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6 NASSAU COUNTY LEGISLATURE

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8 RICHARD NICOLELLO

9 PRESIDING OFFICER

10

11 PUBLIC WORKS AND PARKS COMMITTEE

12

13 LEGISLATOR C. WILLIAM GAYLOR III

14 CHAIR

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16

17 Theodore Roosevelt Building

18 1550 Franklin Avenue

19 Mineola, New York

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22 June 8, 2022

23 3:21 P.M.

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

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4 LEGISLATOR C. WILLIAM GAYLOR III

5 Chair

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7 LEGISLATOR JOHN GIUFFRE

8 Vice Chair

9

10 LEGISLATOR LAURA SCHAEFER

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12 LEGISLATOR JAMES KENNEDY

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14 LEGISLATOR DEBRA MULE

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16 LEGISLATOR ARNOLD DRUCKER

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18 LEGISLATOR CARRIE SOLAGES

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2 LEGISLATOR GAYLOR: At this time
3 I will call the Public Works Committee to
4 order. I'll ask the clerk to call the roll.

5 MR. PULITZER: Thank you
6 chairman. Public Works and Parks. Legislator
7 Carrie Solages.

8 LEGISLATOR SOLAGES: Here.

9 MR. PULITZER: Legislator Arnold
10 Drucker.

11 LEGISLATOR DRUCKER: Here.

12 MR. PULITZER: Substituting for
13 ranking member Siela Bynoe would be Ms. Mule.

14 LEGISLATOR MULE: Here.

15 MR. PULITZER: Legislator James
16 Kennedy.

17 LEGISLATOR KENNEDY: Here.

18 MR. PULITZER: Legislator Laura
19 Schaefer.

20 LEGISLATOR SCHAEFER: Here.

21 MR. PULITZER: Vice Chairman John
22 Giuffre.

23 MR. PULITZER: Chairman C.
24 William Gaylor III.

25 LEGISLATOR GAYLOR: Present.

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2 MR. PULITZER: We have a quorum
3 sir.

4 LEGISLATOR GAYLOR: Thank you.
5 We have three items on the agenda today which
6 are clerk items number 150-22, 167-22 and
7 168-22.

8 Clerk item 150-22 is a resolution
9 authorizing the county executive to execute a
10 supplemental agreement between the New York
11 State Department of Transportation acting on
12 behalf of New York State and the county of
13 Nassau acting on behalf of the Nassau County
14 Police Department.

15 May I have a motion. Moved by
16 Legislator Schaefer. Seconded by Legislator
17 Mule. Thank you. The item is before us. Who
18 do we have from the administration here to
19 talk today? We got Commissioner Arnold.

20 MR. ARNOLD: The item before you
21 is a grant reimbursement to the Nassau County
22 PD for activities associated with New York
23 State Department of Transportation
24 construction contracts.

25 LEGISLATOR GAYLOR: Thank you

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2 Commissioner Arnold.

3 MR. FIELD: Inspector Field from
4 the police department.

5 LEGISLATOR GAYLOR: Go ahead.
6 Add anything else you want for us to know.

7 MR. FIELD: This grant is
8 actually, item 150-22, this is the item we use
9 for reimbursement through the state for major
10 construction projects on all the major state
11 roads and they will reimburse us for overtime
12 for enforcement and also traffic safety at
13 those locations.

14 LEGISLATOR GAYLOR: Thank you.
15 Is there any debate or discussion? Any public
16 comment? All in favor please signify by
17 saying aye. Any opposed? The ayes have it.
18 The item passes unanimously. Thank you.

19 Clerk item 167-22 is a resolution
20 authorizing the county executive to execute a
21 grant agreement between the county of Nassau
22 acting on behalf of the county Department of
23 Parks, Recreation and Museums and the
24 Agriculture Society of Queens, Nassau and
25 Suffolk Counties, Incorporated.

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2 May I have a motion. So moved by
3 Legislator Kennedy. Seconded by Legislator
4 Drucker. The item is before us.

5 MS. BELYEA: Sir there's two.
6 Could I ask which one you are referring to?
7 Which dollar amount? Is it indicated there?
8 I don't have the item number.

9 LEGISLATOR GAYLOR: It's not. Go
10 with one and then we'll do the other.

11 MS. BELYEA: There are two.
12 They're similar. This is a grant agreement
13 for \$98,200 funded through the hotel-motel
14 fund grant program. It's a one-year term. It
15 expires April 30, 2023. It allows for the
16 Agricultural Society of Queens, Nassau and
17 Suffolk Counties to provide management
18 sponsorship and professional services required
19 by the county to assist in the operation of
20 the Long Island Fair September 16, 17, 18 at
21 the Old Bethpage Village Restoration. One of
22 our keystone events.

23 LEGISLATOR GAYLOR: That is the
24 right one. So, do we have any debate or
25 discussion? Any public comment? All in favor

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2 signify by saying aye. Any opposed? The item
3 passes unanimously.

4 Clerk item 168-22 is a resolution
5 authorizing the county executive to execute a
6 grant agreement between the county of Nassau
7 acting on behalf of the county Department of
8 Parks, Recreation and Museums and the
9 Agricultural Society of Queens, Nassau and
10 Suffolk Counties, Incorporated.

11 May I have a motion. So moved by
12 Legislator Giuffre. Seconded by Legislator
13 Solages. The item is before us.

14 MS. BELYEA: This is a grant
15 agreement for \$50,000 funded again through
16 hotel-motel grant fund. Term is for one
17 year. Terminates on April 30, 2023. The
18 grantee shall contract performers, shows, a
19 petting zoo, animal rides and other
20 entertainment offerings for the Long Island
21 Fair, which again being held September 16, 17,
22 18 at the Old Bethpage Village Restoration. I
23 didn't add the last time but the Long Island
24 Fair plays a significant role in enhancing
25 tourism here to Nassau County. It's

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2 important.

3 LEGISLATOR GAYLOR: You said this
4 was for the fair in September?

5 MS. BELYEA: Yes, sir.

6 LEGISLATOR GAYLOR: Any debate or
7 discussion? Legislator Mule.

8 LEGISLATOR MULE: This is just
9 curious. How come they're coming as two
10 different pieces of legislation?

11 MS. BELYEA: From what I
12 understand, it is because one funding source
13 used to go to the Friends of Old Bethpage
14 Restoration which was part of the Friends of
15 Nassau County parks. And to separate that and
16 no longer use Friends of Nassau County parks
17 we now put that responsibility on the Ag
18 Society.

19 LEGISLATOR MULE: But they're
20 both going to the same?

21 MS. BELYEA: Both going for the
22 same. Just two different functions. One is
23 management operation, sponsorship. The other
24 is for the entertainment piece.

25 LEGISLATOR GAYLOR: That's what

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2 my notes say as well. One is for the
3 professional services and the other is for the
4 performers, shows, petting zoo, animal rides,
5 entertainment. Very good.

6 Do we have any public comment? All
7 in favor please signify by saying aye. Any
8 opposed? The item passes unanimously.

9 So, I understand there's also an
10 addendum to this agenda. May I have a motion
11 to suspend the rules. So moved by Legislator
12 Kennedy. Seconded by Legislator Drucker. All
13 in favor please signify by saying aye. The
14 rules have now been suspended.

15 There are four items on the
16 addendum for us today which are clerk items
17 178-22, 179-22, 180-22 and 185-22. Clerk item
18 178-22 is a resolution declaring a capital
19 budget emergency pursuant to Section 310(d) of
20 the county government law of Nassau County.

21 Do we have somebody from the
22 administration to speak about this item?

23 MR. ARNOLD: Ken Arnold,
24 commissioner of public works. This item is
25 the emergency declaration --

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2 LEGISLATOR GAYLOR: Do we need a
3 motion? May I have a motion. So moved by
4 Legislator Mule. Seconded by Legislator
5 Schaefer. The item is now before us.

6 MR. ARNOLD: In regards to 178,
7 this is the emergency resolution declaring a
8 capital emergency for this body to hear both
9 the amendment to the capital plan and
10 corresponding bond ordinances.

11 LEGISLATOR GAYLOR: Any debate or
12 discussion? Public comment? All those in
13 favor of passing the item please signify by
14 saying aye. Any opposed? The item passes
15 unanimously. Who's abstaining? The item
16 moves along four to three. Four zero, excuse
17 me. Go ahead. Legislator Mule would like to
18 speak.

19 LEGISLATOR MULE: Sure. We're
20 abstaining because we got this item so late.
21 We just haven't had a chance to fully vet it.
22 Hopefully by the time the full leg comes up
23 we'll have a better idea of where things
24 stand.

25 LEGISLATOR GAYLOR: That holds

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2 for all three on your side?

3 LEGISLATOR MULE: Yes.

4 LEGISLATOR GAYLOR: Very good.

5 Move on to the next.

6 Move on to the next clerk item

7 number 179-22 is an ordinance to amend
8 ordinance number 126-2020 adopting the capital
9 budget for the county of Nassau for the first
10 year of the four-year capital plan to commence
11 on January 1, 2021 pursuant to the provisions
12 of Section 310 of the county government law of
13 Nassau County.

14 Do we have somebody from the
15 administration? Commissioner Arnold.

16 MR. ARNOLD: Good afternoon. So
17 179-22 is an amendment --

18 LEGISLATOR GAYLOR: I don't think
19 we need to do a motion after each one. The
20 rules have been suspended. In that case, what
21 I'm going to do is I'm also going to call at
22 the same time 182-22, which is a bond
23 ordinance providing for a capital expenditure
24 to finance the capital projects identified
25 herein with the county of Nassau in

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2 authorizing \$156,949,668 of bonds of the
3 county of Nassau to finance said expenditures
4 pursuant to the local finance law of New York
5 and the county government law of Nassau
6 County.

7 May I have a motion for these two
8 items. So moved by Legislator Kennedy.
9 Seconded by Legislator Mule. All in favor?
10 The item is now before us. Commissioner
11 Arnold, sorry, go ahead.

12 MR. ARNOLD: 179 is a capital
13 budget amendment for the 2021 capital plan.
14 It adds both county and noncounty funding to
15 the capital plan for ongoing projects or
16 projects that are going out to bid shortly.
17 The corresponding item 180-22 is a required
18 bond ordinance for the same projects to enable
19 us to award contract work.

20 LEGISLATOR GAYLOR: Any debate or
21 discussion? Legislator Mule.

22 LEGISLATOR MULE: We will be
23 abstaining for the same reason.

24 LEGISLATOR GAYLOR: Any public
25 comment? All those in favor of passing the

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2 item please signify by saying aye. We have
3 three abstentions. The item passes four to
4 zero.

5 That should leave the last one.
6 Clerk item 185-22, a resolution making certain
7 determinations pursuant to the State
8 Environmental Quality Review Act in
9 authorizing the county executive on behalf of
10 the county of Nassau to execute a second
11 amendment to a lease between the county of
12 Nassau as tenant and 89th Jamaica Reality
13 Company L.L.C. as landlord of property owned
14 by 89th Jamaica Realty Company L.L.C. located
15 at 89th Avenue and Merrick Boulevard in
16 Jamaica, the borough of Queens, city of New
17 York, state of New York for the use by Nassau
18 Intercounty Express Bus Service, also known as
19 NICE.

20 The clerk's office says we need
21 another motion. So moved by Legislator
22 Giuffre. Seconded by Legislator Mule.

23 Okay. Who's here from the
24 administration to speak about it?

25 MR. WALSH: Good afternoon.

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2 Kevin Walsh, Office of Real Estate Services.

3 Hope you are all well.

4 This is a request for an 18-month
5 extension for our lease in Jamaica, Queens for
6 our NICE buses. We have six bus bays that
7 serve in Jamaica, Queens that brings bus
8 service into Nassau County. We are actively
9 looking to other locations but we've been able
10 to negotiate an 18-month extension with our
11 existing landlord. As has also the MTA and
12 City Transit Bus who also use more buses. I
13 think they have about 12 bus bays.

14 There is an increase over 18
15 months. It's a little shy of five percent,
16 which we don't love but we're happy we can at
17 least stay while we're actively looking at
18 alternative locations. Any questions?

19 LEGISLATOR GAYLOR: Any debate or
20 discussion? Legislator Drucker.

21 LEGISLATOR DRUCKER: Hi Kevin.
22 How are you? Just a very brief question.
23 This in effect is a sublease?

24 MR. WALSH: We actually have a
25 separate lease. The MTA has a separate lease

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2 as well. It's our own lease. It went into
3 effect initially I think in 2011. It was a
4 ten-year lease and this is just the second
5 extension. We did a one-year renewal about a
6 year ago. It expired in just about early
7 April. And now this is an 18-month extension
8 which works well because we are looking for
9 another alternative.

10 LEGISLATOR DRUCKER: I just want
11 to be clear. Our item says that the county of
12 Nassau is the tenant. So that NICE bus would
13 be the subtenant?

14 MR. WALSH: NICE bus, actually we
15 have a license operating agreement with NICE
16 bus. So we provide through that agreement
17 assets for them which includes our buses, real
18 property. So it ties in through that.

19 LEGISLATOR DRUCKER: It's a
20 license agreement?

21 MR. WALSH: Exactly.

22 LEGISLATOR DRUCKER: Thank you.

23 LEGISLATOR GAYLOR: Thank you
24 Legislator Drucker. Anybody else? Debate or
25 discussion? Any public comment? All those in

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2 favor of passing the item signify by saying
3 aye. The item passes unanimously.

4 There being no other business
5 before this committee, may I have a motion to
6 adjourn. So moved by Legislator Schaefer.
7 Seconded by Legislator Arnold Drucker. All
8 those in favor? The committee is now
9 adjourned.

10 (Committee adjourned at 3:38 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 15th day of
June 2022.

FRANK GRAY