

NASSAU COUNTY LEGISLATURE

COMMITTEES MEETING

RICHARD NICOLELLO

PRESIDING OFFICER

RULES COMMITTEE

County Executive and Legislative Building

1550 Franklin Avenue

Mineola, New York

Monday, December 5, 2022

1:26 p.m.

TAKEN BY: KAREN LORENZO, OFFICIAL COURT REPORTER

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	

MICHAEL PULITZER	Clerk of the Legislature

A L S O A P P E A R E D :

JOE JACOVINA, INFORMATION TECHNOLOGY

CHIEF UTTARO

DEPUTY INSPECTOR MURPHY, POLICE DEPARTMENT

COMMISSIONER BELYEA, PARKS

BRIAN LIBERT, COUNTY ATTORNEY'S OFFICE

THOMAS DELANEY, OEM

DEPUTE COMMISSIONER CARMENATY, DSS

SHARON LUCIDI, DSS

PUBLIC COMMENT:

Meta Mereday

CHAIRMAN NICOLLELO: All right. I'm going to call the Rules Committee to order. I'm going to ask Legislator Lafazan if he would lead is in the Pledge.

(Whereupon, the Pledge of Allegiance is recited.)

CHAIRMAN NICOLLELO: Thank you. Mike, could you please call the roll for Rules Committee?

CLERK PULITZER: Yes. Thank you, Presiding Officer.

Legislator Siela Bynoe?

LEGISLATOR BYNOE: Here.

CLERK PULITZER: Legislator Delia DeRiggi-Whitton?

LEGISLATOR DERIGGI-WHITTON: Here.

CLERK PULITZER: Ranking Member Kevan Abrahams?

LEGISLATOR ABRAHAMS: Here.

CLERK PULITZER: Legislator Laura Schaefer?

LEGISLATOR SCHAEFER: Here.

CLERK PULITZER: Legislator Steven

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2 Rhoads?

3 LEGISLATOR RHOADS: Present.

4 CLERK PULITZER: Vice Chairman
5 Howard Kopel?

6 LEGISLATOR KOPEL: Here.

7 CLERK PULITZER: Chairman Richard
8 Nicolello?

9 CHAIRMAN NICOLLELO: Here.

10 CLERK PULITZER: We have a quorum,
11 sir.

12 CHAIRMAN NICOLLELO: Thank you very
13 much.

14 As we always do, we will start out
15 with the contracts in the Rules Committee
16 and I'm going to call all those contracts
17 all at once:

18 - A-30, A-35, A-37, A-41 of 2022.
19 These are resolutions authorizing the
20 Commission of Shared Services to execute
21 a purchase order or to approve additional
22 funding for a blanket purchase order
23 between the County and Focus Camera, Chef
24 Minute Meals, Sterling Corporation, Blue
25 Marlin Boats.

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2 E-117, E-131. E-132, E-133, E-134,
3 E-135, E-136, E-138. These are
4 resolutions authorizing the County
5 Executive to execute personal services
6 agreements or amendments to personal
7 services agreements between the County
8 and Maximum Associates, New York State
9 Industries for the Disabled, Tyler
10 Technologies, Abrams Fensterman, 1
11 Security Services, Rainbow Sound, Inc.,
12 Brownfield Development Solutions, Inc.,
13 and Skudin Swim.

14 Motion by Deputy Presiding Officer
15 Kopel, seconded by Minority Leader
16 Abrahams. So those contracts are before
17 us.

18 Also, we need a motion to suspend
19 the Rules. Legislator Bynoe makes that
20 motion seconded by Legislative Schaefer.
21 All in favor of suspending Rules, signify
22 by saying aye.

23 (Whereupon, all members of
24 the Rules Committee respond in
25 favor.)

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2 CHAIRMAN NICOLLELO: Those opposed?

3 (Whereupon, no verbal
4 response.)

5 CHAIRMAN NICOLLELO: Motion carries
6 unanimously.

7 And then I'm going to call this
8 additional contract so that it's on a
9 list of contracts to be discussed:

10 E-137 resolution ratifying the
11 Commission of Shared Services award and
12 the County Executive's execution of
13 personal services agreement between the
14 County and a cyber security vendor.

15 All right. So all those before us, a
16 couple of them, have to be tabled. Motion
17 by Deputy Presiding Officer Kopel,
18 seconded by Minority Leader Abrahams,
19 that was E-137 to put that before us.

20 The following contracts have to be
21 tabled: A-41 of 2022, Blue Marlin Boats
22 and E-117 of 2022 Maximus Associates
23 Security Services. Blue Marlin Boats, my
24 understanding is that the AG is still
25 gathering data, and Maximum Associates,

1
2 the Administration, is in discussions
3 resolving an issue with the CSEA.

4 Motion to table by Minority Leader
5 Abrahams, seconded by Deputy Presiding
6 Officer Kopel. All in favor of tabling,
7 signify by saying aye.

8 (Whereupon, all members of
9 the Rules Committee respond in
10 favor.)

11 CHAIRMAN NICOLLELO: Those opposed.

12 (Whereupon, no verbal
13 response.)

14 CHAIRMAN NICOLLELO: Those two are
15 tabled.

16 So let's start with Emergency
17 Management and Chef Minute Meals A-35.

18 MR. DELANEY: Good afternoon.
19 Thomas Delaney, OEM. Item A-35-22 for
20 the purchase of emergency meals that are
21 going to be used in case we need to open
22 up sheltering. They'll be stockpiled in
23 our climate controlled warehouse. This
24 \$161,400 purchase is 100% grant funded.

25 CHAIRMAN NICOLLELO: The notes

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2 indicate that the County has a unique
3 agreement with the vendor in which they
4 agree to take back at reduced price their
5 soon-to-be expired products; is that
6 accurate?

7 MR. DELANEY: That is true. FEMA
8 does not want us to throw away what's
9 called critical emergency supplies when
10 they reach their end-of-life. You know,
11 as such, when we have a stockpile of
12 bottled water, before that expires, we've
13 got a use for it, the Marathon; we handed
14 it out there. We're not throwing it away.
15 The meals, it's not so easy. We ran into
16 a problem years ago where, I don't like
17 to say fortunately, but there was an
18 Earthquake in Haiti, and they took meals
19 that we had that we're going to expire.
20 This relieves me of that problem.

21 CHAIRMAN NICOLLELO: That's great.
22 Any other questions? Legislator Bynoe.

23 LEGISLATOR BYNOE: Thank you,
24 Presiding Officer. Mr. Delaney, could
25 you tell me the shelf life on those

1
2 meals?

3 MR. DELANEY: The shelf life on
4 these is approximately four years, but
5 we're going to again give them back to
6 the vendor before they expire.

7 LEGISLATOR BYNOE: Perfect. Thank
8 you.

9 MR. DELANEY: Thank you.

10 CHAIRMAN NICOLLELO: Any other
11 questions?

12 (Whereupon, no verbal
13 response.)

14 CHAIRMAN NICOLLELO: Okay. Thank
15 you.

16 MR. DELANEY: Thank you.

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3 CHAIRMAN NICOLLELO: E-131, Contract
4 with the New York State Industries for
5 the Disabled Social Services.

6 DEPUTY COMMISSIONER CARMENATY: Good
7 afternoon and thank you for having us.
8 Deputy Commissioner Rudy Carmenaty from
9 the Department of Social Services. This
10 is an imaging contract for a mandated
11 service for the State of New York and I
12 have with me Sharon Lucidi to give you
13 the details.

14 MS. LUCIDI: Good afternoon. This
15 contract is to allow us to continue the
16 imaging process that we have been doing
17 at DSS for clients' records. They are
18 imaged and they're stored. We are looking
19 into doing a new process with New York
20 State to have them hold our repository of
21 images. It would share information
22 between counties of the State so that, as
23 people move, their services can go with
24 them and it would allow us to eventually
25 shred the documents.

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2 CHAIRMAN NICOLLELO: Thank you. Any
3 questions? Legislator Bynoe.

4 LEGISLATOR BYNOE: Hi. So they sign
5 a disclosure that would allow for us to
6 share the information with the State?

7 MS. LUCIDI: It's the State OTDA.

8 LEGISLATOR BYNOE: Thank you.

9 CHAIRMAN NICOLLELO: Any other
10 questions?

11 (Whereupon, no verbal
12 response.)

13 CHAIRMAN NICOLLELO: Thank you very
14 much.

15 MS. LUCIDI: Thank you, sir.

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2 CHAIRMAN NICOLLELO: Information
3 Technology E-132 2022, contract with
4 Tyler Technologies.

5 DEPUTY COMMISSIONER JACOVINA: Good
6 afternoon, Joe Jacovina, Deputy
7 Commissioner, Information Technology.

8 This amendment is to authorize an
9 increase in the maximum amount of the
10 contract with Tyler Technology, Inc.
11 \$544,416, the purchase amount needed to
12 purchase, install, implement, and
13 maintain the mobile version of the Nassau
14 County FireCom computer-aided dispatch.
15 The software is known as Crew Force.

16 In addition, the amendment exercises
17 the County's option to extend the
18 contract and date by two years. Amendment
19 will also encumber \$450,000 upon
20 execution of funds that would be covered
21 by a Federal grant.

22 The FireCom Crew Force module
23 provides emergency responders mobile
24 access to critical data captured at
25 centralized dispatch locations. This

1
2 real-time information is provided to the
3 responders prior to their arrival at the
4 scene. Mobile access is facilitated by
5 Ipads and mobile phones. I'll be happy to
6 answer any questions.

7 CHAIRMAN NICOLLELO: I see that you
8 have Chief Uttaro behind you. If you
9 could add little bit of detail.

10 CHIEF UTTARO: Sure, thank you. Just
11 a quick synopsis of what the system does
12 so you have a better understanding. The
13 Tyler Crew force, which will be
14 accessible on MDTs, which is mobile data
15 terminals which you see in police cars
16 and fire vehicles, also police
17 ambulances, fire trucks. It's also on
18 mobile device, smart phones, phones,
19 tablets, etcetera. So it's going to be
20 providing a link, finally, between the 71
21 volunteer fire departments and the six
22 ambulance cores that serve Nassau County.
23 It is a countywide technology that we've
24 never had before.

25 It will permit units utilizing GPS

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2 locators to identify available duty crews
3 and in-service ambulances, engine
4 companies, ladders, rescues, so that
5 during countywide emergencies or local
6 emergencies like a structure fire or
7 battalion area incident, the incident
8 commander can view on this source what
9 assets are nearby and what can get their
10 fastest.

11 It will allow the 71 fire
12 departments and six ambulance cores and
13 all PD ambulances the ability to see all
14 call activity within the Nassau County
15 Fire Service dispatching system,
16 including the primary dispatch agency,
17 which you guys know as Fire Com, and the
18 20 independent fire dispatch agencies
19 which currently dispatch other
20 departments. So it's going to basically
21 bridge and network all of them together.

22 A more advanced user will allow
23 dispatch agencies to receive turn-by-turn
24 directions, call narratives from the
25 dispatcher, and even change in their

1
2 status from en route to on scene.

3 It will also allow responding units
4 to clear themselves from a call and get
5 ready for another call. So it's yet
6 another thing that if someone gets mutual
7 aid from New Hyde Park to Westbury, the
8 New Hyde Park unit will get turn-by-turn
9 instructions and hydro information, stuff
10 that they couldn't get before when
11 they're responding to assist another
12 department.

13 Additionally, the data can be shared
14 with the County Police Department's
15 Communications Bureau and Emergency
16 Ambulance Bureau. We're working on
17 policies and procedures right now with
18 the fire service to get this
19 interoperability shared service off the
20 ground.

21 In closing, it's what we see in this
22 world and as a county where neighboring
23 departments no longer need to make phone
24 calls, switch radio frequencies to
25 communicate, evaluate situations, and

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2 mutually aid their counterparts without
3 having to go through the old, antiquated
4 system which causes delays.

5 With this vision, the fire
6 dispatchers will have a clearer picture
7 than ever before to respond to calls
8 quicker than they have in the past. The
9 most important part is this great
10 project. It's about safety. There is
11 proof that this solution can provide
12 quicker response times and, therefore,
13 safer communities.

14 So I appreciate all the work that's
15 gone into this and I think this is going
16 to be a big game changer to the volunteer
17 fire service.

18 CHAIRMAN NICOLLELO: That's great.
19 All sounds fantastic. Any questions?

20 (Whereupon, no verbal
21 response.)

22 CHAIRMAN NICOLLELO: Thanks again.
23 Could you provide the notes that you were
24 reading from for our staff?

25 CHIEF UTTARO: Yes, absolutely.

CHAIRMAN NICOLLELO: Okay. Thank you
very much.

CHIEF UTTARO: Thank you.

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2 CHAIRMAN NICOLLELO: Next contract
3 is with the County Attorney's Office and
4 Abrams Fensterman E-133.

5 MR. LIBERT: Good afternoon
6 legislators, Brian Libert from the County
7 Attorney's Office. This is a contract
8 with the law firm of Abrams & Fensterman.
9 The predominant case on this contract is
10 asbestos. The staff summary references a
11 few other cases. Because of some
12 transitions at the firm, there are other
13 matters mentioned there. To my
14 understanding, all of those are long
15 since complete. So the only active thing
16 at the moment is asbestos, and when that
17 is complete, that will also be the last
18 case. So my belief is this is the final
19 amendment.

20 Happy to answer any questions about
21 any of that.

22 CHAIRMAN NICOLLELO: Thank you,
23 Brian, any questions on this?

24 (Whereupon, no verbal
25 response.)

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CHAIRMAN NICOLLELO: We're good.

MR. LIBERT: Thank you.

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2 CHAIRMAN NICOLLELO: Shared
3 Services, E-136 Brownfield Redevelopment
4 Solutions.

5 DEPUTY COMMISSIONER MALHAME: Good
6 afternoon Allison Malhame, Deputy
7 Commissioner of Shared Services.

8 This contract is for grant research
9 and writing services for all county
10 departments. Brownfield Development
11 Solutions is a certified women-owned
12 business enterprise that employs
13 proprietary software to track grant
14 opportunities. They will notify the
15 appropriate County departments of grants
16 that they may be interested in pursuing
17 and, if accepted by the Department,
18 complete all sections of the grant
19 application.

20 This is a three-year contract with
21 the option to renew for an additional
22 three years. Fees are payable on an
23 hourly basis, with maximum cost per task
24 capped. The maximum amount of the initial
25 contract is \$267,000. Thank you.

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2 CHAIRMAN NICOLLELO: Just a quick
3 question: Often you see with these grant
4 writing contracts the compensation will
5 be based on a percentage of what they are
6 able to achieve. So the administration
7 feels that this is a better way to go
8 forward with this grant writer in
9 particular?

10 DEPUTY COMMISSIONER MALHAME: Yes.
11 This contract is structured so that
12 there's, as I mentioned, there is a
13 maximum amount for each type of grant
14 that they write for. For example, major
15 Federal grants, I believe, is capped at
16 15,000, a regular Federal grant at 5,000,
17 State grants grants at three, but those
18 are maximum amounts. It's billed hourly;
19 it could be less.

20 CHAIRMAN NICOLLELO: All right,
21 another questions?

22 (Whereupon, no verbal
23 response.)

24 CHAIRMAN NICOLLELO: Okay. Police
25 department. First contract is A-30 of

2022 with Focus Cameras.

DEPUTY INSPECTOR MURPHY: Good afternoon, Deputy Inspector Tom Murphy, the police department.

This is to utilize the purchase of camera equipment to be utilized by our Crime Search Unit. It's to bring up the technology advance to be more efficient in answering to the new discovery.

CHAIRMAN NICOLLELO: Any questions on this?

(Whereupon, no verbal response.)

CHAIRMAN NICOLLELO: Let's go to the second one with the Police Department, with Sterling Corporation A-37.

DEPUTY INSPECTOR MURPHY: This a request to raise our contract with sterling from up to one million dollars. Previously, we had a \$300,000 contract with them, which allowed us to have approximately \$95,000 a year. With the rising cost of parts, we are asking for additional funds preemptively, not that

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2 we are going to use them, but should a
3 problem arise, we want to make sure we
4 have a cushion to have additional monies.
5 This will be in the ongoing three year
6 contract we have with Sterling.

7 CHAIRMAN NICOLLELO: Any questions
8 on this one?

9 (Whereupon, no verbal
10 response.)

11 CHAIRMAN NICOLLELO: My backup says
12 that we have three helicopters: One is 15
13 years old, the other are two and seven
14 years old.

15 DEPUTY INSPECTOR MURPHY: Yeah, the
16 one that oldest one we use for training,
17 and the other additional are seven years
18 old. They're all in tiptop condition
19 right now. Air worthy, mission worthy.
20 Want to make sure that should something
21 go wrong, we would have the money to
22 replace.

23 A simple one piece tail rotor is now
24 up to \$56,000 just for one. Each of
25 those helicopters has four. So if

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2 something should go bad, we don't want to
3 have a helicopter go down for six to
4 eight months, while we're waiting for the
5 funds to replace these rising costs in
6 parts.

7 CHAIRMAN NICOLLELO: That's a great
8 explanation. Thanks. Minority Leader
9 Abrahams.

10 LEGISLATOR ABRAHAMS: Thank you,
11 Presiding Officer. This is a general
12 question. Are there any other
13 municipalities, any other police
14 departments that have helicopters?

15 DEPUTY INSPECTOR MURPHY: Multiple.
16 Suffolk County.

17 LEGISLATOR ABRAHAMS: In Nassau.
18 Smaller police departments; Hempstead,
19 Freeport?

20 DEPUTY INSPECTOR MURPHY: No.

21 LEGISLATOR ABRAHAMS: Okay. Thank
22 you.

23 CHAIRMAN NICOLLELO: Any other
24 questions?

25 (Whereupon, no verbal

response.)

CHAIRMAN NICOLLELO: All right,
thank you, sir.

DEPUTY INSPECTOR MURPHY: Thank you.

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2 CHAIRMAN NICOLLELO: Next contracts
3 are with the Parks Department. First one
4 would be E-134, with Priority-1 Security
5 Services.

6 COMMISSIONER BELYEA: Good afternoon
7 Darcy Belyea, Parks Commissioner. This is
8 an amendment to a personal services
9 agreement that was executed and approved
10 in 2020 with the vendor providing
11 security at various county parks and for
12 events. This amendment increases the
13 maximum amount authorized for the second
14 year of the contract by \$4,087.42 in
15 order to satisfy the balance owed to the
16 vendor. These funds are paid out of the
17 Hotel/Motel Tax Grant Program and this
18 amendment will also terminate the
19 agreement effective September 30, 2022,
20 which has been mutually agreed upon by
21 both the vendor and the County, because
22 they can't provide the services to us at
23 the rate that they proposed in their RFP
24 and there's no way to adjust that hourly
25 rate.

CHAIRMAN NICOLLELO: Any questions
on this one?

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: All right,
very good to go to the next one.

COMMISSIONER BELYEA: Rainbow
Sounds, E-135-22 is an amendment to a
personal services agreement between the
County and Rainbow Sounds Inc from May 1,
2021, terminating on September 30, 2026.

Rainbow Sound provides sound,
backlight, and production assistance for
high level concerts at the Lakeside
Theatre serving as a support for our
mobile operations team. Due to the high
level of some of our acts, we needed to
use Rainbow an increased number of times.
So as a result we are seeking to increase
the annual maximum amount authorized from
\$25,000 to \$75,000 and this annual amount
is funded through the Hotel/Motel Tax
Grant Program. This amendment will also
add a cancellation policy to the

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2 agreement. The existing agreement does
3 not provide for cancellation due to
4 weather or other act and the vendor
5 expected the County this summer to pay a
6 full invoice for an amount that we had
7 cancelled in excess of 24 hours even if
8 the services are not provided, which to
9 me that didn't sit well. So we are
10 negotiating cancellation clause of
11 reduced fee in the event that we don't
12 cancel within a 24 hour period, which of
13 course we would seek to do that.

14 CHAIRMAN NICOLLELO: Any questions
15 on this one? Legislator Deriggi-Whitton.

16 LEGISLATOR DERIGGI-WHITTON: Just as
17 far as the prior one, with the security,
18 what do you plan on doing going forward?

19 COMMISSIONER BELYEA: Hopefully,
20 this Committee will hear in January a
21 replacement contract.

22 LEGISLATOR DERIGGI-WHITTON: And
23 then you still have funds left over from
24 this, because this was a five-year
25 contract?

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COMMISSIONER BELYEA: Yes.

LEGISLATOR DERIGGI-WHITTON: And we only used \$40,000. So you still have some.

COMMISSIONER BELYEA: And there was backup. We're looking to exercise that back up.

CHAIRMAN NICOLLELO: I just want to make sure you have your security.

COMMISSIONER BELYEA: Yes.

LEGISLATOR DERIGGI-WHITTON: Thank you.

CHAIRMAN NICOLLELO: Any other questions?

(Whereupon, no verbal response.)

CHAIRMAN NICOLLELO: Let's go to the third one.

COMMISSIONER BELYEA: E-138-22 Parks seeking to amend a contract for services between the County and Skudin Swim Inc. The original contract dates back to May 15, 2017. I'm seeking to exercise this second and final renewal option. Skudin

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2 Swim will provide the County with a
3 mechanism to keep Nassau County Aquatic
4 Center open and staffed during the winter
5 seasonal period of January 1st to March
6 15, 2023. The amendment term will end on
7 March 15, 2023 and we are seeking to add
8 an additional \$42,000 in funds to this
9 amendment, which is in line with the pay
10 increases that the previous
11 administration gave to County lifeguards.

12 Skudin will assume responsibility,
13 under our oversight, for lifeguarding and
14 first-aid services at the Aquatics Center
15 for a 10 week period.

16 CHAIRMAN NICOLLELO: Any questions?

17 (Whereupon, no verbal
18 response.)

19 CHAIRMAN NICOLLELO: I think we're
20 good, Darcy. Thank you.

21 COMMISSIONER BELYEA: Thank you.

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2 CHAIRMAN NICOLLELO: All right, the
3 last contract we have is the one that's
4 going to require Executive Session, so
5 we're going to leave that aside for a
6 moment and call the rest of these for a
7 vote now.

8 Again, this is A-35, E-131, E-132,
9 E-133, E-136, A-30, A-37, E-134, E-135,
10 E-138. Any further debate or discussion
11 on those items?

12 (Whereupon, no verbal
13 response.)

14 CHAIRMAN NICOLLELO: Any public
15 comment?

16 MS. MEREDAY: Good afternoon. Meta
17 J. Mereday. Just a couple of questions.

18 But first I just wanted to use one
19 of my moments, as we're coming up to
20 Pearl Harbor, to use that as a
21 remembrance of another period of tragedy
22 in our history that we should never
23 forget: The 2008 sailors, 109 Marines,
24 218 soldiers and 68 civilians that are
25 listed that we lost on that day, possibly

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2 more. Again, we have to continue to put
3 our focus and efforts on those who have
4 made the ultimate sacrifice for the
5 freedoms in our country.

6 Now, back to the contracts. I am
7 happy to see that we do have grant
8 writing capabilities coming to Nassau
9 County. Still disheartened that when I
10 hear about these contracts I'm not
11 hearing, and there may be, but again, of
12 the public, the taxpayers that are
13 struggling out here, the diverse
14 businesses that don't feel included. It
15 would be nice to hear if these vendors --
16 and a number of these contracts seem to
17 be repeat contracts, which also raises my
18 level of concern with regard to the lack
19 of inclusion that continues with regard
20 to our service disabled and veteran owned
21 businesses, minority and women, and
22 disabled business owners in Nassau
23 County.

24 Again, I put it on the record with
25 regard to requesting some type of

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2 inclusion. And it would be nice if the
3 public could get a better idea. These
4 numbers that are flying around. There is
5 \$260,000 cap per year for the grant
6 writer. Again, specifics like that. We
7 need to know. It's our tax dollars that
8 are going into this. So if we could at
9 some point say that. There's, again, all
10 I heard was one certified women business
11 enterprise, great. But this is 2022. We
12 need to hear about more diversity and
13 inclusion in these contracts. And that
14 those who are getting contracts --
15 generally in the private sector, they do
16 have requirements for our contractees,
17 these with regard to who they subcontract
18 with.

19 Again, I don't have any review
20 process with regard the contracts or
21 agreements that go out and the
22 discussion. But I think, again, when
23 you're talking about a three point
24 whatever billion dollar budget, the
25 taxpayers should have some kind support

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2 system that is known. That our
3 legislators, those who are fiduciary
4 responsibility of our funding, is making
5 sure that our results are as inclusive
6 and diverse of residents who are here,
7 who pay our taxes here, who are
8 struggling to live here as much as
9 possible.

10 Thank you. Again, remember December
11 7, 1941.

12 CHAIRMAN NICOLLELO: Thank you,
13 Meta.

14 These contracts now up for a vote.
15 All in favor, signify by saying Aye.

16 (Whereupon, all members of
17 the Rules Committee respond in
18 favor.)

19 CHAIRMAN NICOLLELO: Those opposed?

20 (Whereupon, no verbal
21 response.)

22 CHAIRMAN NICOLLELO: All right, they
23 all pass unanimously.

24 Now I need a motion to go into
25 Executive Session for E-137. Moved by

Legislator Schaefer, seconded by Minority
Leader Abrahams. All in favor of the
Executive Session, signify by saying aye.

(Whereupon, all members of
the Rules Committee respond in
favor.)

CHAIRMAN NICOLLELO: Those opposed?

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: Okay. We're in
Executive Session.

(Whereupon, Executive session,
1:52-3:05 p.m.)

CHAIRMAN NICOLLELO: We are back in
Rules Committee, out of Executive
Session.

I'm going to put the Rules Committee
in recess and move onto the next
Committee which is Public Safety.

(Whereupon, Rules Committee
recess, 3:05 p.m.-5:00 p.m.)

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2 CHAIRMAN NICOLLELO: All right. Going
3 to call Rules Committee back into session
4 the Item E-137 which we went into
5 Executive Session before. Before we take
6 action on it, Chris Leimone, E-137.

7 MR. LEIMONE: We have Brian Libert
8 from the County Attorney's Office to
9 issue a brief statement on that.

10 CHAIRMAN NICOLLELO: Thank you.

11 MR. LIBERT: Good evening,
12 legislators. Brian Libert from the County
13 Attorney's Office.

14 Legislators, E-137-22 is a contract
15 that supports Nassau County's ongoing
16 efforts in bolstering its cyber security
17 protocols. Please be advised that a
18 discussion into the specifics of this
19 contract will detail the County cyber
20 security protocols as well as its
21 protective and preventative measures and
22 risk assessment techniques; therefore, we
23 respectfully request that the details of
24 137-22 be heard, an Executive Session,
25 pursuant to Section 105(a) of Article XII

1
2 of the Public Officers Law, which permits
3 Executive Sessions on matters that will
4 imperil the public safety, if disclosed.

5 Happy to answer any questions at
6 this time.

7 CHAIRMAN NICOLLELO: That was a
8 statement that would authorize us to go
9 into Executive Session, which we already
10 did. But in layman's terms, basically the
11 County will not be disclosing the
12 identity of the vendor or the terms of
13 the contract, correct?

14 MR. LIBERT: That is correct.

15 CHAIRMAN NICOLLELO: And the basis
16 for that position is --

17 MR. LIBERT: That it would imperil
18 public safety to do so.

19 CHAIRMAN NICOLLELO: As such is
20 exempt from various disclosure laws, such
21 as FOIL, as well as other open-meetings,
22 laws requirements.

23 MR. LIBERT: Correct.

24 CHAIRMAN NICOLLELO: This is an
25 unusual circumstance and the Legislature

1
2 does not often -- does not ever agree to
3 these types of scenarios prior to this.
4 But given the sensitivity of the issue
5 and what we are seeing unfolding in
6 Suffolk County, I believe this is an
7 extraordinary circumstance that would
8 justify treating this in the way that you
9 suggested.

10 Just for the record, we were
11 provided with a full briefing by the
12 Administration, attorneys, IT, et cetera,
13 as well as Deputy County Executive Tatum
14 Fox in Executive Session, so that the
15 Legislature has the terms of the contract
16 and identity of the vendor.

17 Anyone else want to ask any
18 questions?

19 LEGISLATOR ABRAHAMS: I think you
20 summed it up best, Presiding Officer. We
21 were briefed earlier, both sides. I
22 appreciate that, Brian, as well as other
23 members of the Administration as well.
24 Obviously, this very sensitive matter and
25 we don't want to talk about it too much.

1
2 We're trying to give the public as much
3 information as we can, while at the same
4 time protect them. So I think that's
5 important as well. But I think you're
6 comments sum it up well, Presiding
7 Officer.

8 CHAIRMAN NICOLLELO: Thank you.
9 We're good.

10 LEGISLATOR DERIGGI-WHITTON: We also
11 just want to mention that both the
12 Procurement Office and the Inspector
13 General also looked at everything and has
14 approved the process of procurement and
15 signed off on it.

16 CHAIRMAN NICOLLELO: That's good.
17 Thank you.

18 MR. LIBERT: That is correct.

19 CHAIRMAN NICOLLELO: Okay. Thank
20 you.

21 We need an amendment in the nature
22 of a substitution to amend the resolution
23 that the Legislature will be passing.
24 Moved by Minority Leader Abrahams,
25 seconded by Legislator Schaefer. Any

debate or discussion on the amendment?

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: Any public
comment?

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: Hearing none.
All in favor of the amendment, signify by
saying aye.

(Whereupon, all members of
the Rules Committee respond in
favor.)

CHAIRMAN NICOLLELO: Those opposed?

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: Now the
resolution as amended, all in favor of
the resolution as amended, signify by
saying aye.

(Whereupon, all members of the Rules
Committee respond in favor.)

CHAIRMAN NICOLLELO: Those opposed?

(Whereupon, no verbal

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response.)

CHAIRMAN NICOLLELO: Passes
unanimously.

Going to the Consent Calendar, items
that went through Committees just a few
moments ago, and it's been agreed that no
further debate or discussion is needed on
these items at this time:

- 362, 363, 365, 366, 367, 368, 369,
370, 372, 373, 374, 381, 382, 383, 384,
385, 386, 387; and then on the addendum
389, 390, 391, 392, 393, 394, and that's
it. Motion by Legislator Schaefer,
seconded by Legislator DeRiggi-Whitton.
Any debate, discussion on those items.

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: Any public
comments?

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: All in favor,
signify by saying aye.

(Whereupon, all members of

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the Rules Committee respond in
favor.)

CHAIRMAN NICOLLELO: Those opposed?

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: Carried
unanimously.

I'm going to call 364, which
Legislator Rhoads will be recusing
himself. He is leaving the chambers.

(Whereupon, Legislator
Rhoads exits the Chamber for
Item 364.)

CHAIRMAN NICOLLELO: He will not be
participating in any debate or discussion
or vote.

Resolution authorizing the County
Attorney to compromise and settle the
claims of Plaintiff as set forth in the
action Anthony Brown versus the County of
Nassau. Deputy Presiding Officer Kopel
moves that seconded by Legislator Bynoe.
Any debate or discussion?

(Whereupon, no verbal

1
2 response.)

3 CHAIRMAN NICOLLELO: Any public
4 comments?

5 (Whereupon, no verbal
6 response.)

7 CHAIRMAN NICOLLELO: All in favor,
8 signify by saying aye.

9 (Whereupon, all members of
10 the Rules Committee respond in
11 favor.)

12 CHAIRMAN NICOLLELO: Those opposed?

13 (Whereupon, no verbal
14 response.)

15 CHAIRMAN NICOLLELO: Carries
16 unanimously. We can invite Legislator
17 Rhoads back in.

18 (Whereupon, Legislator
19 Rhoads returns to the Chamber.)

20 CHAIRMAN NICOLLELO: The next
21 several items are all resolutions
22 authorizing the County Executive to
23 execute Intermunicipal Agreements with
24 various local villages and municipalities
25 and they are Items 375, 376, 377, 378,

379 and 380. Motion by Minority Leader
Abrahams, seconded by Deputy Presiding
Officer Kopel. Any debate or discussion
on these items?

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: Hearing none.
Any public comments?

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: All in favor,
signify by saying aye.

(Whereupon, all members of
the Rules Committee respond in
favor.)

CHAIRMAN NICOLLELO: Those opposed?

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: Carried
unanimously.

Now the 388 is a Resolution to
confirm the County Executive's
appointment of Rodney H. McCrae as
Executive Director to the Nassau County

1
2 Commission on Human Rights. Motion by
3 Legislator Schaefer, seconded by
4 Legislator DeRiggi-Whitton.

5 Traditionally, we don't have
6 appointees come to the committee meetings
7 but they do come to the full legislature
8 for discussion and debate. Obviously, we
9 know Mr. McCrae for many years.
10 Obviously, if anyone wants to speak with
11 him in advance, they can. But any debate
12 or discussion on this.

13 (Whereupon, no verbal
14 response.)

15 CHAIRMAN NICOLLELO: Any public
16 comment?

17 (Whereupon, no verbal
18 response.)

19 CHAIRMAN NICOLLELO: All in favor,
20 signify by saying aye.

21 (Whereupon, all members of
22 the Rules Committee respond in
23 favor.)

24 CHAIRMAN NICOLLELO: Those opposed?

25 (Whereupon, no verbal

response.)

CHAIRMAN NICOLLELO: Those opposed
carried unanimously.

Maybe for the last time, I'm going
to ask Legislator Rhoads to make a motion
to adjourn the Rules Committee.

LEGISLATOR RHOADS: So moved.

CHAIRMAN NICOLLELO: Seconded by
Legislative Bynoe.

All in favor of adjourning, signify
by saying aye.

(Whereupon, all members of
the Rules Committee respond in
favor.)

CHAIRMAN NICOLLELO: Those opposed?

(Whereupon, no verbal
response.)

CHAIRMAN NICOLLELO: Carries
unanimously. We adjourned.

(Whereupon, Rules Committee
meeting is adjourned, 5:11
p.m.)

C E R T I F I C A T E

STATE OF NEW YORK)
 : SS.:
COUNTY OF NASSAU)

I, KAREN LORENZO, a Notary Public for and
within the State of New York, do hereby
certify:

That the above is a correct transcription
of my stenographic notes.

IN WITNESS WHEREOF, I have hereunto set
my hand this 15th day of December 2022.

Karen Lorenzo
KAREN LORENZO

RULES COMMITTEE 12.05.2022

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