you're not
5 getting that standard format in the initial
6 assessment?

7 MR. CORTE: No. Two completely
8 different things. Don't forget, as we do a
9 reassessment that's done as a regression
10 analysis. We can't do regression in the
11 courts. We have to do it as a CMA.

12 LEGISLATOR KOPEL: Now I'm going
13 to stop you again. Regression analysis.

14 MR. CORTE: A statistical way of
15 valuing property when you do mass. We have
16 360,000 residential properties. You have to
17 do it by mass. I can't do a single valuation
18 of each individual property.

19 LEGISLATOR KOPEL: This product
20 will give it to you individually?

21 MR. CORTE: Yes. For just the
22 ones that are grieved and are beyond the ARC
23 process.

24 LEGISLATOR KOPEL: Now we're
25 getting somewhere. So, this is just a license

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2 fee that's on an ongoing basis?

3 MR. CORTE: Right.

4 LEGISLATOR KOPEL: Thank you.

5 LEGISLATOR NICOLELLO: Minority
6 Leader Abrahams.

7 LEGISLATOR ABRAHAMS: Thank you
8 Presiding Officer.

9 Just to follow-up on Deputy
10 Presiding Officer Kopel's question in regards
11 to the licensing. I understand that Haberman
12 Associates is going to be putting together
13 this CMA, and thank you for your explanation
14 on what the CMA actually is. Once they put
15 together this software do we own the license
16 or do they have ownership to that license?

17 MR. CORTE: They own the
18 license. It would be renewed on an annual
19 basis if necessary.

20 LEGISLATOR ABRAHAMS: So we're
21 tied to it no matter what?

22 MR. CORTE: For this year. In
23 other words, as we move forward --

24 LEGISLATOR ABRAHAMS: Say this
25 contract comes up next year, basically we have

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2 to use Haberman Associates again?

3 MR. CORTE: Yes because at that
4 point we would just be updating the data.
5 Everything else would be in place.

6 LEGISLATOR ABRAHAMS:
7 Interesting.

8 LEGISLATOR NICOLELLO: Any other
9 questions?

10 LEGISLATOR ABRAHAMS: Yes. Just
11 a quick question my colleague pointed out. In
12 the backup we noticed that the nonhosted
13 format is only from March 1 of 2018 -- and I'm
14 not hanging up on the fact that it's late --
15 but it only goes through August 31st of 2018.
16 Why wouldn't it go for a full year?

17 MR. CORTE: I believe it is a
18 full year, yes, but that's the SCAR season.
19 SCAR season starts first week of May usually
20 ends in August.

21 LEGISLATOR ABRAHAMS: It does go
22 for the whole year but just covering the SCAR
23 season?

24 MR. CORTE: We will use it for
25 other things absolutely but it's just that it

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2 covers the SCAR season which is based on the
3 court calendar.

4 LEGISLATOR ABRAHAMS: Just the
5 way it's written in our backup it doesn't look
6 like that's the case.

7 MR. CORTE: It's definitely for
8 the year.

9 LEGISLATOR ABRAHAMS: Definitely
10 for the year?

11 MR. CORTE: Absolutely.

12 LEGISLATOR ABRAHAMS: Just for
13 our purposes, the end date would be from next
14 year?

15 MR. CORTE: Yes.

16 LEGISLATOR ABRAHAMS: So the
17 contract would go through to April of 2019?

18 MR. CORTE: Correct.

19 LEGISLATOR NICOLELLO: Quick
20 question. What is the alternative to not
21 doing this?

22 MR. CORTE: The alternative is
23 that we would not be prepared to defend our
24 values in court and in theory you lose.

25 LEGISLATOR NICOLELLO: So unless

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2 you have a license in place going forward --

3 MR. CORTE: We have to have a
4 program of some kind. Unfortunately, this
5 gentleman had so knowledge of that entire SAS
6 program as it was called and he just abruptly
7 retired and we had a month or two to try to
8 find a substitute. At least these are
9 programs, like this one, these are established
10 programs. So there's only some minor tweaking
11 that has to be done to conform to what we use
12 internally.

13 LEGISLATOR NICOLELLO: The SAS
14 program is that something developed
15 internally?

16 MR. CORTE: That's a standardized
17 program that's out there. It's an
18 off-the-shelf program. You have to modify
19 that. This has been exclusively made for this
20 purpose. So it is a better program for us.

21 LEGISLATOR NICOLELLO: It's not
22 possible to train someone else to use the SAS
23 program that we've been using?

24 MR. CORTE: You could but to be
25 very honest with you, this program is so much

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2 better than what we were doing because we
3 ended up having to -- IT had to have people
4 assigned to help us with this and there were
5 like three or four people doing the work of
6 what's going to happen now, basically one
7 person.

8 LEGISLATOR NICOLELLO: All
9 right. Any other questions? Any public
10 comment?

11 MS. MEREDAY: Meta Mereday,
12 Baldwin resident. I'm concerned as it
13 particularly pertains to assessment as far as
14 the integrity and the safety of the
15 information. So I guess from what I was
16 hearing there was one person who is
17 responsible for the process and they were
18 gone. I believe the words were abruptly
19 retired and there was no one else to do it and
20 there weren't enough people in the Assessment
21 Department. Now we are basically engaging
22 with a consultant. Which, to my
23 understanding, would have kind of sole source
24 responsibility. So we will be in bed with
25 this company for an extensive period of time.

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2 And if something should happen they would
3 basically be holding our tax information,
4 residents, those of us that are still trying
5 to hang on, where we got an increasing number
6 of zombie houses on our streets.

7 I'm trying to understand where is
8 the safety measures, the integrity, the
9 protection to make sure this doesn't happen
10 again. That we have a more widespread review
11 process ahead of time so we don't have to keep
12 coming up with these last minute, very costly
13 measures. Just a little curious. If somebody
14 can give me a little more assurance with
15 regard to that it would be greatly
16 appreciated.

17 Also I found it interesting that
18 there were representatives from the union who
19 were at a previous meeting who were strongly
20 against how the assessment process with this
21 consultant went about and it seemed like there
22 was lively discussion. But then it was
23 tabled. And then two weeks later, always
24 convenient with this body, when there's no one
25 here to be in opposition these things kind of

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2 get passed.

3 Again, trying to be positive and
4 proactive in 2018, but it seems like we're
5 going back down these same roads we have
6 traveled before. And as we all know, the pot
7 holes are getting bigger in Nassau County.
8 So, let's try to clean this stuff up ahead of
9 time and do a better job. Thank you.

10 LEGISLATOR NICOLELLO: Steve, can
11 you respond to that? Is the vendor going to
12 be holding tax information?

13 MR. CORTE: No. All the vendor
14 is doing is providing us with the program. We
15 will handle all of that. And I would also say
16 to you that the vendor has already signed
17 confidentiality agreements because of the
18 other work they're doing in the reassessment
19 project. It's a good point but it's already
20 been dealt with through the county attorney's
21 office and those agreements.

22 LEGISLATOR NICOLELLO: Do we have
23 any other public comment? Thank you Steve.
24 Hearing none, I'm going to call the item. All
25 in favor signify by saying aye. Those

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2 opposed? Carries unanimously.

3 A-31 of 2018 is a resolution
4 authorizing the director of Nassau County
5 Office of Purchasing to request oversight of a
6 contract between the county and Judge Family
7 Enterprises, Inc.

8 Moved by Legislator
9 DeRiggi-Whitton. Seconded by Minority Leader
10 Abrahams.

11 MR. STEPHANOFF: Lieutenant Greg
12 Stephanoff from the police. A-31 is a blanket
13 order between the county and Judge Family
14 Enterprises. The entire county uses this
15 blanket order. It supplies batteries. We use
16 it for marine, auto and ambulance batteries.
17 The total encumbrance that the county will
18 encumber will exceed \$100,000, which needs
19 your approval to go forward.

20 LEGISLATOR NICOLELLO: Any
21 questions? Any public comment? Thank you
22 Lieutenant. All in favor signify by saying
23 aye. Those opposed? Carries unanimously.

24 A-32 is a resolution authorizing
25 the director of purchasing to award and

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2 execute a contract between the county of
3 Nassau acting on behalf of the Nassau County
4 Correctional Center and H. Schrier and
5 Company, Inc.

6 Moved by Legislator Kopel.
7 Seconded by Legislator Rhoads.

8 MS. HALL: Good afternoon. Narda
9 Hall, correctional center. A-32-18 is blanket
10 to authorize and award for groceries for the
11 Nassau County Correctional Center. The bid
12 was advertised in Newsday and posted to the
13 Nassau County website bid solicitation board
14 where 12 vendors viewed the bill. None of
15 which are minority women or veteran-owned.
16 Minority Affairs was given a copy of the bid.
17 Four out of the 12 vendors submitted a bid.
18 None of whom were located in Nassau County.

19 H. Schrier, located in Brooklyn,
20 New York, submitted bids for 208 items. And
21 it's recommended that H. Schrier be awarded a
22 contract for 90 of those items. When these
23 items are calculated by unit of measure, such
24 as pounds, ounces or grams, H. Schrier is the
25 lowest cost responsible bidder for each of

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2 those 90 items. The remaining items are being
3 awarded to the lowest cost responsible bidders
4 for those items.

5 Historically, H. Schrier has held
6 food requirement contracts with Nassau County
7 with satisfactory performance. The estimated
8 cost for the six-month contract is \$103,146.23
9 from the general fund. The Office of
10 Purchasing recommends awarding of this
11 contract to H. Schrier as the lowest
12 responsible bidder meeting specifications.

13 LEGISLATOR NICOLELLO: Thank you
14 Narda. I see that this is right on time. The
15 term is not to start until May 1st. We
16 appreciate that. Any questions?

17 LEGISLATOR ABRAHAMS: Thank you
18 Presiding Officer. Just a quick question. I
19 heard you mention that this was done through
20 purchasing?

21 MS. HALL: Yes.

22 LEGISLATOR ABRAHAMS: This was
23 done with the lowest responsible bidder or was
24 it done with the lowest bid?

25 MS. HALL: Lowest responsible

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2 bidder.

3 LEGISLATOR ABRAHAMS: Could you
4 give us the amounts of each of the bids?

5 MS. HALL: From the other
6 vendors?

7 LEGISLATOR ABRAHAMS: From the
8 vendors. I guess it was Universal Coffee and
9 Elwood and Lavilla Foods.

10 MS. HALL: I don't have that
11 available right now. I can get that to you.

12 LEGISLATOR ABRAHAMS: Actually it
13 says four vendors submitted bids but I only
14 three in my backup.

15 MR. SCHLERNOFF: Michael
16 Schlernoff, director of purchasing. Is there
17 a specific item you're interested in?

18 LEGISLATOR ABRAHAMS: Mike, I'm
19 trying to get a list of the bidders.

20 MR. SCHLERNOFF: The four bidders
21 were H. Schrier Company, Lavilla foods of
22 New York, Universal Coffee and Elwood. I
23 can't give you by what you would understand to
24 be a title for each line item. I can go
25 through -- for example, the first item on my

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2 summary sheet is 80 cases of something.
3 Schrier bid 3650. Lavilla bid 3785.
4 Universal bid 3673. And Elwood did not bid on
5 that particular item. The summary sheet is in
6 your packet.

7 LEGISLATOR ABRAHAMS: If I'm
8 understanding the process, basically
9 multiple -- these four bidders bidded on
10 particular products to provide services to the
11 county?

12 MR. SCHLERNOFF: Coffee, peanut
13 butter, whatever it happens to be.

14 LEGISLATOR ABRAHAMS: And then
15 basically, if I understand you correctly, some
16 of them bidded more competitively and had the
17 lowest bid, whereas some didn't and vice a
18 versa. We're awarding I guess contracts to
19 all four?

20 MR. SCHLERNOFF: Correct. Only
21 one of which has to be approved by the
22 legislature.

23 LEGISLATOR ABRAHAMS: None of
24 this gets negotiated with the administration
25 or anyone in the administration and these

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2 particular vendors on pricing? The pricing is
3 what they bidded?

4 MR. SCHLERNOFF: Correct.

5 LEGISLATOR ABRAHAMS: That's all
6 I needed. Thank you.

7 MR. SCHLERNOFF: You're welcome.

8 LEGISLATOR NICOLELLO: Thank
9 you. Any other questions? Any public
10 comment?

11 MS. MEREDAY: Where do I even
12 begin with this one? Let's start with the
13 outreach. The Nassau County website and
14 Newsday, do you really think that was a full
15 and diverse outreach process? Was there any
16 Spanish language publications? Any
17 minority-owned publications? Let's start
18 there.

19 Secondly, I don't know when this
20 particular group, considering there are a
21 number of new members, but I don't know when
22 this particular group is going to blow the
23 dust off of the Veteran Owned Business Act,
24 which is supposed to not only generate a
25 platform to bring together veteran-owned

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2 businesses but it's also supposed to provide
3 upfront opportunities for them to be aware of
4 upcoming contracts and opportunities so that
5 we can we raise the capacity of veteran-owned
6 business. But if we don't even start the work
7 to identify who they are in Nassau County and
8 we are just quickly designating our tax
9 dollars to businesses that don't even reside
10 here and possibly don't even hire in this
11 county, are we not doing a disservice to the
12 residents?

13 There was time and effort that went
14 in to put in that act and I really don't think
15 it would be disingenuous for this particular
16 body, which represents a county that has the
17 second largest veteran population in the state
18 of New York, to do a better job as opposed to
19 once again blowing smoke and having statements
20 made that there is no veteran, minority, women
21 inclusion. I am not, and none of you, should
22 accept the fact that someone just says to you,
23 and they're giving out \$100,000, that we
24 handed the paperwork to Minority Affairs.
25 What does that mean? What is that entity even

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2 funded to do? Are they up to their capacity
3 to do the work they need to do?

4 We just heard earlier that the
5 Assessment Department didn't have all the
6 bodies and resources that it needs. I'd
7 hazard to guess that Minority Affairs does
8 not. This is the second time I have been
9 before this body and I have heard that
10 statement. Well, we handed the application to
11 Minority Affairs. What does that mean? What
12 happened when it got there? What resources
13 are in place for that body to do what it needs
14 to do to give opportunities from a supplier
15 standpoint to the diverse and clearly
16 underserved businesses in this county so that
17 we can hire more of the underserved residents
18 in this county? So that our young people are
19 not leaving here in droves and our older
20 people, particularly our veterans, are not
21 living in fear in their homes because they're
22 facing foreclosure. I don't know what it's
23 going to take and when the message is going to
24 get clear. Thank you.

25 LEGISLATOR NICOLELLO: Thank

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2 you. Any other public comment? All in favor
3 signify by saying aye. Those opposed? The
4 item carries unanimously.

5 Move on to the E contracts. These
6 are contracts which authorize the county
7 executive to award and execute contracts with
8 various county departments and agencies.

9 E-34 of 2018 is a resolution
10 authorizing the county executive to execute an
11 amendment to a personal services agreement
12 between the county acting on behalf of the
13 Department of Social Services and Berkshire
14 Farm Center and Services for Youth.

15 Moved by Legislator Schaefer.

16 Seconded by Legislator DeRiggi-Whitton.

17 Mr. Broderick.

18 MR. BRODERICK: Paul Broderick,
19 deputy commissioner of Department of Social
20 Services.

21 The item before you is a contract
22 between Berkshire Farms and Department of
23 Social Services in the amount of \$571,150.
24 The scope of services in the contract is to
25 provide preventive services to I guess prevent

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2 children from going into foster care. Do you
3 have any questions?

4 LEGISLATOR NICOLELLO: Any
5 questions? Hearing none, thank you.
6 Questions on this item, E-34.

7 LEGISLATOR ABRAHAMS: How are you
8 Mr. Broderick? I know you met with our staff
9 regarding some of the concerns we had had in
10 the past with this particular vendor. Some of
11 the issues circulating around the critical
12 incident reporting status that they had been
13 placed on by New York State's Office of
14 Children and Family Services. It sounds like
15 based off of those discussions that you had
16 could you just shed some light on some of the
17 concerns that that Office of Children and
18 Family Services had with Berkshire?

19 MR. BRODERICK: I believe it was
20 in their -- Berkshire has a number of
21 different service divisions. The contract or
22 the scope of services on the topic today is
23 preventive services. I believe the concern
24 was on residential treatment centers. It is
25 kind of alarming if they have someone

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2 residing, a juvenile residing in one of their
3 facilities, they're not being detained. What
4 happens is, to pull a child out of the home
5 environment it might be a better environment
6 where the court might have directed it. The
7 child is in this environment. If the child
8 turns around and says I'm just walking out,
9 they're allowed to walk out.

10 The scope of services per OCSF
11 rules and regulations doesn't allow any kind
12 of provider of these services to detain kids.

13 Similarly, if they were in DSS
14 custody with a case worker or something the
15 child decides they want to bolt we can't stop
16 them. We don't have police enforcement
17 actions behind us. So that was one of the
18 questions.

19 LEGISLATOR ABRAHAMS: Considering
20 what we know and obviously what has come up
21 with the Office of Children and Family
22 Services does DSS have any concerns with the
23 contractor's ability to provide care to the
24 youth of the county?

25 MR. BRODERICK: No. What was

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2 cited was I guess reporting inconsistencies on
3 the residential treatment side and that's not
4 what is at hand today. What is at hand is
5 preventive services. They provide services
6 for our kids. Totally separate divisions. I
7 believe in April of last year OCFS
8 acknowledged the corrective action plan that
9 Berkshire had put in to place and they were
10 satisfied with their forwarded looking plans.

11 LEGISLATOR ABRAHAMS: This is a
12 contract for \$571,000 not to exceed a maximum
13 of \$3 million?

14 MR. BRODERICK: That is correct.

15 LEGISLATOR ABRAHAMS: The county
16 is satisfied with receiving from this vendor,
17 which is providing home-based preventive
18 services instead of county workers, we are
19 satisfied with the level of work product we're
20 going to receive?

21 MR. BRODERICK: Yes, we are.

22 LEGISLATOR ABRAHAMS: Nothing
23 further.

24 LEGISLATOR NICOLELLO: Any other
25 questions? Any public comment? All in favor

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2 signify by saying aye. Those opposed?

3 Carries unanimously. Thank you again.

4 E-37 is a resolution authorizing
5 the county executive to execute an amendment
6 to a personal services agreement between the
7 county acting on behalf of the district
8 attorney's office and Precise Court Reporting
9 Services, Inc.

10 Moved by Minority Leader Abrahams
11 and seconded by Legislator Schaefer.

12 MS. CORDOVA: Vicki Cordova,
13 accountant in the District Attorney's Office.
14 The District Attorney's Office is requesting a
15 \$30,000 amendment to their Precise Court
16 Reporting contract for grand jury minutes for
17 the year 2017 to pay for the additional bills
18 incurred in that year.

19 LEGISLATOR NICOLELLO: So this is
20 coming to us in April of '18.

21 MS. CORDOVA: Yes and I will
22 explain. We submitted this originally early
23 December in the electronic contracting
24 system. No action was taken. In January, due
25 to the transition, for the February committee

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2 meeting it was on the leg calendar but
3 apparently the staff summary for the amendment
4 that we're here for today and the new contract
5 that was actually approved last month was
6 combined into one packet and it could not get
7 pulled and separated in time to appear on that
8 meeting. We have no idea why it did not get
9 placed on the March meeting, and here we are
10 today at the April meeting.

11 LEGISLATOR NICOLELLO: Thank you
12 for that explanation. Any questions? Any
13 public comment? All in favor signify by
14 saying aye. Those opposed? Carries
15 unanimously.

16 E-39 of 2018 is a resolution
17 authorizing the county executive to execute an
18 amendment to a personal services agreement
19 between the county and Elite Construction of
20 New York and KSE Engineers, P.C., a joint
21 venture.

22 Moved by Legislator Kopel.

23 Seconded by Legislator Bynoe.

24 MR. ARNOLD: Ken Arnold, Public
25 Works. E-39 is an on-call building

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2 construction management contract for the
3 department. It's one of ten contracts we will
4 have for this purpose. Elite was selected as
5 one of the top ten firms. Elite is a
6 veteran-owned small business and also a
7 certified BBE, MBE.

8 LEGISLATOR NICOLELLO: Any
9 questions? Any public comment? Thank you
10 Ken.

11 MS. MEREDAY: I'm encouraged but
12 not over the top as yet. Again, we spend lots
13 of money in this county. Again, I was told
14 last year and the year before with the Veteran
15 Owned Business Act that it was a start. So,
16 we really need to start getting it out of the
17 gate at this point. We still need to start
18 building the opportunities ahead of time. I
19 hope you don't think the one shot is going to
20 satisfy me when, as I say, I'm still dealing
21 with veterans who are leaving their homes or
22 living in their homes in fear and I've got
23 student veterans who are graduating from our
24 colleges and universities and can't afford to
25 live here. I will give you this as a small

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2 token of appreciation but we've got a lot more
3 work to do. Thank you.

4 LEGISLATOR NICOLELLO: Thank
5 you. Any other public comment? Hearing none,
6 all in favor signify by saying aye. Those
7 opposed? Carries unanimously.

8 Stay where you are.

9 That concludes our contracts. I
10 see there is a large community here and I have
11 a number of slips. I believe they are here
12 with respect with a proposed local law on the
13 Rules calendar only. So I'm going to call
14 that now. It's item 113 of 2018. A local law
15 to add Title 84 to the miscellaneous laws of
16 Nassau County to require American sign
17 language interpreters at all Nassau County
18 government press conferences held during
19 emergency situations.

20 Moved by Legislator Bynoe.

21 Seconded by Legislator Rhoads. The local law
22 is before the committee.

23 LEGISLATOR ABRAHAMS: If I could
24 speak of the law. Obviously this was a local
25 law sponsored by one of our colleagues,

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2 Legislator Josh Lafazan. As we all know, as
3 emergencies occur in the county making sure we
4 have the right processes in place so that we
5 can communicate with all our residents is
6 extremely important.

7 I feel the need for this
8 legislation so that we can communicate with
9 our population that unfortunately has to
10 resort to having sign language making sure we
11 have this provision in place I think would be
12 a tremendous asset to the county, and I
13 strongly support it and encourage my
14 colleagues to do so as well. Obviously we'll
15 have an opportunity to talk about this in
16 greater detail in the full legislature, but we
17 do have a constituency of folks that are here
18 today. Which I'm not sure if they would like
19 to speak on the record. Obviously they would
20 be speaking in favor of this legislation
21 moving forward as well.

22 LEGISLATOR NICOLELLO: Before we
23 move to the public comment, I have four slips
24 here, any other legislators want to comment on
25 this? As Minority Leader indicated, it will

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2 be before the full legislature in two weeks
3 and there will be more discussion at that
4 time. Let's get to the public comment. First
5 I'd like to call Glenn Johnson.

6 MS. PELCHUK: Unfortunately Glenn
7 did have to leave, so I'm going to speak on
8 behalf of him. My name is Diana, last name is
9 Pelchuk and I live here in Nassau County. I'm
10 a Hicksville resident. I am deaf. Obviously
11 I'm using sign language.

12 I really have felt a lot of
13 frustration over the course of my life when
14 there is anything televised on the news.
15 There's a lack of interpretation for the deaf
16 community, deaf and hard of hearing community,
17 on Long Island. I'd really like to see an
18 interpreter live on the screen when there's
19 any sort of natural disaster, public
20 shooting. You cannot rely on captions.
21 Sometimes the captions are very -- there's a
22 lag and they fall very far behind of what is
23 actually being said on the screen.

24 So it would really benefit the deaf
25 and hard of hearing community to have sign

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2 language interpreter on screen signing it in
3 their natural first language.

4 Also, people here who are deaf and
5 also disabled they are very low functioning.
6 English is not their first language, so they
7 have to rely on the closed caption is simply
8 not enough long. And again there is a lag and
9 there can be a lot misconstrued. The spelling
10 is wrong. Having a live interpreter on the
11 screen communicating with the community would
12 be great.

13 LEGISLATOR NICOLELLO: Thank you
14 Diana. That explanation actually answered
15 some of the questions that we had.

16 MS. PELCHUK: If you could put
17 yourself in my shoes and suppose if you
18 couldn't hear what was happening on the news,
19 in this world with everything that's going on
20 we really are a minority and very limited and
21 we don't have equal access. There's no
22 captioning. There's no sign language
23 interpreter. Imagine if all of a sudden the
24 sound or audio on your TV wasn't working and
25 you didn't have access to the news that is

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2 going on around you.

3 LEGISLATOR NICOLELLO: Thank you
4 very much. Samantha Sterling.

5 MS. STERLING: If I could get
6 your visual attention for a second. Samantha
7 Sterling. By a quick show of hands, how many
8 of you understood what I just said? None?
9 Okay. So this is how 31,792 deaf and hard of
10 hearing individuals living here in Nassau
11 County feel on a daily basis.

12 My name is Samantha Sterling, and I
13 have been a Nassau County resident for all of
14 my life. I'm an LIU post graduate and
15 currently attend the Silverman School of
16 Social Work at Hunter College. I also serve
17 as a social work intern at Millneck Services
18 Day Rehabilitation Program.

19 As a hearing person, I know that
20 information has always been readily accessible
21 to me. However, this is not the case for
22 thousands of deaf and hard of hearing people
23 living within our communities. They are our
24 friends, coworkers, professors and neighbors.
25 They have introduced me to the beauty of sign

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2 language and deaf culture and for that I will
3 forever be grateful.

4 As a social worker, my professional
5 code of ethics states that social workers
6 strive to insure access to needed information,
7 services and resources. Therefore, it is my
8 absolute duty to stand here today and advocate
9 with and on behalf of the deaf and hard of
10 hearing community who were unable to attend
11 today.

12 I do not believe that accessibility
13 and inclusion should be considered a
14 privilege. A person should not have to rely
15 on close captioning, which is often delayed
16 and inaccurate. Potentially life-threatening
17 information should be made available for all
18 people in real time regardless of their
19 hearing ability. I urge you to please learn
20 about deaf culture and be a part of their
21 community as they struggle to be a part of
22 ours. Because yes, we may be different but
23 they are absolutely no less than us.

24 LEGISLATOR NICOLELLO: Thank you
25 very much Samantha. Anyone have any questions

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2 for Samantha? The next spoken comment is
3 Loretta Murray, Little Neck Services.

4 MS. MURRAY: Good afternoon
5 everyone. One of the most important features
6 of American life is that there's equal access
7 under the law for everyone. And by having
8 access to sign language interpreters in an
9 emergency situation we in Nassau County will
10 finally provide our residents with equal
11 access. I'm not going to belabor the need for
12 this legislation because it should be self
13 evident by now.

14 But the one thing that's most
15 important about the legislation now is that it
16 provides for qualified and certified
17 interpreters to be present at emergency public
18 hearings. In very recent past, in December,
19 there was a serial killer in Florida and the
20 police hired an interpreter. What they
21 thought to be an interpreter. The person was
22 signing gibberish. It had no connection
23 whatsoever to what actually happened.

24 At the same time, when we had
25 Hurricane Irma, unfortunately, even though

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2 people tried to do their best, they picked a
3 gentleman who happened to have a deaf brother
4 and they had him signing during an evacuation
5 procedure for the residents of the county. He
6 was signing something like pizza and wet bears
7 and other things. But he was trying his
8 best.

9 So, this legislation would allow us
10 to have certified and qualified interpreters
11 who are professionals who would be able to get
12 accurate and timely information out to
13 individuals.

14 I'm a little bit different than
15 Diana. I'm deaf too but I'm deaf only about
16 30 years ago did I become deaf. I grew up
17 hearing. I know what it's like to have access
18 to communication all of the time and all of a
19 sudden one day not. I can tell you that I
20 have had experiences at 9-11 where I walked
21 into places and somebody would say to me what
22 are you doing here? There's no trains today.
23 I'm like how did I know? Didn't you hear the
24 announcement? No, I didn't. Those kinds of
25 things happen every day. I'm not bringing

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2 that up to say oh, feel sorry for me. Not at
3 all. It's something that you don't even
4 realize because it's some experience that we
5 go through all the time.

6 I can tell you captions, I can read
7 as well as probably anyone here, but captions
8 are only as good as the captioner.

9 I will close my statement with
10 something that related to a State of the Union
11 address that Bill Clinton gave. And I'm
12 watching that and saying the caption said to
13 me that no American should die as a tick. I'm
14 like of course not. No American should die as
15 a tick. No American should be without
16 diagnostic services. So I had no idea what he
17 was talking about. That just gives you an
18 idea of how that can leave you totally without
19 any appropriate information. So hopefully we
20 will be having this law passed in very short
21 two weeks. Thank you very much.

22 LEGISLATOR NICOLELLO: Thank you
23 Loretta. Is there any other public comment on
24 this law? Hearing none, all in favor signify
25 by saying aye. Those opposed? It carries

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2 unaniously and will be before the full
3 legislature on Monday, April 23rd.

4 I guess we go into recess now and
5 call the first committee after this, which
6 will be Public Safety.

7 (Meeting was recessed at 2:09 p.m.)

8 (Meeting reconvened at 3:57 p.m.)

9 LEGISLATOR NICOLELLO: Call the
10 Rules Committee out of recess. We have a
11 consent calendar which I'm going to call.
12 Just note for the record that the minutes of
13 the previous meetings will be incorporated by
14 reference.

15 This is the consent calendar. I'm
16 not going to read the items, I'm just call the
17 item numbers. 100, 101, 108, 109. Turn to
18 page five. 132, 133, 134, 135. We'll take
19 135 out of the consent calendar. So it's 134,
20 skips to 136, 137. Let's go back again. 132,
21 133, 134. We skip all the way down to 140,
22 141, 142, 143, 144, 145, 160. Are we clear
23 down there all the ones that we have? Those
24 are consent items.

25 Moved by Legislator Rhoads.

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2 Seconded by Legislator Schaefer. Any
3 discussion on these items? Any public
4 comment? All in favor of the consent items
5 signify by saying aye. Those opposed? Those
6 items carry unanimously.

7 Item 102 of 2018 is a resolution to
8 accept a gift offered by a donor to the Nassau
9 County Police Department.

10 Moved by Legislator
11 DeRiggi-Whitton. Seconded by Legislator
12 Schaefer.

13 MR. STEPHANOFF: Good afternoon.
14 Lieutenant Greg Stephanoff from the police.

15 Item 102-18 is to authorize the
16 Nassau County Police Department to take a gift
17 of \$10,000 from the Police Department
18 Foundation. These are going to be used to run
19 the Citizens Police Academy, which take
20 members of the public over to the academy and
21 gives them courses on what we do as a police
22 department. I haven't attended one but I've
23 heard nothing but good things about all the
24 classes between the citizens academy and the
25 youth academy.

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2 LEGISLATOR NICOLELLO: I've heard
3 good things also as well. Do we have any
4 questions on this item? Any public comment?
5 All in favor signify by saying aye. Those
6 opposed? Carries unanimously.

7 Next one is page five, number 135.
8 An ordinance to authorize the county executive
9 to execute an amendment to a contract with
10 Transdev Services for the management,
11 operation and maintenance of a Nassau County
12 bus system.

13 Moved by Legislator Schaefer.
14 Seconded by Deputy Presiding Officer Kopel.

15 MS. PERSAUD: Good afternoon.
16 Sharon Persaud, Nassau County Department of
17 Public Works.

18 LEGISLATOR NICOLELLO: You gave a
19 presentation earlier but I believe Legislator
20 Rhoads has some questions on this item.

21 LEGISLATOR RHOADS: Thank you Mr.
22 Chairman. Just had a couple of follow-up
23 questions. I was present for the earlier
24 conversation. Just to follow up on some of
25 the inquiries that were made by Legislator

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2 Drucker.

3 With respect to the Transdev
4 budget, it seems as though every year, and
5 this is more of a comment but there is a
6 question, trust me, it seems as though every
7 year Transdev will come back to us saying that
8 they need additional funding in order to be
9 able to stave off cuts. What efforts are made
10 to actually audit or to check into the
11 Transdev budget to make sure that what they're
12 actually asking for is what they actually
13 need? In other words, what assurances do we
14 have that the cuts are actually necessary and
15 that the 4.3 million in additional funding is
16 actually needed?

17 MS. PERSAUD: We do audits every
18 month of the variable bills that are submitted
19 to us, and we also take a look at what their
20 program plans are for service each year and
21 align them with costs. This also has to be
22 done for the New York State Department of
23 Transportation in order for them to give us
24 the funding. So it's always aligned.

25 LEGISLATOR RHOADS: It's the

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2 Department of Public Works that actually
3 conducts the audits?

4 MS. PERSAUD: Yes, we do.

5 LEGISLATOR RHOADS: Does the
6 comptroller's office get involved in that at
7 all?

8 MS. PERSAUD: They have from time
9 to time, yes.

10 LEGISLATOR RHOADS: When you say
11 from time to time what do you mean?

12 MS. PERSAUD: They do targeted
13 audits from time to time but each variable
14 bill that's submitted they go through it with
15 a fine tooth comb.

16 LEGISLATOR RHOADS: This would be
17 the bills that are submitted to us for
18 particular services that are performed by
19 Transdev but not an audit necessarily of the
20 overall money that they're spending as part of
21 their program? In other words, what goes
22 toward bus transportation? How the routes are
23 functioning? What the ridership is in
24 individual routes? What is Able Ride doing
25 and how they're performing in terms of their

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2 ridership? Is anything done in that regard?

3 MS. PERSAUD: Yes. We have
4 performance indicators presented to the Bus
5 Transit Committee on a quarterly basis.

6 LEGISLATOR RHOADS: Where is the
7 shortfall?

8 MS. PERSAUD: The shortfall for?

9 LEGISLATOR RHOADS: In other
10 words, they're coming to us this year -- and
11 look, obviously if they need additional funds
12 we would want to make sure that we provide a
13 stable transportation source. But where is it
14 that they're spending additional money that
15 requires them to have another budget issue
16 this year? In other words, what of their
17 costs have gone up?

18 MS. PERSAUD: We have fueling
19 costs that goes up every year. We have a
20 fleet that's getting older, so we need to do
21 more maintenance.

22 LEGISLATOR RHOADS: Didn't we
23 purchase some new buses last year?

24 MS. PERSAUD: We have a fleet of
25 270 fixed routed buses and almost 105

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2 paratransit vehicles. They're not all new
3 people.

4 LEGISLATOR RHOADS: I know that
5 both this year and last year I made the trip
6 up to Albany as part of the state's budget
7 process to lobby for additional funding for
8 NICE bus. Last year again, not because of my
9 efforts, but last year we were successful in
10 obtaining an additional million and a half
11 dollars in matching funds from the state to
12 try and close part of the gap that NICE bus,
13 that Transdev had in operating NICE bus.

14 Were there any efforts made by the
15 administration to reach out to Albany to see
16 if there were any additional funds available
17 to help us close the \$4.3 million gap?

18 MS. PERSAUD: Yes. It is my
19 understanding that we have people going up to
20 Albany all the time. As it is, we have been
21 successful in getting additional funding from
22 New York State.

23 LEGISLATOR RHOADS: This year?

24 MS. PERSAUD: Yes.

25 LEGISLATOR RHOADS: What did we

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2 receive from New York State?

3 MS. PERSAUD: I believe we got a
4 two percent increase over last year's funding.

5 LEGISLATOR RHOADS: What would
6 that equate to in terms of dollars, if you
7 know?

8 MS. PERSAUD: Probably another
9 \$2.5 million. Could be a little less.

10 LEGISLATOR RHOADS: So their
11 shortfall then would have been somewhere
12 around 6.8 million year over year?

13 MS. PERSAUD: Probably \$7 million
14 for 2018.

15 LEGISLATOR RHOADS: That's simply
16 from maintenance costs and fuel costs?

17 MS. PERSAUD: Yes. We have an
18 aging facility. We have more maintenance than
19 we had before.

20 LEGISLATOR RHOADS: We're funding
21 at a total of 7.1 this year if this is
22 approved?

23 MS. PERSAUD: Yes.

24 LEGISLATOR RHOADS: But this is
25 an issue we are going to have every single

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2 year?

3 MS. PERSAUD: Yes. It's also
4 indicated for in the original contract that we
5 would have increases each year. Every
6 transportation entity goes through that
7 particular situation.

8 LEGISLATOR RHOADS: What's the
9 progress with respect to the administration's
10 efforts in attempting to obtain a stable
11 source of funding from Albany, either
12 additional transportation dollars? I know
13 there was some discussion about a surcharge
14 being placed on Uber and Lyft rides which was
15 being advocated by some organizations. Is
16 there any progress on that? What hope is
17 there for us to be able to actually get that
18 stable source of funding so we don't have
19 continuous pressure on the county's budget to
20 be able to make up for what seems to be an
21 annual shortfall for whatever reason?

22 MS. PERSAUD: I know there have
23 been discussion on that. I'm not in a
24 position to say where we are right now.

25 LEGISLATOR RHOADS: Would you be

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2 able to get us that information before the
3 23rd?

4 MS. PERSAUD: I'll try.

5 LEGISLATOR NICOLELLO: Any other
6 questions? Any public comment? Mr. Budnick.

7 MR. BUDNICK: I have just a quick
8 comment. John Budnick, 133 Von Huenfeld,
9 Massapequa Park. I know that there is no
10 public transportation available even during
11 the, quote unquote, summer to North Hempstead
12 Town Beach Park. I would really like to have
13 someone determine whether that might be a
14 utilitarian approach to bring people,
15 particular in the North Shore, particularly
16 North Hempstead, to be able to use North
17 Hempstead Town Beach. Thank you.

18 LEGISLATOR NICOLELLO: Thank you
19 Mr. Budnick. Any other comment? All in favor
20 signify by saying aye. Those opposed?
21 Carries unanimously.

22 Item 138 is a resolution to accept
23 a gift offered by East End Volleyball to the
24 Department of Parks, Recreation and Museums.

25 Moved by Legislator Bynoe.

1 Rules - 4-9-18

2 Seconded by Legislator DeRiggi-Whitton.

3 MR. NUGENT: Brian Nugent,
4 Department of Parks, Recreation and Museums.
5 This is a resolution asking this legislature
6 to accept a gift from East End Volleyball to
7 restore our volleyball courts at Nickerson
8 Beach. This will be some netting, some
9 poles. The poles that we had in there were
10 inferior. They were square, which was a
11 safety hazard. Then East End Volleyball will
12 rent, at full ordinance rate, the courts.

13 LEGISLATOR NICOLELLO: Any
14 questions or discussion? Thank you Brian.
15 Any public comment? Mr. Budnick.

16 MR. BUDNICK: Having worked at
17 Nassau Beach, although many years ago, it is
18 hoped that any replacement equipment there
19 will be of such a nature as to resist salt
20 water deterioration. It's very important down
21 there. Perhaps the poles need to be of carbon
22 fiber. I don't know exactly. But something
23 like that should be considered. Thank you.

24 LEGISLATOR NICOLELLO: Thank you
25 Mr. Budnick. Any other public comment? All

1 Rules - 4-9-18
2 in favor signify by saying aye. Those
3 opposed? Carries unanimously.

4 Item 139 is an ordinance making
5 certain determinations pursuant to SEQRA and
6 authorizing the county executive to accept on
7 behalf of the county of Nassau, and to execute
8 a license agreement between the county of
9 Nassau and the incorporated Village of
10 Hempstead in connection with the use of
11 parking spaces at various locations.

12 Moved by Deputy Presiding Officer
13 Kopel. Seconded by Legislator Rhoads.

14 MR. WALSH: Kevin Walsh from the
15 Office Real Estate Services.

16 This is a renewal for the county
17 parking license for parking for employees in
18 the village of Hempstead. It is going to be a
19 renewal for a five-year period. It's for the
20 same number of spaces that we've had in past
21 licenses, 655 spaces at the same rental rate
22 of \$3 per space. It's approximately 510,900
23 per year. There's some flexibility in this.
24 We've added 34 random spaces so certain needs
25 of certain employees vary between the various

1 Rules - 4-9-18

2 parking lots.

3 LEGISLATOR NICOLELLO: This is
4 strictly for employees of the county as
5 opposed to visitors to courthouse?

6 MR. WALSH: Correct. It's
7 actually employees of the county and court
8 personnel. We do provide parking for court.

9 LEGISLATOR NICOLELLO: I'm told
10 that one of the parking garages that the top
11 two floors are sectioned off. Does that
12 affect the spaces that we have or no?

13 MR. WALSH: I think you're
14 talking about parking lot one is one of our
15 main parking facilities because we park TPVA
16 employees there and the employees of 40 Main,
17 for example housing. They've been doing some
18 construction or structural work in that
19 garage. So a portion of it has been sectioned
20 off while they're doing work. But there is
21 more than adequate space. I have been in the
22 lot many times myself recently and we do have
23 adequate parking in that lot.

24 LEGISLATOR NICOLELLO: These
25 spaces are reserved for county employees?

1 Rules - 4-9-18

2 MR. WALSH: Yes. The first level
3 of that garage is used mostly by the public
4 who comes to transact business at TPVA. When
5 you drive into the lot the second level is
6 mostly reserved for employees. And similar to
7 a lot of the parking fields many spaces are
8 reserved for court personnel and ADAs et
9 cetera.

10 LEGISLATOR NICOLELLO: Any other
11 questions for Mr. Walsh? Hearing none, any
12 public comment? All in favor signify by
13 saying aye. Those opposed? Item carries
14 unanimously.

15 I'm going to call the next two
16 appointments 147 and 148. 147 is a resolution
17 to confirm the county executive's appointment
18 of Steven J. Morelli as commissioner of the
19 Office of Emergency Management.

20 148 confirms the appointment of
21 Carolyn McCummings to the position of
22 commissioner of the Department of Human
23 Services.

24 Moved by Legislator Bynoe.
25 Seconded by Legislator Schaefer.

1 Rules - 4-9-18

2 As per our custom, these are really
3 just teeing up for the full legislature when
4 the nominees are present and we can have
5 questions at that time.

6 Any discussion? Any public
7 comment? All in favor signify by saying aye.
8 Those opposed? Carries unanimously.

9 I'm going to recuse myself for
10 149.

11 LEGISLATOR KOPEL: 149 -- first
12 of all, let the record reflect that the
13 presiding officer has recused himself. He has
14 left the room. He will not take part in the
15 discussion or in the vote.

16 This item is a resolution to
17 confirm the county executive's appointment of
18 Kenneth L. Gartner to the Nassau County Board
19 of Ethics.

20 That is moved by Legislator Bynoe
21 and seconded by Legislator Schaefer. Go ahead
22 please.

23 MS. ROTHSCHILD: We will make
24 sure the appointee is available at the full
25 leg for any questions.

1 Rules - 4-9-18

2 LEGISLATOR KOPEL: We will tee
3 this up for the full leg. Any public
4 comment? All those in favor? Any opposed?
5 The item passes unanimously. For those who
6 are in the room anyway. The presiding officer
7 is back.

8 LEGISLATOR NICOLELLO: 162 of
9 2018 is a resolution to confirm the county
10 executive's appointment of Michael Pernick to
11 the Nassau County Board of Ethics.

12 Moved by Legislator
13 DeRiggi-Whitton. Seconded by Legislator
14 Rhoads. That appointment is before the
15 committee. Any discussion? We will be teeing
16 these up for the full legislation. Any public
17 comment? All in favor signify by saying aye.
18 Those opposed? Carries unanimously.

19 We have a motion to suspend the
20 rules by Legislature Schaefer. Seconded by
21 Legislator Rhoads. All in favor of suspending
22 the rules signify by saying aye. Those
23 opposed? Carries unanimously.

24 We have three appointees on the
25 addendum to the Planning Commission. These

1 Rules - 4-9-18
2 are 15, 25 and 26. Resolutions to confirm the
3 county executive's appointment of Martin
4 Glennon, Jerome Blue and Lisa Warren to the
5 Nassau County Planning Commission.

6 Moved by Legislator
7 DeRiggi-Whitton. Seconded by Legislator
8 Bynoe. Any discussion among the legislators?
9 Any public comment? All in favor signify by
10 saying aye. Those opposed? Carries
11 unanimously. I'm going to put this committee
12 into recess at this time. All done. Thank
13 you.

14 (Meeting was recessed at 4:16 P.M.)

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CERTIFICATION

I, FRANK GRAY, a Notary
Public in and for the State of New
York, do hereby certify:

THAT the foregoing is a true and
accurate transcript of my stenographic
notes.

IN WITNESS WHEREOF, I have
hereunto set my hand this 14th day of
April 2018

FRANK GRAY