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NASSAU COUNTY LEGISLATURE

RICHARD NICOLELLO
PRESIDING OFFICER

RECONVENED LEGISLATIVE SESSION

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

Friday, October 29, 2021
10:28 P.M.

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

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4 LEGISLATOR RICHARD J. NICOLELLO

5 Presiding Officer

6 9th Legislative District

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8 LEGISLATOR HOWARD KOPEL

9 Deputy Presiding Officer

10 7th Legislative District

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12 LEGISLATOR DENISE FORD

13 Alternate Presiding Officer

14 4th Legislative District

15

16 LEGISLATOR KEVAN ABRAHAMS

17 Minority Leader

18 1st Legislative District

19

20 LEGISLATOR SIELA BYNOE

21 2nd Legislative District

22

23 LEGISLATOR CARRIE SOLAGES

24 3rd Legislative District

25

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2 LEGISLATOR DEBRA MULE
3 5th Legislative District
4
5 LEGISLATOR C. WILLIAM GAYLOR III
6 6th Legislative District
7
8 LEGISLATOR VINCENT T. MUSCARELLA
9 8th Legislative District
10
11 LEGISLATOR ELLEN BIRNBAUM
12 10th Legislative District
13
14 LEGISLATOR DELIA DERIGGI-WHITTON
15 11th Legislative District
16
17 LEGISLATOR JAMES KENNEDY
18 12th Legislative District
19
20 LEGISLATOR THOMAS MCKEVITT
21 13th Legislative District
22
23 LEGISLATOR LAURA SCHAEFER
24 14th Legislative District
25

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2 LEGISLATOR JOHN FERRETTI, JR.

3 15th Legislative District

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5 LEGISLATOR ANDREW DRUCKER

6 16th Legislative District

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8 LEGISLATOR ROSE WALKER

9 17th Legislative District

10

11 LEGISLATOR JOSHUA LAFAZAN

12 18th Legislative District

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14 LEGISLATOR STEVEN RHOADS

15 19th Legislative District

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17 MICHAEL PULITZER

18 Clerk of the Legislature

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2 LEGISLATOR NICOLELLO: We are
3 going to reconvene the legislative meeting of
4 October 25th. Let's start things off -- we
5 don't need to do the roll. We will have a
6 roll on the item in a few moments. But start
7 off with the Pledge of Allegiance and ask
8 Legislator Drucker to lead us.

9 We have one item, it is item
10 385-2021, a resolution pursuant to Section 305
11 of the county government law of Nassau County
12 to reconsider and approve items vetoed by the
13 county executive in relation to the 2022
14 Nassau County budget.

15 Moved by Deputy Presiding Officer
16 Kopel. Seconded by Legislator Ford. That's
17 before us. I have some brief remarks and
18 obviously I'll open it up to any other
19 legislator who would like to speak.

20 Nassau County is overtaxing,
21 overbudgeting and overspending. We are doing
22 the same thing that the New York State
23 comptroller has repeatedly criticized school
24 districts for doing.

25 The \$50 million tax cut in our

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2 amendment will provide relief to our residents
3 who are struggling particularly now when they
4 have their school tax bills. Many of whom are
5 seeing large increases as a result of shifts
6 caused by reassessment. We have an
7 opportunity today to override the veto and
8 provide that relief.

9 Nassau County is collecting fees
10 that have been ruled illegal by a New York
11 State supreme court judge. I don't know this
12 but we may have to refund those fees
13 eventually if that decision is upheld in the
14 appellate division. It is irresponsible to
15 continue to collect those fees and to budget
16 for them.

17 We have an opportunity today to
18 override the veto and provide \$100 million of
19 relief to our residents. This is the right
20 thing to do governmentally and budget-wise.

21 Patronage. The county executive
22 vetoed our cuts to patronage. In this county
23 in which it's difficult to get someone on the
24 phone at the Department of Assessment to
25 answer calls; in this county in which the

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2 consumer affairs is months behind with
3 thousands of renewals pending; in this county
4 when DPW doesn't have enough staff to maintain
5 proactively the sumps; in this county in which
6 our correctional officers are being forced to
7 work 16 hour shifts, it is unconscionable to
8 have seven public relation people staffed in
9 the constituent affairs. It is also
10 inappropriate for outside counsel to receive
11 \$7 million more in this budget while
12 increasing the county attorney's budget.

13 Again, we have an opportunity to
14 cut this patronage by overriding the veto.

15 Lastly, the county executive
16 proposes raising taxes in 2023, 2024, 2025 by
17 \$130 million. We have an opportunity to
18 clearly state that those tax increases will
19 not take place if we override the veto.

20 For all of those reasons, I urge
21 our colleagues in the legislature on both
22 sides of the aisle to vote for the override.

23 Deputy Presiding Officer Kopel.

24 LEGISLATOR KOPEL: Thank you
25 Presiding Officer. Just a very few very brief

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2 remarks. One of the points made by the county
3 attorney was that the legislature doesn't have
4 the authority to deal with revenue items which
5 raises a very interesting question of what is
6 it that's our job over here? What are we
7 doing here altogether? That kind of makes not
8 a great deal of sense.

9 Another point. We're talking about
10 we have -- the county executive's veto talks
11 about NIFA estimates and NIFA's saying that
12 we're being overly optimistic in terms of
13 sales tax. I point out that this is the same
14 NIFA that a year ago insisted on doing a
15 refinance, probably unnecessarily, saying that
16 they're projecting a 20 percent decrease in
17 sales tax. 20 percent when the actual number
18 for the year was less than eight percent and
19 trending better. It was mathematically
20 impossible and we said so at the time.
21 Nonetheless, it was forced through. They
22 don't have a lot of credibility. Certainly
23 not with us.

24 And finally, I just want to say
25 very briefly on the fees, when these fees, the

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2 real estate things were enacted, real estate
3 recordings and so forth, our friends on the
4 Minority voted against imposing those fees. I
5 voted by the way with you on refusing to enact
6 those fees. When we repealed it it was done
7 unanimously as I recall, and several of you
8 congratulated the Majority on seeing the light
9 and doing the right thing because they made no
10 sense. You were consistent with your earlier
11 vote. I look forward to seeing you being
12 consistent once again this morning and voting
13 to override those fees. Which still make no
14 sense and the points that you made at the time
15 when they were enacted and when we repealed
16 they're still valid and they're still
17 correct. So please be consistent. Thank
18 you.

19 LEGISLATOR NICOLELLO: Anyone
20 else?

21 LEGISLATOR ABRAHAMS: If I may
22 Rich. Thank you. Let's just be clear on
23 where we are today. The Majority has decided
24 to move forward with this override vote
25 knowing full well, based on the last budget

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2 meeting we had, we heard now from NIFA. The
3 county executive has presented a balanced,
4 fair, fiscally responsible budget. And the
5 one thing that you guys are just going to
6 continue to put your heads in the sand about
7 is the fact remains that NIFA is still here.

8 None of us like the fact that NIFA
9 is still here. So it should be everybody's
10 fiscally responsible duty as responsibility to
11 the taxpayers in this county to get NIFA out
12 of the control period and move on from a
13 fiscal oversight control body as quickly as
14 possible.

15 This budget does not do that.
16 These amendments do not -- I'm sorry, these
17 amendments to the budget do not do that. What
18 they do do is create an atmosphere where we're
19 going to see very similar to what I think
20 Legislator Rhoads and maybe even Legislator
21 Ferretti had mentioned a couple of weeks,
22 where we're going to have a proverbial gun to
23 our head and NIFA is going to demonstrate to
24 us you need to cut or make revenue changes in
25 order for the budget to be balanced and move

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2 forward. That's going to happen. That will
3 happen.

4 And the fact is we're going to
5 continue to put our heads in the sand and
6 pretend like that's doesn't happen and
7 grandstand and have all these political
8 gestures to try to score points with
9 taxpayers. Taxpayers want a fiscally sound
10 budget. Every single household in this
11 county, residents know that revenues need to
12 meet expenditures. And at the end of the day
13 NIFA demonstrated, and to quote the chairman
14 of NIFA Adam Barsky correctly, these
15 amendments present an unbalanced budget.

16 Now, like it or not, the sales tax
17 may come in higher. Who knows? Things may
18 come in a little bit less on the expenditure
19 side. Like it or not, that is NIFA's belief
20 and we knew that. That's why we didn't go
21 along with your amendments when they were
22 presented to us several weeks ago. Because we
23 felt that without the conversations with NIFA
24 it presents to this county a lost opportunity
25 that we're going to see, quite frankly, them

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2 reject the budget and we're going to go right
3 back down the same path where the groups that
4 we try to protect -- Pat Boyle was here a
5 couple of days ago -- the groups that we try
6 to protect in terms of youth, MTA, VEEB, fire
7 fighters, these groups are all going to be on
8 the chopping block if this budget goes forward
9 as amended.

10 And to me, it just seems like we're
11 going to continue to be reckless and fiscally
12 irresponsible. I'm very disappointed in the
13 Majority today because you could have chosen
14 to do the right thing and not called this
15 vote. The county executive has presented a
16 fiscally balanced budget. We believe that
17 budget is going to be accepted by NIFA. We
18 can take shots at NIFA and say that they're
19 not credible. But the ultimate responsibility
20 is that they're here and they're doing the
21 fiscal job like it or not.

22 We have our differences with NIFA
23 as well. We think that sometimes they're
24 being a little bit too conservative and things
25 that we would like to see move forward. But

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2 they're here and, quite frankly, they've been
3 here for 21 years. And to me it just seems
4 unconscionable that we're just going to put
5 our heads in the sand and pretend that they're
6 not here. When we know full well we went
7 through this exercise before when we had an
8 unbalanced budget. And we know full well they
9 have already told us that the budget as
10 amended is unbalanced. It's fiscally
11 irresponsible.

12 It's very disappointing that the
13 Majority continues to go down this path and
14 present fiscally irresponsible ideas that the
15 control board, which we may not like, has
16 already demonstrated to us they are not going
17 to pass muster.

18 So really, today, press
19 conferences, seem to be more about political
20 maneuvering and gesturing than what's best for
21 the taxpayers of this county. As a taxpayer
22 of this county, we should be focused on making
23 sure every single person knows that our budget
24 is balanced. And though we may not be able to
25 give them the greatest tax cut -- I would love

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2 to cut taxes in half. We all pay the highest
3 taxes in the county. Our residents are
4 fiscally drained with the taxes that we're
5 paying in this county. But at the same time
6 they're not going to want to see programs
7 being cut. They're not going want to see
8 potential cuts to the police department.
9 They're not going to want to see that either.

10 So, we have to roll up our sleeves
11 and do what's fiscally responsible. And I'm
12 encouraging my colleagues on my side of the
13 aisle to reject this proposal today and uphold
14 the county executive's veto. Thank you.

15 LEGISLATOR NICOLELLO: Legislator
16 Rhoads.

17 LEGISLATOR RHOADS: I
18 respectfully disagree with the Minority
19 Leader. NIFA has not been a financial
20 oversight board for three and a half years.
21 NIFA has been a political board that has been
22 carrying water for the Curran administration
23 and the Democrats for three and a half years.
24 We've long since stopped worrying about what
25 is good financially for the county. They have

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2 been worrying about what is good politically
3 for the county executive.

4 And I am tired of being told to
5 ignore what is in front of our faces with we
6 can easily recognize, the deficiencies and the
7 opportunities that exist in this budget, for
8 the sake of complying with what NIFA is
9 telling us to comply with.

10 We've seen over the course -- the
11 county executive is taking credit for her
12 fiscal management over the last several
13 years. Over the last year. Let's take a look
14 though at how we got to where we are from in a
15 budget standpoint.

16 She took \$98 million in CARES Act
17 funds while one in six businesses closed
18 during the pandemic. Funds that could have
19 been used to support businesses, could have
20 been used to support residents that were
21 suffering, and took that money to use it for
22 salaries and benefits. Telling us in the
23 legislature that we were running a deficit
24 when in reality we were running a surplus.
25 \$98 million.

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2 Misforecasted intentionally, in my
3 opinion, sales tax revenue. The special
4 revenue fund created by this legislature has
5 \$345 million in it. That \$345 million is a
6 testament to and is a direct reflection of how
7 badly misforecasted revenue was last year.
8 And for the administration to take the
9 position that the legislature has no roll in
10 looking at reality as we tried to do last year
11 in our budget amendments, the reality of the
12 fiscal picture and project what our sales tax
13 revenue was going to be in an accurate fashion
14 is to me completely absurd.

15 The case law that's relied upon by
16 the county attorney is not precedential. The
17 decision that's not precedential is based on
18 an erroneous interpretation of a statute in
19 the city of Buffalo which is completely
20 different from our charter. It is not
21 realistic. That opinion was not correct when
22 they tried to advance that opinion last year.
23 It is no more correct this year. And we have
24 the ability and I would suggest a duty to
25 reject that. And if that is the kind of work

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2 that is produced by our county attorney's
3 office, who knows, maybe we should have more
4 outside counsel after all. But I digress.

5 NIFA, OMB and the Curran
6 administration, in my opinion, worked together
7 to mislead this legislature last year with
8 respect to those revenue projections. We took
9 \$345 million away, out of, the pockets of
10 taxpayers through property taxes if we had
11 accurately forecast that \$345 million that we
12 received in sales tax revenue.

13 And maybe it wouldn't have been the
14 entire \$345 million. I don't know that you
15 could have projected that the economy would
16 have recovered as well as it recovered. But
17 we knew that we were not going to see a
18 decrease in 2021 of 20 percent over what we
19 saw in 2020. We knew with our own eyes that
20 those sales tax revenues were going to
21 rebound. But as a result, we took additional
22 money in property tax out of the pockets of
23 taxpayers to make up the difference that was
24 created by the misforecasting in sales tax
25 revenue by NIFA, OMB and the Curran

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2 administration, in my opinion, in coordination
3 with each other.

4 That \$345 million was also used to
5 justify nearly \$1.5 billion in borrowing to
6 achieve debt savings creating a further
7 cushion that should be given back to
8 taxpayers. Saddling future generations with a
9 staggering amount of debt.

10 Now we have an opportunity to take
11 some of the money that resulted from the bad
12 decisions that have been made by this
13 administration, coupling it with dollars that
14 we know are being misforecasted in sales tax
15 revenue for this year. Not based on our own
16 opinions but based on OMB's forecasting --
17 based on the Independent Office of Legislative
18 Budget Review's forecasting. Based upon
19 Moody's forecasting. And actually have
20 accurate projections, which are still more
21 conservative than Moody's, actual accurate
22 projections of sales tax revenue which can be
23 used to provide additional relief to residents
24 and pay back some of the money that we
25 improperly took from them.

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2 We have a responsibility as a
3 legislature and we have a responsibility as a
4 government to take not one dollar more out of
5 the pockets of taxpayers than is necessary to
6 fund the legitimate operations of government.
7 And this administration, and unfortunately it
8 appears as though the Minority, has no
9 compunction to do anything of the sort.
10 Otherwise they would be supporting this veto
11 override today. As we just heard from the
12 Minority Leader, they have no intention of
13 doing so.

14 Funding retroactive pay with
15 unassigned fund balance. These are monies
16 that residents have already been taxed for.
17 Yet the Curran administration wants us to tax
18 these residents to pay for retroactive pay
19 effectively a second time. Makes absolutely
20 no sense. There's no reason why we should be
21 doing it. It's completely inappropriate.

22 Counsel fees. Vacant but funded
23 positions. We have 400 individuals or 400
24 positions that have been funded as part of
25 this budget that have remained unfunded. They

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2 were unfunded last year. It was absorbed as
3 savings. Either these positions should be
4 filled and we should be having enough people
5 in the Department of Public Works to be able
6 to actually maintain our sumps and roadways.
7 We should be having enough people in consumer
8 affairs to actually handle the backlog. We
9 should be having enough people in the
10 Department of Assessment that they might
11 actually be able to answer the phone. Hey,
12 you could have people in the county
13 executive's office so they might be able to
14 answer a telephone when somebody calls instead
15 of getting an endless series of phone prompts
16 and leaving voice mails as my office has had
17 to do on occasion.

18 Using those positions as an
19 opportunity to absorb savings in this budget
20 and absorb a cushion in this budget is not
21 serving the taxpayers well.

22 The county executive's refusal to
23 remove an additional seven public relations
24 persons in her office, or actually outside of
25 her office, while we don't have enough staff

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2 to be able to handle, as the presiding officer
3 alluded to, when we don't have enough staff to
4 fix the sumps, to fix the roadways, to answer
5 the telephones in other critical departments
6 just strikes me as being absurd. The county
7 executive's office doesn't need another seven
8 people to spin what's going on in this
9 administration. We need people to actually do
10 work and the money could be better spent doing
11 something else and there is an opportunity for
12 savings there.

13 And then to turn around and delay,
14 to tell residents -- I know that Legislator
15 Ferretti is going to cover this so I'm just
16 going to mention it -- to turn around and tell
17 residents that we don't have room in the
18 budget after all of this not to make a serious
19 effort at rodent control in this county just
20 adds insult to injury that is truly
21 unacceptable.

22 So, I would encourage all of my
23 colleagues on both sides of the aisle to
24 stop. Take a look at what's happening here.
25 Took a look at what you're about to do. \$120

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2 million in tax relief to our residents. \$100
3 million in fee relief to our residents. After
4 70 percent of homes in my district are paying
5 more in school and property taxes as a result
6 of the reassessment. After being overtaxed
7 over the course of the last year as a result
8 of the poor decision making by this
9 administration in coordination with NIFA and
10 in coordination with the Minority in the
11 legislature.

12 It is time for us to return some of
13 this money to the pockets of our taxpayers.
14 We have the opportunity to do that. And if my
15 colleagues on the Minority refuse to override
16 this veto it will be them that own these
17 fees. It will be them that refused to provide
18 tax relief to their residents. It's
19 unconscionable, it's irresponsible and I would
20 encourage all of my colleagues on both sides
21 of the aisle to stop the games. Provide the
22 relief to residents that they need and deserve
23 and we have an opportunity to afford to them.
24 Thank you.

25 LEGISLATOR NICOLELLO: Legislator

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2 Ferretti.

3 LEGISLATOR FERRETTI: Thank you
4 Presiding Officer. I think we need to remind
5 the county executive and the Minority that
6 NIFA, those board members are not elected.
7 They're not elected by the residents of Nassau
8 County. You are. I think that we need to
9 remind both the county executive and the
10 Minority that they need to start listening to
11 the residents.

12 I'm a little bit embarrassed to say
13 but about two weeks ago I was watching on
14 Facebook a forum that was held in Hicksville
15 and Legislator Walker was there as well as
16 Legislator Bynoe and Legislator Drucker and
17 Legislator Schaefer I think was there as
18 well.

19 One of the moderators talked about
20 a poll they conducted in the area. I guess it
21 was probably in Hicksville, Syosset and
22 Westbury. In the area. The most important
23 issues to the residents that answered that
24 poll number one were taxes. No surprise.
25 Number two was the Hicksville revitalization

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2 and number three were rats. Number three
3 rats. Wasn't a surprise to me. Maybe it was
4 a surprise to some of you.

5 But just going down the line
6 obviously property taxes are something that
7 residents are very in tune with. To hide
8 behind this NIFA opinion which to give any
9 credence to anything NIFA says at this point
10 is a joke. NIFA is not an elected board.
11 NIFA is a political body at this point. We
12 all know it. We can pretend it's not the case
13 but we all know it. And to hide behind it I
14 think is something that I'm disappointed in.
15 Especially with all the, talk about political
16 banter, all we've had to hear over the last
17 ten years is about the fees. We know these
18 fees are illegal.

19 Fiscal responsibility. This budget
20 that the county executive put forward relies
21 on unconstitutional and illegal fees. One
22 day, like it or not, the fees are going to be
23 gone. The question is when. What if they're
24 gone in six months? This budget is counting
25 and relying on those fees. That's one of the

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2 reasons they need to come out.

3 NIFA and the Minority are just
4 ignoring that possibility but it's a real
5 possibility and it's something I'm asking you
6 to consider before you take your vote.

7 I want to address something in the
8 justification for the veto that really
9 irritated me. When the county executive so
10 disingenuously acts as if our amendment to
11 reduce the illegal amount that the red light
12 cameras fees are in some way is going to
13 defund the police. I mean, is that a joke?
14 Does she think that anyone in Nassau County
15 believes that nonsense?

16 First of all, less than a year ago
17 she got in front of the camera and said she's
18 not opposed to defunding the police. Number
19 one.

20 Number two, our budget amendments
21 in our budget that we passed completely funds
22 the police with that fee out. So, it did
23 irritate me to read that and I don't think
24 anyone in Nassau County is buying it. Maybe
25 it's just guilt over the fact that she's on

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2 the record as saying that she is not opposed
3 to defunding the police. But that is not a
4 justification for vetoing the red light camera
5 fees.

6 Again, fiscal responsibility. I
7 know Legislator Rhoads touched on this. But I
8 got to respond to the minority leader's
9 comments, I mean, to talk about playing
10 politics. A year ago we sat here and listened
11 to nonsense about sales tax being reduced 20
12 percent. We all knew it was nonsense. Two
13 months later the numbers were in and the
14 county executive was already saying she was
15 wrong. Why did she do that? She did that to
16 have a pot of money to sit on in an election
17 year. And now we're all going to sit here and
18 pretend that this is political. Taking a
19 surplus and giving it back to the residents.
20 I mean, come on. Let's get real.

21 In addition to the tax cut we
22 proposed, what you're doing today is not only
23 saying no to this \$50 million tax cut but it's
24 saying yes to the county executive's planned
25 tax hikes over the next four years. Those tax

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2 hikes are going to be on you if you don't vote
3 to amend that and the county executive. These
4 fees are going to be on you. No one on this
5 side of the aisle. It's not necessary. The
6 money is there. We all know it. It's there.
7 It's dollars and cents.

8 Okay, let's talk rats. This is a
9 quality of life issue. We're dealing with
10 it. Arnie, I know it's in your community.
11 Legislator Bynoe it's in her community. It's
12 in all of our communities. It's being caused
13 by negligence of this administration not
14 maintaining the sumps, the water basins and
15 Nassau property. We have an obligation to fix
16 this.

17 Now, I know the county executive in
18 her memorandum said that she's going to
19 allocate money to it although she can't do it
20 in this year's budget.

21 Number one, what that's telling me
22 is that the three extra deputy county
23 executives that she has that the previous
24 administration did not have is more important
25 than quality of life for the residents. Or

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2 the seven additional PR people she has are
3 more important than quality of life issues.
4 By the way, I just learned a few minutes ago,
5 is more PR positions than the president of the
6 United States has. That's more important than
7 eradicating a rodent infestation we all have
8 in our communities? That when residents were
9 asked at a forum what are the most important
10 issues to you this election number three was
11 rats.

12 If those patronage positions are
13 more important to you than eradicating this
14 problem then I think you know how you got to
15 vote. But I hope it's not.

16 So, just my last comment because
17 this county attorney opinion keeps getting
18 worse and worse going to what Deputy Presiding
19 Officer Kopel was saying. Not only now can we
20 not amend the revenue but we can't amend
21 fees? Really? That's what the county
22 attorney put their name to? I mean, we're
23 elected representatives. We're letting NIFA
24 do it. But as elected representatives we
25 can't do it. That's a shame.

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2 I would ask that you support these
3 amendments. They're the right thing for the
4 residents. These amendments are what we were
5 elected to do. Thank you.

6 LEGISLATOR NICOLELLO: Anyone
7 else? All right. Then I'm going to call for
8 a vote. I will ask the clerk to read the roll
9 call -- roll call vote.

10 MR. PULITZER: Thank you
11 Presiding Officer. Deputy Presiding Officer
12 Howard Kopel.

13 LEGISLATOR KOPEL: Yes.

14 MR. PULITZER: Alternate
15 Presiding Officer Denise Ford.

16 LEGISLATOR FORD: Yes.

17 MR. PULITZER: Legislator Siela
18 Bynoe.

19 LEGISLATOR BYNOE: Nay.

20 MR. PULITZER: Legislator Carrie
21 Solages.

22 LEGISLATOR SOLAGES: Nay.

23 MR. PULITZER: Legislator Debra
24 Mule.

25 LEGISLATOR MULE: No.

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2 MR. PULITZER: Legislator C.

3 William Gaylor III.

4 LEGISLATOR GAYLOR: Yes.

5 MR. PULITZER: Thank you.

6 Legislator Vincent Muscarella.

7 LEGISLATOR MUSCARELLA: Yes.

8 MR. PULITZER: Legislator Ellen

9 Birnbaum.

10 LEGISLATOR BIRNBAUM: No.

11 MR. PULITZER: Legislator Delia

12 DeRiggi-Whitton.

13 LEGISLATOR DERIGGI-WHITTON: No.

14 MR. PULITZER: Legislator James

15 Kennedy.

16 LEGISLATOR KENNEDY: Yes.

17 MR. PULITZER: Legislator Thomas

18 McKevitt.

19 LEGISLATOR MCKEVITT: Yes.

20 MR. PULITZER: Legislator Laura

21 Schaefer.

22 LEGISLATOR SCHAEFER: Yes.

23 MR. PULITZER: Thank you.

24 Legislator John Ferretti.

25 LEGISLATOR FERRETTI: Yes.

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2 MR. PULITZER: Legislator Arnold

3 Drucker.

4 LEGISLATOR DRUCKER: No.

5 MR. PULITZER: Legislator Rose

6 Marie Walker.

7 LEGISLATOR WALKER: Yes.

8 MR. PULITZER: Legislator Joshua

9 Lafazan.

10 LEGISLATOR LAFAZAN: No.

11 MR. PULITZER: Legislator Steven

12 Rhoads.

13 LEGISLATOR RHOADS: Aye.

14 MR. PULITZER: Minority Leader

15 Kevan Abrahams.

16 LEGISLATOR ABRAHAMS: No.

17 MR. PULITZER: Presiding Officer

18 Richard Nicolello.

19 LEGISLATOR NICOLELLO: Yes.

20 MR. PULITZER: Thank you

21 Presiding Officer. The vote, as I see it

22 here, is 11 eight.

23 LEGISLATOR NICOLELLO: 11 votes

24 to override. Eight votes not to override.

25 Therefore, the vote fails because you need 13

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2 votes to override.

3 Motion to adjourn? Moved by
4 Legislator Ford. Seconded by Legislator
5 Walker. All in favor of adjourning signify by
6 saying aye. Those opposed? Carries
7 unanimously.

8 (Meeting was adjourned at 10:59
9 a.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 1st day of
November, 2021.

FRANK GRAY