

NASSAU COUNTY LEGISLATURE

COMMITTEES MEETING

RICHARD NICOLELLO

PRESIDING OFFICER

FINANCE COMMITTEE

JOHN FERRETTI

ACTING

CHAIRMAN

County Executive and Legislative Building

1550 Franklin Avenue

Mineola, New York

Monday, April 3, 2023

3:53 p.m.

TAKEN BY: KAREN LORENZO, OFFICIAL COURT REPORTER

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

JOANNE OWEIS, DEPUTY COUNTY ATTORNEY/DSS

DARCY BELYEA, PARKS COMMISSIONER

KEN ARNOLD, COMMISSIONER PUBLIC WORKS

KEVIN WALSH, OFFICE OF REAL ESTATE

ANDY PERSICH, OMB

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3 ACTING CHAIR FERRETTI: At this
4 time, I'd like to call the Finance
5 Committee to order. I'll ask the Clerk
6 to call the roll, please.

7 CLERK PULITZER: Thank you,
8 Chairman. Roll call Finance Committee.
9 Legislator Joshua Lafazan?

10 (Whereupon, no response.)

11 CLERK PULITZER: Legislator Carrie A.
12 Solages?

13 LEGISLATOR SOLAGES: Here.

14 CLERK PULITZER: Ranking Member
15 Arnold Drucker?

16 LEGISLATOR DRUCKER: Here.

17 CLERK PULITZER: Legislator Rose
18 Marie Walker?

19 LEGISLATOR WALKER: Here.

20 CLERK PULITZER: Legislator Thomas
21 McKevitt?

22 LEGISLATOR MCKEVITT: Here.

23 CLERK PULITZER: Legislator Denise
24 Ford?

25 LEGISLATOR FORD: Here.

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2 CLERK PULITZER: Chairman John
3 Ferretti?

4 LEGISLATOR FERRETTI: I'm here.

5 CLERK PULITZER: We have a quorum,
6 sir.

7 ACTING CHAIR FERRETTI: Thank you,
8 Michael.

9 Clerk Item 114-23 is an ordinance
10 supplemental to the annual appropriation
11 ordinance in connection with Parks,
12 Recreations and Museums.

13 May I have a motion?

14 LEGISLATOR WALKER: So moved.

15 ACTING CHAIR FERRETTI: Moved by
16 Legislator Walker, seconded by Legislator
17 Drucker. The item is before us. Darcy.

18 COMMISSIONER BELYEA: Good
19 afternoon. Darcy Belyea, Parks
20 Commissioner.

21 Supplemental appropriation is in the
22 amount of \$66,119. The fund source is the
23 New York State Empire Development I love
24 New York Matching Funds program. It will
25 be allocated to the Parks Department DE

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2 Contractual Services line. You will
3 recall that a Resolution was passed late
4 last year naming the County as our own
5 tourism promotion agency which allows us
6 to receive these funds from Empire State
7 Development and we will use them until we
8 until we award a contract for a new
9 tourism promotion agency. We're
10 currently in the RFP process now.

11 ACTING CHAIR FERRETTI: Great.
12 Thank you. Any debate or discussion from
13 the legislators?

14 (Whereupon, no verbal
15 response.)

16 ACTING CHAIR FERRETTI: Okay. Any
17 public comment?

18 MS. MEREDAY: Meta J. Mereday.
19 Question with regard to the RFP
20 process. Exactly how is this going to be
21 disseminated within actual organizations
22 that will provide kind of a diverse
23 listing of participants?

24 ACTING CHAIR FERRETTI: Hold on,
25 hold on, hold on. Can you make all your

1
2 comments and then we'll ask the
3 Commissioner to come up after?

4 MS. MEREDAY: I thought she was
5 finished. You asked for public comment.

6 ACTING CHAIR FERRETTI: Yes. Are you
7 finished with your public comment?

8 MS. MEREDAY: Oh, okay. Well, you
9 know, I'll keep it moving.

10 So the outreach is important. Also
11 in terms of incorporating at least,
12 again, a broad reach in terms of how many
13 aspects of the County itself, what we all
14 bring to the table. I think that has been
15 something that has been lacking. So I'm
16 just hoping that, again, I don't know if
17 there's the idea of having maybe some
18 type of community council as a part of
19 this mechanism to get some input, you
20 know, things of that nature.

21 So I'm just looking for, again, the
22 diversity in terms of the outreach for
23 the RFP, the diversity in terms of the
24 development of a process, and the
25 inclusion where we're looking at bringing

1
2 in, you know, intergenerational, you
3 know, young people as well as our seniors
4 to really package how we're kind of
5 promoting all of our resources. So now
6 I'm finished.

7 ACTING CHAIR FERRETTI: Thank you.

8 COMMISSIONER BELYEA: I appreciate
9 the interest from the commenter.

10 We actually released the RFP this
11 morning and I myself on Friday sent out
12 timed e-mails to hit the streets this
13 morning at 8 o'clock when it was in the
14 newspaper to over 350 MWBE potential
15 businesses who are registered with the
16 New York State Registry. I have not
17 formed a committee for the RFP selection
18 yet, but I will take your advice to heart
19 and look for some diversity and some age
20 diversity as well.

21 ACTING CHAIR FERRETTI: Thank you,
22 Commissioner. Do we have any further
23 public comment?

24 (Whereupon, no verbal
25 response.)

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2 ACTING CHAIR FERRETTI: There being
3 none, all in favor, please say, "Aye".

4 (Whereupon, all members of
5 the Finance Committee respond
6 in favor with, "Aye".)

7 ACTING CHAIR FERRETTI: Any opposed?

8 (Whereupon, no verbal
9 response.)

10 ACTING CHAIR FERRETTI: The item
11 passes unanimously.

12 COMMISSIONER BELYEA: Thank you.

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2 ACTING CHAIR FERRETTI: Clerk Item
3 115-22 is an ordinance supplemental to
4 the annual appropriation ordinance in
5 connection with Social Services. May I
6 have a motion? Moved by Legislator
7 Walker, seconded by Legislator Solages.

8 The item is before us. Do we have
9 someone from the administration? I'm
10 sorry, it's 115-23, I said 22.

11 MS. OWEIS: Joanne Oweis, Deputy
12 County Attorney on behalf of DSS. This is
13 the one I spoke about before. It's one
14 115-23. It's the appropriation for
15 funding for DSS plan that was accepted by
16 the New York State Office of Children and
17 Family Services to fund our Safe Harbor
18 project, which addresses the needs of
19 commercially sexually exploited children
20 in Nassau County. It's a plan that was
21 approved by the State in conjunction with
22 our Partners at the Safe Center, and it's
23 fully funded with state monies.

24 ACTING CHAIR FERRETTI: Thank you.
25 Any debate or discussion from the

legislators?

(Whereupon, no verbal
response.)

ACTING CHAIR FERRETTI: Do we have
any public comment?

(Whereupon, no verbal
response.)

ACTING CHAIR FERRETTI: Okay. All
those in favor, please signify by saying,
"Aye".

(Whereupon, all members of
the Finance Committee respond
in favor with, "Aye".)

ACTING CHAIR FERRETTI: Those
opposed? The item passes unanimously.

MS. OWEIS: Thank you.

ACTING CHAIR FERRETTI: Thank you.

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2 ACTING CHAIR FERRETTI: Clerk Item
3 118-23, a resolution to authorize the
4 transfer of appropriations, heretofore,
5 made within the budget for the year 2023.

6 May I have a motion? Move by
7 Legislator Ford, seconded by Legislator
8 Solages.

9 Who from the Administration do we
10 have on this one?

11 MS. ZAKI: Good afternoon,
12 Legislators. Seema Zaki, Fiscal
13 Director, Department of Human Services.

14 Clerk Item 118-23 has multiple
15 items. The first one is these are funds
16 that has been passed through from New
17 York State Office of Addiction Services
18 and Support for Workforce Development and
19 Stabilization Initiative, which is
20 affected due to the COVID 19 crisis. We
21 are requesting to reallocate these funds
22 from the equipment to general expenses.
23 Just to be more accurate for our
24 accounting purposes, we are utilizing
25 this for the licenses and licenses

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2 doesn't fall under equipment.

3 And the second item that we have
4 today is these are stimulus funds,
5 federal funds for COVID related issues.
6 We are reallocating it to purchase COVID
7 19 test kits so that we can distribute it
8 to the sub-recipients or vendors who
9 provide services to senior citizens.

10 ACTING CHAIR FERRETTI: Okay. The
11 second one you were speaking of is
12 119-23, correct?

13 MS. ZAKI: I'm sorry. It's two
14 items under 118-23.

15 ACTING CHAIR FERRETTI: It's okay.
16 So you spoke on 118-23 and 119-23, right?

17 MS. ZAKI: No. 118-23 has two items.

18 ACTING CHAIR FERRETTI: Okay. Right.
19 Got it. Thank you. Any debate or
20 discussion?

21 (Whereupon, no verbal
22 response.)

23 ACTING CHAIR FERRETTI: Okay. Any
24 public comment?

25 MS. MEREDAY: Again, you all must

1
2 have the information, and that's the
3 reason why you're not asking any
4 questions. But I think your constituents
5 might want to know exactly what's going
6 on with regard to these.

7 I'm just a little concerned about
8 workforce development funds. Isn't that
9 supposed to be developing the workforce?
10 Maybe it's just a little confusing for me
11 in terms of terminology and allocation,
12 but I'm told it's being reallocated under
13 a general expense to cover licenses.
14 Okay. Licenses for who?

15 And again, if we're not utilizing
16 resources to provide workforce
17 development for our most critical
18 constituents, including our veterans and
19 our young people, I didn't need *Newsday*
20 to tell me that depression is ranking
21 high on Long Island. Work challenges are
22 impacting so many people in our community
23 and we still seem to kind of turn a blind
24 eye and a deaf ear to what is going on.
25 So I'm questioning this.

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2 So again, if you all have the
3 information, please share it with your
4 constituents, or if somebody can answer
5 the question today.

6 It's the same thing with
7 COVID-related funding issues. Most
8 constituents are under the impression
9 that their town and their county utilized
10 all the resources that came through for
11 COVID. Many of them are now going through
12 an eviction process because the
13 moratorium has been removed. Folks are
14 losing their job regarding COVID
15 companies that are going out of business.

16 So I'm not saying that COVID test
17 kits that were in abundance, and most of
18 them have gone out of expiration because
19 they were not utilized and they were
20 wasted. If that is a priority at this
21 juncture, then so be it. But if there is
22 a program that is geared towards, again,
23 keeping our seniors and our veterans and
24 our widows in their places that they've
25 lived for years, let's reevaluate that or

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2 let's determine where we actually put
3 these test kits that are going to be
4 beneficial and again, not go to waste.

5 This is 2023. It's my hope that we
6 can do things a little differently
7 because we're already missing out on so
8 many federal funds, so many state funds
9 that can help our most vulnerable. And
10 I'm really getting tired of being before
11 this Body when I need to be out there
12 dealing with some of these issues, with
13 our widows being evicted and our veterans
14 committing suicide and our young people
15 committing suicide, to have to come here
16 and keep asking you for these things. We
17 want to put patrols out here and we're
18 putting them in cars that are broken
19 down. But we're telling us you're telling
20 the public that you're going to protect
21 us and our police officers are riding in
22 cars that are now 10-20 years old. We
23 need to address this and we need to be
24 serious about it.

25 Thank you.

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2 ACTING CHAIR FERRETTI: Okay. Thank
3 you. Any further public comment?

4 (Whereupon, no verbal
5 response.)

6 ACTING CHAIR FERRETTI: Okay. All
7 those in favor?

8 You stood up. Do you want to say
9 something further? You've got to speak
10 into the microphone.

11 MS. ZAKI: The licenses are for the
12 dosing of the methadone. Simply it's not
13 an equipment. That's why it's being
14 reallocated to to general expenses. It's
15 being utilized for the dosing, methadone
16 dosing. So it's not being taken away from
17 any other purpose. It was meant and it
18 was set up for that purpose.

19 And COVID kits are that whole
20 funding was for COVID related. It was
21 \$24,000. And that funding is getting
22 closer to expiration. So we are utilizing
23 it to purchase the COVID kits and
24 distribute it to the senior centers.

25 ACTING CHAIR FERRETTI: Okay.

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2 Thank you. Okay. All those in favor
3 of passing this item, please signify by
4 saying, "Aye".

5 (Whereupon, all members of
6 the Finance Committee respond
7 in favor with, "Aye".)

8 ACTING CHAIR FERRETTI: Those
9 opposed?

10 (Whereupon, no verbal
11 response.) The item passes
12 unanimously.

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2 ACTING CHAIR FERRETTI: Clerk Item
3 119-23 is a resolution to authorize the
4 transfer of appropriations, heretofore,
5 made within the budget for the year 2023
6 and the Health Department.

7 May I have a motion? Moved by
8 Legislator McKeivitt, seconded by
9 Legislator Drucker.

10 The item is before us.

11 MS. DESIMONE: Good afternoon. Ann
12 DeSimone, Health Department. Item 119-23
13 maximizes grant funding for the early
14 intervention grant in the amount of
15 \$1,005. Staffing changes in this program
16 resulted in a decrease in salary a
17 savings used to cover travel
18 expenditures.

19 ACTING CHAIR FERRETTI: Great. Thank
20 you. Any debate or discussion?

21 Legislator Ford.

22 LEGISLATOR FORD: I'm sorry. You
23 said that there's a decrease in personnel
24 for the early intervention, or did I
25 misunderstand?

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2 MS. DESIMONE: So we did have some
3 staff that retired. They're trying to
4 backfill those staff positions.

5 LEGISLATOR FORD: Okay, so how many
6 positions are down? How many people
7 left?

8 MS. DESIMONE: I would have to ask
9 Program for that information.

10 LEGISLATOR FORD: Are we actively
11 trying to recruit and hire them? Because
12 this is such an important program.

13 MS. DESIMONE: Yes, we are trying to
14 get more early intervention service
15 coordinators on board.

16 LEGISLATOR FORD: And then how long
17 of a wait is it for the families that
18 request this type of intervention?

19 MS. DESIMONE: I would have to get
20 you that information as well.

21 LEGISLATOR FORD: If we can get it
22 before the full ledge, that would be
23 perfect.

24 MS. DESIMONE: I can do that.

25 LEGISLATOR FORD: All right. Thank

1
2 you.

3 MS. DESIMONE: Thank you.

4 ACTING CHAIR FERRETTI: Legislator
5 Walker.

6 LEGISLATOR WALKER: And you said
7 some of this is going to travel expenses.
8 Is that because those that were short,
9 some of our staff has to travel to
10 additional places?

11 MS. DESIMONE: Yes. And for
12 conferences.

13 LEGISLATOR WALKER: Okay. But we're
14 not leaving any children out. I mean, I
15 know how hard you all work.

16 MS. DESIMONE: Yeah, absolutely not.
17 They're increasing the caseload on every
18 caseworker so that we're not missing
19 anything.

20 LEGISLATOR WALKER: Okay. But the
21 sooner we can hire, we don't want to
22 overload our workers either. That, you
23 know, things could possibly fall through
24 the cracks because they have such a large
25 caseload.

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2 MS. DESIMONE: Absolutely. I know
3 they still are having trouble getting
4 providers to do the service, but that has
5 nothing to do with the Health Department.

6 LEGISLATOR WALKER: Okay. Thank you,
7 Ann.

8 ACTING CHAIR FERRETTI: Okay. Any
9 further debate or discussion?

10 (Whereupon, no verbal
11 response.)

12 ACTING CHAIR FERRETTI: There being
13 none, Any public comment?

14 (Whereupon, no verbal
15 response.)

16 ACTING CHAIR FERRETTI: There being
17 none, all those in favor of passing this
18 item, please signify by saying, "Aye".

19 (Whereupon, all members of
20 the Finance Committee respond
21 in favor with, "Aye".)

22 ACTING CHAIR FERRETTI: Those
23 opposed?

24 (Whereupon, no verbal
25 response.)

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2 ACTING CHAIR FERRETTI: The item
3 passes unanimously.

4 Clerk Item number 120-23 is an
5 ordinance supplemental to an
6 appropriation ordinance in connection
7 with the Health Department.

8 LEGISLATOR WALKER: So moved.

9 ACTING CHAIR FERRETTI: Moved by
10 Legislator Walker, seconded by Legislator
11 Drucker. The item is before us. Do we
12 have someone from the administration on
13 this one?

14 MS. DESIMONE: Ann DeSimone, Health.
15 I already reported on that one on Health.
16 You want to hear it again?

17 ACTING CHAIR FERRETTI: No, that's
18 okay. No, no, no. You're referring to
19 number --

20 MS. DESIMONE: 120, that's the
21 \$453,766 for the HIV Expanded services
22 grant. Covers surveillance, verification
23 of treatment, contact investigations for
24 all sexually transmitted diseases.

25 LEGISLATOR WALKER: John, we went

1
2 over that in Health. That's what she's
3 saying.

4 ACTING CHAIR FERRETTI: Okay. If
5 you could present it again to this
6 Committee.

7 MS. DESIMONE: No problem. So Item
8 120-23. Ann DeSimone, Health Department.

9 It's a supplemental appropriation in
10 the amount of \$453,766 for the HIV
11 Expanded services Grant from New York
12 State Department of Health Program
13 reduces the spread of sexually
14 transmitted diseases through
15 surveillance, verification of treatment
16 and contact investigation. Grant covers
17 salary fringe General expenses. Grant
18 does not require matching.

19 ACTING CHAIR FERRETTI: Thank you.
20 You're welcome. Any debate or

21 (Whereupon, no verbal
22 response.)

23 ACTING CHAIR FERRETTI: Any public
24 comment?

25 (Whereupon, no verbal

response.)

ACTING CHAIR FERRETTI: All those in favor of passing this item, please signify by saying, "Aye".

(Whereupon, all members of the Finance Committee respond in favor with, "Aye".)

ACTING CHAIR FERRETTI: Those opposed?

(Whereupon, no verbal response.)

ACTING CHAIR FERRETTI: The item passes unanimously.

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ACTING CHAIR FERRETTI: All right.

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There's an Addendum to the Agenda. May I

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have a motion to suspend the Rules?

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LEGISLATOR WALKER: So moved.

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ACTING CHAIR FERRETTI: Moved by

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Legislator Walker, seconded by Legislator

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Ford. All in favor, please signify by

9

saying, "Aye".

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(Whereupon, all members of

11

the Finance Committee respond

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in favor with, "Aye".)

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ACTING CHAIR FERRETTI: The Rules

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have been suspended.

15

We will call the settlements at the

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end of the meeting.

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Clerk Item number 136-23 is an

18

ordinance supplemental to the annual

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appropriation ordinance and to transfer

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appropriations, heretofore, made within

21

to reconcile the County's financial

22

records for the budget year of 2022.

23

May I have a motion?

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LEGISLATOR WALKER: So moved.

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ACTING CHAIR FERRETTI: Moved by

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2 Legislator Walker, seconded by Legislator
3 McKevitt.

4 The item is before us.

5 MR. PERSICH: Good afternoon, Andy
6 Persich, Office of Management Budget.

7 ACTING CHAIR FERRETTI: Good
8 afternoon.

9 MR. PERSICH: This is the annual
10 cleanup of the close of the year with the
11 Comptroller's office where we have to
12 move money around for certain items.
13 I'll give you some highlights. Without
14 the ins and outs of what we do, we are
15 transferring money and we're putting
16 money into reserves.

17 I briefed both caucuses on this, but
18 I'll go over quickly with you. The County
19 finished with the \$320 Million surplus
20 this year. We're taking those funds and
21 putting them into, I'll give you a
22 breakdown:

23 We're putting \$40 Million into a
24 General Lit Fund; we're putting \$10
25 Million into the Longevity Lit Fund to

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2 fund the last portion of the lit of the
3 longevity which comes due in 2026; we're
4 putting \$50 Million in for tax certs;
5 We're establishing a Labor Reserve for
6 \$20 Million; and we're putting \$40
7 Million in for Retirement Contribution
8 Fund; \$105 Million into the Bond
9 Indebtedness Fund. This purpose will be
10 for defusing debt, which is something we
11 should do with all the outstanding debt
12 we have; \$10 Million in for an insurance
13 reserve, which is probably going to be
14 set up for we were exploring the
15 possibility of getting property and
16 casualty insurance. And this will be a
17 layer of the excess that will help us in
18 future things; and then \$25 Million into
19 a healthcare reserve which will be for
20 any anomalies that come from the health
21 insurance premiums.

22 We will probably have further
23 discussions about the County finances
24 coming up. But again, we've had a good
25 year and this is just putting the money

1
2 in fiscally prudent places and I think
3 it's just going to stabilize the
4 economics and the finances of the County
5 for the next 5 to 10 years. I'm here to
6 answer any questions if you have them.

7 ACTING CHAIR FERRETTI: All right.
8 Thank you. Any debate or discussion?
9 Legislator Drucker.

10 LEGISLATOR DRUCKER: Thank you,
11 Chairman Ferretti.

12 Andy, just quickly, the amount you
13 allocate for the General Litigation Fund
14 of \$40 Million, the Longevity Fund,
15 Litigation of \$10 Million and Tax Certs,
16 \$50 Million. I guess my question is, are
17 they projected amounts that you associate
18 or predict based on what's on the
19 pipeline?

20 MR. PERSICH: Well, to answer that
21 question, yes, Legislator. The years that
22 we didn't have money, I hate to say it,
23 we kicked the can down the road. Like
24 with so much with the cert liability
25 growing, we've narrowed that scope down

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2 to a manageable number and we're getting
3 there with the monies we have in place.
4 Same thing with judgments and claims.
5 We're managing, I hate to say it, the
6 balance sheet, the liability side of the
7 county's finances now, which is we're
8 trying to mitigate and settle things
9 faster, so there's no big interest
10 charges and everything else. So that's
11 why we do have it lined up that there are
12 monies that are due for these
13 appropriations.

14 LEGISLATOR DRUCKER: Right. I'm
15 just concerned. I mean, it should be a
16 correlation to what you anticipate is
17 going to be going out the door because,
18 you know, in principle, the taxpayers
19 should be getting surplus monies that the
20 County has.

21 MR. PERSICH: Duly noted. Again, if
22 you look, one of the things we don't
23 focus on here because we don't see it,
24 but when you look at the the finances of
25 the County, even though the budget is

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2 balanced, there's a lot of outstanding
3 things that come up. Like I'll give you a
4 for instance is Restivo back in 2018, it
5 threw this place into a tailspin. So
6 there's things like that out there,
7 hopefully not of that magnitude, but
8 those are the things that, theoretically,
9 to your point is, if I didn't have the
10 money in place for this, what I'd have to
11 do is then go raise taxes to cover that
12 judgment, which was one of the options we
13 had when Restivo came out. So we're
14 managing the liability side much more
15 closely. And, you know, with these
16 surpluses, we put money away for future
17 years so that we wouldn't have to do any
18 harm to the taxpayers for lack of a
19 better --

20 LEGISLATOR DRUCKER: Thank you. I
21 just wanted to make sure that there is
22 there is a correlation between what
23 you're putting aside.

24 MR. PERSICH: Yeah. When the
25 comptroller's report comes out, you're

1
2 going to see that the liability number
3 that we have on some of these litigations
4 and everything else are a lot more than
5 what we have here. But, you know, that's
6 part of the settlement and dynamic, I
7 would say, of negotiating settlement.

8 LEGISLATOR DRUCKER: Thank you,
9 Andy.

10 ACTING CHAIR FERRETTI: Okay. Any
11 other debate or discussion? Okay. Any
12 public comment?

13 MS. MEREDAY: Meta J. Mereday.

14 Where does one begin when you have
15 millions of dollars that are allocated
16 for a litigation fund? And we talk
17 surplus and then we talk about a
18 tremendous debt.

19 My questions have to do with certain
20 departments in the county that are still
21 without contracts. So are those funds
22 within the budget allocated for them
23 already? When are we going to actually
24 finalize these contracts and account for
25 those resources? I mean, when you have

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2 special and important agencies such as
3 Veterans Services and I think there are
4 still some departments and entities
5 within the Police Department. And again,
6 can't say it enough, they need real
7 current modern patrol cars. I think the
8 sheriff's department could use a couple,
9 too, so that they can continue to do the
10 great work that they do.

11 But I'm just concerned about these
12 kind of rainy day funds or \$20 Million
13 for the tax certs, that's definitely
14 important. But the judgments and claims
15 is something that's troubling to me
16 because I read these maybe two and three
17 o'clock in the morning, but the number of
18 settlements that we're claiming, are we
19 learning anything from them? I mean,
20 taxpayers need to know, again, that we're
21 seeing millions of dollars. You know, one
22 person got hundreds of thousands of
23 dollars for their tax assessment issue.
24 That there are others that, you know,
25 they need that couple of hundred for the

1
2 extra. But are we learning from any of
3 these lawsuits? What is the majority? I
4 mean, I guess *Newsday* -- I might have to
5 put on my own journalism hat to question
6 why *Newsday* isn't addressing the number
7 of settlements and what stems from those
8 settlements. What are we learning from
9 those settlements and what are we doing
10 different, so we do not have to
11 specifically have a judgment and claims
12 budget line and we can have maybe a
13 programs and services? Maybe we can talk
14 about diversity, maybe we can talk about
15 inclusion, maybe we can talk about how we
16 can work more effectively, proactively
17 and legally together to be more inclusive
18 and engaged in what's happening with the
19 County.

20 And I'm hoping, I'm praying that
21 particularly for our veterans, if we're
22 not looking at addressing some resources
23 for that public hospital when there are
24 billions of dollars that are being
25 allocated. And I brought it to this Body,

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2 the information over a year ago with
3 regard to the PACT Bill, and now we're
4 now we're just talking about suicide. And
5 now our veterans are dying at 44 a clip
6 per day. And now our young people are
7 dying. We have a potential to make that
8 facility what it is, as opposed to
9 looking at a casino property that is just
10 going to raise the level of depression
11 and despair to this county.

12 So, again, thoughtful questions.
13 Maybe I'll get an answer. Not for me, it
14 really is about we the people. Thank
15 you.

16 ACTING CHAIR FERRETTI: Thank you.
17 Any further public comment?

18 (Whereupon, no verbal
19 response.)

20 ACTING CHAIR FERRETTI: All those in
21 favor, please signify by saying, "Aye".

22 (Whereupon, all members of
23 the Finance Committee respond
24 in favor with, "Aye".)

25 ACTING CHAIR FERRETTI: Those

opposed?

(Whereupon, no verbal
response.)

ACTING CHAIR FERRETTI: The item
passes unanimously.

1
2 ACTING CHAIR FERRETTI: Clerk Item
3 137-23 is a resolution establishing the
4 General Reserve Fund. May I have a
5 motion?

6 LEGISLATOR FORD: So moved.

7 ACTING CHAIR FERRETTI: Moved by
8 Legislator Ford, seconded by Legislator
9 Walker. The item is before us. Once
10 again, Mr. Persich.

11 MR. PERSICH: Good afternoon. Andy
12 Persich, Office of Management and Budget.

13 This item, we had to establish this
14 new Reserve Fund for some of the monies
15 that we're moving from the surplus in
16 here, and this is the mechanism in which
17 we need to do that. It's a general
18 reserve. It's not a GML reserve. And I
19 don't want to get into that, but that's
20 the reason it's done this way.

21 ACTING CHAIR FERRETTI: Thank you.
22 Any debate? Yes. Legislator Drucker.

23 LEGISLATOR DRUCKER: Thank you,
24 Chairman Ferretti. Andy, just a couple
25 more little questions. So as a lawyer, I

1
2 kind of break down some of the language
3 here. So you itemize it or specify it's
4 for things related to healthcare, labor,
5 and insurance. But then there's that
6 catchall of, "also for extraordinary
7 costs and to fund other fiscally prudent
8 expenditures". So that concerns me a
9 little bit because, you know what should
10 we be looking out for when it comes to
11 that?

12 MR. PERSICH: Well, I will say this
13 is nothing nefarious here, Legislator.
14 What it is, and I think it's just
15 language that we used in the past. I
16 have guidelines and I have an oversight,
17 which would be the Comptroller's Office
18 that when I go to try and expend these
19 funds, they'll say if it fits the
20 criteria that this reserve was set up
21 for. I think it's language you use
22 because we have to say if it's
23 extraordinary above certain budget
24 appropriations, meaning that the use of
25 it has to somewhat conform to what some

1
2 of the language is that the State
3 Comptroller has set up as far as the
4 language of the use of these reserves.

5 LEGISLATOR DRUCKER: But at this
6 moment in time, there's not something
7 that you're focusing on.

8 MR. PERSICH: No.

9 And again, the labor component is to
10 fund some of the outstanding contracts
11 that are still out there with CSEA, COBA
12 and IPBA, because those are the three
13 unresolved ones. The health insurance
14 we've seen anomalies in health insurance
15 premiums. And I don't know what the
16 future's going to hold. So I think it's
17 fiscally prudent to put some money away
18 just in case we have a 25% hit. We can
19 use those monies to cover the shortfalls.
20 And then the insurance reserve. Look,
21 property and casualty insurance is
22 something that I've wanted to get because
23 it takes us out of the risk business for
24 property and casualty, which means some
25 of these lawsuits that we refer to will

1
2 then have a coverage of a layer of above
3 \$10 million.

4 LEGISLATOR DRUCKER: So that's in
5 addition or aside from the \$25 Million
6 for healthcare related --

7 MR. PERSICH: No, that's inclusive
8 of it. Okay.

9 LEGISLATOR DRUCKER: Okay.

10 And then just the final question. So
11 our backup raised a query about, you
12 know, from a historical standpoint, the
13 legal authority to establish the actual
14 General Reserve fund via resolutions.
15 Where does that come from?

16 MR. PERSICH: I'll give you -- my
17 knowledge is, is that I did some research
18 post fact from this morning when I
19 discussed this. The other monies we did
20 by local laws were outside agency funds,
21 meaning that they were from federal
22 government and opioid settlements and we
23 restricted the use of these. These back
24 in 2004, which was the last time we had
25 these reserves were established this way.

1
2 It's a term that not functioned under
3 GML, but the reasons the other ones were
4 local laws were there were federal
5 outside funding that came in. This is
6 county surplus dollars that's being used
7 to fund this reserve. The other ones that
8 were set up by local law had restrictions
9 and were set up as a result of outside
10 monies coming in.

11 LEGISLATOR DRUCKER: So the
12 distinction now is what?

13 MR. PERSICH: This is a precedent
14 that was set previously. Let's rewind a
15 little bit. We never had this money to
16 put into reserves, and now we do.
17 Previously, when we did this, this is the
18 way we did it. In 2004, we created the
19 retirement reserve and a couple other
20 things in this manner. So we have
21 historical precedents on how we did this.

22 LEGISLATOR DRUCKER: No, no, that's
23 fine. We're going to have to perhaps
24 answer this at some point down the road
25 where someone might ask us or successors

1
2 to us what the authority was to do this
3 in 2023, you know, so.

4 MR. PERSICH: Agreed. I think the
5 charter pretty much covers the fact that
6 I can't move money without coming to this
7 Body. To give you a level of comfort
8 that I can't move a dollar unless I have
9 to stand before this Body.

10 LEGISLATOR DRUCKER: All right.
11 Thank you, Andy.

12 MR. PERSICH: Thank you.

13 ACTING CHAIR FERRETTI: Okay. Any
14 further debate or discussion?

15 (Whereupon, no verbal
16 response.)

17 ACTING CHAIR FERRETTI: Any public
18 comment?

19 (Whereupon, no verbal
20 response.)

21 ACTING CHAIR FERRETTI: Okay. Thank
22 you, Andy.

23 All those in favor, please signify
24 by saying, "Aye".

25 (Whereupon, all members of

the Finance Committee respond
in favor with, "Aye".)

ACTING CHAIR FERRETTI: Those
opposed?

(Whereupon, no verbal
response.)

ACTING CHAIR FERRETTI: The item
passes unanimously.

1
2 ACTING CHAIR FERRETTI: Clerk Item
3 138-23 is a resolution authorizing the
4 County Treasurer to correct an error
5 pertaining to tax arrears on two parcels
6 located at Section 38, Block 400, lots,
7 465 and 476 in Oceanside. And I would ask
8 the clerk to please note that Legislator
9 McKevitt has recused himself.

10 (Whereupon, Legislator
11 McKevitt leaves the Chambers.)

12 ACTING CHAIR FERRETTI: May I have a
13 motion?

14 LEGISLATOR WALKER: So moved.

15 ACTING CHAIR FERRETTI: Moved by
16 Legislator Walker, seconded by Legislator
17 Ford. The item is before us.

18 Good afternoon.

19 MR. SARANDIS: Nicholas Sarandis,
20 Deputy County Attorney.

21 This basically deals with a tax lien
22 that was on property in Oceanside,
23 identified as 38, 400, lots, 465 and 476.

24 The original tax lien covered the
25 period from 2012 through approximately

1
2 2020. Under the administrative code when
3 the County -- the County is the owner of
4 all these tax liens -- when the County
5 purchases a tax lien, in this instance,
6 the 2012 lien, all subsequent liens not
7 paid on the property automatically get
8 added to the original lien. So there's
9 not a separate lien on each property on
10 each year, but the lien comes to the 2012
11 year.

12 The property was purchased by the
13 current owner in December of 2017. At the
14 time it was purchased, the taxes were not
15 paid off at that time and as a result,
16 additional liens occurred at that time
17 after his purchase. And I believe that
18 uncovered the 2018 liens, '19 and maybe a
19 portion of the '20.

20 Sometime thereafter, I believe in
21 2020 or 2021, the owner came and wanted
22 to pay off the liens that had accrued
23 after the time he purchased the property
24 in December of 2017. He came in to pay
25 those liens. They were the subject of

1
2 some tax cert settlements as well. But he
3 paid the full amount of the liens that
4 was subsequent to the year he bought the
5 property.

6 Unfortunately, the other liens that
7 were from 2012 to now 2017 remained on
8 the property. Because the liens were the
9 lien, which was a larger lien from 2012
10 to 2020 was reduced to 2012 to 2017,
11 which when he purchased the property, the
12 lien was taken out of lien status and
13 left into the County as open taxes.

14 Now, under the administrative code,
15 liens that have accrued on property have
16 10% interest per six months under 5-40 of
17 the administrative code. If satisfied
18 within six months, 10%, another 10%
19 afterwards, another 10% in the third
20 period, and another 10% in the fourth
21 period, which means that a lien has a
22 maximum interest of 40% for the periods
23 of time. Under the administrative code,
24 also, when there is a tax lien, that is
25 where the taxes are held as open taxes as

1
2 opposed to being sold as a lien, the open
3 taxes carry interest at 1% per month
4 until they're paid with no expiration
5 period.

6 So what really happened on the
7 records of the Treasurer is that the
8 lien, for instance, the 2012 lien, which
9 was the first lien on the docket, had 11
10 years of 12% interest a year or
11 approximately 140% interest, even though
12 the maximum amount, if it had been held
13 as a lien for that period and that amount
14 due under that lien, would have been 40%,
15 which resulted in a windfall amount to
16 the County on the records of the
17 Treasurer.

18 But under 550 of the administrative
19 code, the owner or any person interested
20 are having a lean upon the real estate on
21 where the tax lien has been sold, may
22 satisfy the same by paying the sum for
23 what the tax lien was purchased and a
24 subsequent taxes, which would be the 2012
25 for the 2017 years, and interest and

1
2 penalties and the amount of the tax liens
3 and the subsequent taxes calculated as
4 provided in Section 5-40, which is those
5 four periods I mentioned to you before.

6 So what we're asking by this
7 Legislation is to authorize the Treasurer
8 to correct its records so that the liens
9 that are now shown as open taxes be
10 converted to a lien with the lien status,
11 which would carry the maximum amount of
12 interest of 40% per year. Since the liens
13 back down to 2017, there's no further
14 interest accruing on any of these liens.
15 And it's our understanding that upon this
16 being done so that the Treasurer can
17 correct its records, the current owner of
18 the property will come in and pay off the
19 full amount of the lien that would be due
20 under 5-50 administrative code. Thereby,
21 there's no financial effect on the County
22 because it really shouldn't be listed on
23 the County's record as open taxes.

24 This happens in other situations
25 where an instance where a homeowner files

1
2 bankruptcy and we don't sell the lien
3 because of the bankruptcy pending, and
4 then what happens is it's left us open
5 taxes and then they settle the
6 bankruptcy, they don't realize the tax is
7 unpaid and the and the property owner
8 comes back ten years later and instead of
9 having a 40% on this one period of
10 interest that wasn't served, it has 120%.

11 So we've authorized in the past the
12 Treasurer to reduce the record. Most of
13 the time those are very small amount
14 because they're involving houses and it
15 might be a \$5,000 lien that should be
16 \$8,000. And because of the way the
17 records, it's 15 or 18,000. So it's not
18 an unprecedented idea. And the idea of
19 the one the 12% per year is -- and you
20 probably have noticed, all the people
21 come into the Treasurer's Office after
22 the lien notice is sent and before the
23 lien is sold, they're all paying the 1% a
24 month additional interest to the County.
25 So there's no real financial loss to the

1
2 County because the lien as a sold lien
3 that has already been accounted for in
4 the prior budget.

5 I think that this is the right
6 solution in accordance with the
7 provisions of the administrative code.

8 ACTING CHAIR FERRETTI: Okay. So
9 this is a commercial or residential
10 property.

11 MR. SARANDIS: Excuse me?

12 ACTING CHAIR FERRETTI: Commercial
13 property?

14 MR. SARANDIS: Yes, it is a
15 commercial property. It's currently is a
16 vacant property. It was previously a
17 nursery of some sort and is now owned by
18 a party who's -- it's already gone
19 through a couple of hearings in Town of
20 Hempstead, zoning on certain potential to
21 turn it into some type of housing or
22 something of that nature. But this has
23 been going ongoing for three or four
24 years, this issue with the liens.

25 ACTING CHAIR FERRETTI: So the the

1
2 property was sold in 2017 and the sale
3 went through with tax with tax liens on
4 the property?

5 MR. SARANDIS: Yes, it did.
6 Did. The person who bought did not pay
7 off the taxes at that time.

8 ACTING CHAIR FERRETTI: The person
9 who sold it. You mean the person who sold
10 the property didn't pay off?

11 MR. SARANDIS: No. He was the one
12 who bought the property. He did not
13 require that the seller pay off the
14 taxes. The circumstances regarding why --
15 normally when a when a party buys a
16 property, they settle the tax liens on
17 the property. It's our understanding that
18 there was some understanding between the
19 parties that he wasn't required to pay
20 it. And as a result, the liens kept
21 running on the property.

22 ACTING CHAIR FERRETTI: All right.
23 In the beginning, when you started
24 speaking, I thought you said that when
25 there are multiple year after year tax

1
2 liens, they get combined; is that so?

3 MR. SARANDIS: Yes.

4 ACTING CHAIR FERRETTI: In 2017, the
5 guy came with or '20, they came in and
6 paid.

7 MR. SARANDIS: Yes, 2017.

8 ACTING CHAIR FERRETTI: Okay. So
9 when they came in and paid in '20, that
10 was for the year since they purchased the
11 property?

12 MR. SARANDIS: Yes. Because he had
13 tax certs on the property, he wanted to
14 settle the years in which he owned the
15 property.

16 ACTING CHAIR FERRETTI: But wouldn't
17 they have all been combined into one?

18 MR. SARANDIS: They were. That was
19 it. And then in order to have him pay off
20 a portion of it, they had to be
21 disengaged from the one so that the the
22 taxes that were due on the '18 liens
23 forward were paid independently, which
24 left the '12 through '17 unpaid.

25 ACTING CHAIR FERRETTI: Okay. But

1
2 just so I understand. So if there's a
3 property with multiple years of tax
4 liens, they can get combined into one
5 lien, correct?

6 MR. SARANDIS: That's correct. So
7 if somebody comes in to pay off the lien,
8 they can sever it?

9 MR. SARANDIS: I think it was done
10 in this case because of the tax cert
11 settlements that were --

12 ACTING CHAIR FERRETTI: Forget this
13 case. In general, do we know?

14 MR. SARANDIS: No. In general, the
15 Treasurer cannot take anything less than
16 the amount owed on the liens and that's
17 why it resulted in the liens being left
18 on the system.

19 ACTING CHAIR FERRETTI: So was that
20 the error? Was that the error? Severing
21 the years and taking partial payment?

22 MR. SARANDIS: When you say error,
23 yes, that is the error.

24 ACTING CHAIR FERRETTI: That's what
25 we're voting on.

1
2 MR. SARANDIS: Because it
3 theoretically it should have been left in
4 in lien status for the years 2012 through
5 2017, which would have fixed the amount
6 of interest at 40%.

7 ACTING CHAIR FERRETTI: All right.
8 So the error happened --

9 MR. SARANDIS: As opposed to 120 or
10 130.

11 ACTING CHAIR FERRETTI: I just want
12 to understand where this whole thing
13 started, where the error began. Like what
14 triggered all of this? This seems to be
15 when somebody came in to pay off partial
16 in 2020, correct?

17 MR. SARANDIS: I think at that
18 point, he was in the process of trying to
19 sell the property or whatever it is, and
20 that he felt that that would be, since it
21 was his obligation to pay those two. And
22 in essence, also by paying that off, no
23 other liens were added to it to reinforce
24 more interest because if another lien had
25 come on the property, he would then be

1
2 liable for the 10% for every six months
3 on the additional lien.

4 ACTING CHAIR FERRETTI: Well, that's
5 what's confusing me, because you're using
6 terms like additional liens. There's
7 really only one lien.

8 MR. SARANDIS: Additional lien --
9 in other words, if he hadn't paid the '17
10 through '20 in, '21, '22 and coming up
11 '23, that would have been all added to
12 the original lien, which would have
13 caused all of those loans to have 20% per
14 year added.

15 ACTING CHAIR FERRETTI: Okay. Thank
16 you. Any further -- Legislator Walker.

17 LEGISLATOR WALKER: I guess it's
18 something that I don't really understand
19 too well, but.

20 Okay, so, he comes in, he buys his
21 property in 2017.

22 MR. SARANDIS: Yes.

23 LEGISLATOR WALKER: He doesn't pay
24 the back liens till.

25 MR. SARANDIS: He never paid the

1
2 back liens.

3 LEGISLATOR WALKER: Okay. But in
4 2020, what did he pay?

5 MR. SARANDIS: He paid everything
6 that was due from 2018 on.

7 LEGISLATOR WALKER: Okay. So in
8 2020, he pays from when he purchased the
9 property and he pays what he owed and
10 then he's continued to pay things up in
11 up front --

12 MR. SARANDIS: The current taxes.
13 So there's no current taxes due on the
14 property.

15 LEGISLATOR WALKER: I guess in my
16 mind, I don't understand why he's
17 responsible at all for the ones that went
18 from 2012 to 2017 when it wasn't his.

19 MR. SARANDIS: I think it was a
20 business decision that he made. I'm not
21 that certain. I'm not -- My concern here
22 is that the county get what's in total
23 entitled to under the statute for the
24 years 2012 through 2017.

25 So like I said, my understanding is

1
2 that when this is resolved, so that the
3 Treasurer is enabled to accept that money
4 and does not have to accept the
5 additional monies that were brought on by
6 by being open taxes, he's willing to come
7 in, which would, in fact, eliminate all
8 the tax liability on the property.

9 LEGISLATOR WALKER: But that
10 becomes, this owner who purchased in
11 2017, his responsibility to pay it?

12 MR. SARANDIS: Understand that real
13 property runs with the land, not with the
14 person. So, therefore, when you say it's
15 his responsibility, if he were not to pay
16 the taxes, the 2012 to 2017, we could not
17 personally go after him for the taxes.
18 That's a lien on the property which would
19 enable him to do whatever he wants with
20 the property. So liens go to the
21 property, not to the individual. So a
22 lot of times that's why we have the title
23 insurance and all of that. I get this
24 all the time. What I do. People selling
25 their house ten years later and said, Oh,

1
2 my God, there was a lien on that and
3 didn't realize it. And then they have to
4 come pay it off in order for the buyer to
5 get clear title to the property.

6 LEGISLATOR WALKER: I guess it was
7 always my understanding that if, say
8 there was a lien on my property, say I
9 didn't have the money to pay my taxes or
10 whatever, I wasn't paying something. And
11 so now there's liens on my property. And
12 I'm selling my house, whether it's me or
13 my children, because I'm gone or
14 whatever, and say, now I owe \$40,000 in
15 liens, then that would come out of the
16 sale of my house.

17 MR. SARANDIS: That's correct.

18 LEGISLATOR WALKER: Okay. So that
19 part I understand. I don't understand
20 this situation where this man purchased
21 his property in 2017 --

22 ACTING CHAIR FERRETTI: Legislator
23 Walker, clearly, I think there was an
24 error here or an agreement between the
25 buyer and purchaser, which was

1
2 advantageous to the -- I'm sorry, the
3 buyer or the seller, which was
4 advantageous to the seller in that they
5 had these liens that were pending that
6 they didn't pay off before the
7 transaction. So in your situation, if
8 you had \$40,000 liens, if your heirs
9 found a buyer that was willing to take on
10 the property and not have them pay off
11 the liens, that seems to be what happened
12 in this case, which does not seem to
13 be -- I know that's not the way that
14 things usually happen. You've got to pay
15 off all the outstanding liens before the
16 transaction goes through. I don't know
17 how this happened the way it did, but it
18 did.

19 LEGISLATOR WALKER: But now this
20 person who bought it in 2017, he's
21 willing to pay this now.

22 MR. SARANDIS: Yes. He's willing to
23 pay this now because I think he's
24 progressed with his development of the
25 property or possible future sale. And he

1
2 was willing to let this money sit because
3 it shouldn't have owned any interest
4 during this period of time.

5 Obviously, the County could have had
6 some way to collect the monies, but this
7 situation had been ongoing in our office
8 for since the time -- also my
9 understanding is that the original owner
10 of the property that for whom the taxes
11 were not paid, passed away and was an
12 acquaintance of the owner of the property
13 who so basically agreed to take it off
14 his heirs hand so that they wouldn't
15 become obligated for the future taxes.
16 And he agreed, I guess, to hold it that
17 way until he made whatever arrangement he
18 had to make.

19 LEGISLATOR WALKER: Right. So
20 basically then we're just voting on this
21 today that will basically somewhat lessen
22 the burden that he technically would have
23 had to pay, but now it's all going to be
24 taken care of. It'll be done. It'll be
25 paid for. There'll be no more liens. And

1
2 the present owner --

3 MR. SARANDIS: Well, the present
4 owner will be making the County whole for
5 everything the County is owed.

6 LEGISLATOR WALKER: Okay. Got it.

7 MR. SARANDIS: That basically -- and
8 it's really designed to correct the
9 record of the Treasurer so the Treasurer
10 can allow can be allowed to accept the
11 money that -- the full amount that the
12 Treasurer and the County of Nassau is
13 fully warranted to pay.

14 LEGISLATOR DRUCKER: So, Nick,
15 congratulations, because I think you've
16 successfully confused us ten times more
17 than when we started. Congratulations on
18 it. And with no disrespect, Kevin,
19 perhaps you could shed some light on
20 this, too.

21 It's my it's been my experience
22 that, listen, anyone can sell a property
23 subject to whatever title defects or
24 liens are on the property. It's up to the
25 buyer to be willing to accept title with

1
2 those defects. And in this particular
3 case, in 2017, title was transferred. As
4 you said, the tax liens run with the
5 land. You don't avoid them simply by
6 changing title. So in this particular
7 case, in 2017, when title was
8 transferred, those liens from 2012 to
9 2017 or '18 were there. They weren't
10 going away. And they were combined, as
11 you said, based on Legislator Ferretti's
12 question, they were combined into one
13 singular lien.

14 And so I wanted to just repeat, my
15 question too is, was a mistake done when
16 the guy, after he bought it in 2017,
17 subject to all of the liens from 2012 and
18 then in 2018 or 2020, he paid taxes from
19 2018, '19 and '20, it was a mistake for
20 the county to allow him to pay those
21 taxes and separate the liens from the
22 prior years which were already lumped
23 into one? Maybe, Kevin, maybe you could
24 answer that.

25 MR. WALSH: Yes. Kevin Walsh,

1
2 Office of Real Estate. Yeah. My
3 understanding is that is actually what
4 the error was. It was kind of unique.
5 Like Nick alluded to, I think this was a
6 situation where it was a property that
7 was kind of vacant, derelict, trying to
8 get developed. The owner passes away, had
9 environmental issues. He takes on this
10 property and closes on it, and there's
11 tax certs and the like pending,
12 complicates it even more. And then
13 decides, okay, I'm trying to develop this
14 property. I'm going to pay taxes going
15 forward, and I'll deal with the tax lien
16 in the past. So now you got this one
17 lien, like Nick mentioned, it just
18 collects 2012 to 2017. He comes, we came
19 to you, Nick came to you about a year and
20 a half ago trying to see if he could get
21 an assignment of the tax lien to get some
22 sort of a little bit of help with the
23 interest and the penalties. We determined
24 that got tabled here couldn't move
25 forward. So now he does have somebody

1
2 interested in buying the property. It's
3 going to be corrected, the error. I
4 think the question is being asked, it
5 probably should not have been accepted as
6 a partial payment at that time. So now
7 he's going to pay the full amount of the
8 tax lien with -- I believe that's his
9 plan -- with the actual interest and
10 penalties due at that time. And then the
11 property would be free and clear. The
12 lien will technically be satisfied.

13 LEGISLATOR DRUCKER: Okay. So
14 that's really in conformity with what I
15 was thinking too.

16 So basically, what would have
17 happened in 2020 when a mistake was made
18 and the County accepted 2018, '19 and
19 '20, he just wouldn't have been allowed
20 to make those payments and the County
21 would have said, you owe us to pay
22 hundreds of thousands of dollars from
23 2012; is that correct?

24 MR. WALSH: Right and '20 was
25 obviously a tough year. Probably the

1
2 timing of this with the pandemic and
3 people physically not being in the
4 office, number one. But number two,
5 you're correct. Probably, the idea was
6 there were pending tax cert cases,
7 they're trying to settle through this and
8 work with the County. So that's all
9 resolved. The settlements done, they've
10 been settled. And now that will be
11 factored into this.

12 But the fact remains, the liens have
13 to be paid, as Nick gave the provisions
14 of the code, with the correct tax lien,
15 40% interest they'll be paying.

16 LEGISLATOR DRUCKER: In my
17 experience there are buyers who will
18 speculate and buy a property for, let's
19 say, undervalued, subject to certain tax
20 liens because they have every expectation
21 that they're going to be able to
22 negotiate with the taxing authority and
23 have it reduced in some way. But you just
24 stated that the County doesn't reduce any
25 of those tax liens, but yet so in this

1
2 particular case, the mistake was
3 accepting a bifurcated type of payment
4 for the three years.

5 MR. WALSH: Right. At this point,
6 there's not a budget hit on the County.
7 These are 2012 to '17. And like I said,
8 at least the current owner who will
9 become a seller soon has been current
10 with his taxes and his level of
11 ownership. So he needs to clean up title,
12 obviously, to move on, as you know,
13 through a title.

14 LEGISLATOR DRUCKER: Thanks,
15 gentlemen.

16 MR. WALSH: Sure.

17 ACTING CHAIR FERRETTI: All right.
18 So so when they pay the '12 to '17 taxes,
19 which they're prepared to do so I know
20 you said this earlier, but there was a
21 lot you said. So what is the interest
22 they're going to be paying on it now?

23 MR. SARANDIS: Forty percent. Tax
24 lien interest pursuant to the statute. So
25 if the total of the liens were \$100,000,

1
2 they'd be paying %140,000.

3 ACTING CHAIR FERRETTI: Okay. Which
4 is the maximum amount.

5 MR. SARANDIS: Which is the proper
6 amount under the statute.

7 ACTING CHAIR FERRETTI: Okay.
8 Got it. Thank you.

9 Any further debate or discussion?

10 (Whereupon, no verbal
11 response.)

12 ACTING CHAIR FERRETTI: Any public
13 comment?

14 (Whereupon, no verbal
15 response.)

16 ACTING CHAIR FERRETTI: There being
17 none, all those in favor, please signify
18 by saying, "Aye".

19 (Whereupon, all members of
20 the Finance Committee respond
21 in favor with, "Aye".)

22 ACTING CHAIR FERRETTI: Those
23 opposed?

24 (Whereupon, no verbal
25 response.)

1
2 ACTING CHAIR FERRETTI: The item
3 passes unanimously.

4 I'd like to invite Legislator
5 McKevitt back to the chamber.

6 (Whereupon, Legislator
7 McKevitt returns.)

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9 *****
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1
2 ACTING CHAIR FERRETTI: Clerk Item
3 141-23 is a resolution authorizing the
4 County Executive acting through the
5 County's Department of Public Works to
6 administer a program in accordance with
7 the Inter Municipal agreement between the
8 County of Nassau. May I have a motion?

9 LEGISLATOR WALKER: So moved.

10 ACTING CHAIR FERRETTI: Moved by
11 Legislator Walker, seconded by legislator
12 Solages? The item is before us. Mr.
13 Arnold.

14 COMMISSIONER ARNOLD: Item 141-23 is
15 a resolution to authorize AARP funds to
16 assist property owners in the Village of
17 Sea Cliff to connect to recently sewer
18 expansion that was funded through an IMA
19 with the County and the Village. This
20 will look to provide \$7,500 in grant,
21 plus waive any permit fees that the
22 Department would collect.

23 ACTING CHAIR FERRETTI: Okay. Any
24 debate or discussion? Legislator Ford.

25 LEGISLATOR FORD: So with this item,

1
2 we're looking that we're going to provide
3 some relief to the homeowners connecting
4 to the sewer system?

5 COMMISSIONER ARNOLD: That is
6 correct.

7 LEGISLATOR FORD: And up to \$7,500
8 per resident to the connect?

9 COMMISSIONER ARNOLD: Per property
10 owner. Correct. And also waiving any fee
11 that the Department would collect.

12 LEGISLATOR FORD: Okay. Because I
13 just have to say this. Hopefully, I have
14 a community in my neighborhood that will
15 be hopefully connecting to sewers in the
16 not too distant future. And I'm hoping
17 that, I want to put it on the record that
18 I think this is a great idea to help the
19 residents to be able to connect to the
20 sewer. They have enough that they have to
21 pay for, so this is a nice gesture to
22 help us clean up our water and our
23 underground and whatever. So I'm hoping,
24 though, that we will look to the same
25 consideration for those residents as

1
2 well. Then once we do a new sewer system,
3 that will also be able to provide them
4 some sort of relief when they connect as
5 well. Okay. Thank you.

6 ACTING CHAIR FERRETTI: Any further
7 debate or discussion?

8 (Whereupon, no verbal
9 response.)

10 ACTING CHAIR FERRETTI: There being
11 none, Any public comment?

12 (Whereupon, no verbal
13 response.)

14 ACTING CHAIR FERRETTI: All those in
15 favor, please signify by saying, "Aye".

16 (Whereupon, all members of
17 the Finance Committee respond
18 in favor with, "Aye".)

19 ACTING CHAIR FERRETTI: Those
20 opposed?

21 (Whereupon, no verbal
22 response.)

23 ACTING CHAIR FERRETTI: The item
24 passes unanimously.

25 *****

1
2 ACTING CHAIR FERRETTI: Clerk Item
3 144-23 is a resolution to authorize the
4 transfer of appropriations, heretofore,
5 made within the budget for the year 2023.
6 May I have a motion.

7 LEGISLATOR WALKER: So moved.

8 ACTING CHAIR FERRETTI: Moved by
9 Legislator Walker, seconded by Legislator
10 Drucker. The item is before us,
11 Commissioner.

12 COMMISSIONER ARNOLD: So 144 is just
13 the supplemental to move the funding
14 where we need it to do this work.

15 ACTING CHAIR FERRETTI: Thank you.
16 Any debate or discussion?

17 (Whereupon, no verbal
18 response.)

19 ACTING CHAIR FERRETTI: Any public
20 comment?

21 (Whereupon, no verbal
22 response.)

23 ACTING CHAIR FERRETTI: All those in
24 favor, please signify by saying, "Aye".

25 (Whereupon, all members of

the Finance Committee respond
in favor with, "Aye".)

ACTING CHAIR FERRETTI: Those
opposed?

(Whereupon, no verbal
response.)

ACTING CHAIR FERRETTI: The item
passes unanimously.

1
2 ACTING CHAIR FERRETTI: Clerk Item
3 145-23 is a resolution to authorize the
4 transfer of appropriations, heretofore,
5 made within the budget for the year 2023.
6 May I have a motion?

7 LEGISLATOR FORD: So moved.

8 ACTING CHAIR FERRETTI: Moved by
9 Legislator Ford, seconded by Legislator
10 Solages.

11 The items before us.

12 MR. PERSICH: Good afternoon. Andy
13 Persich, Office of Management and Budget.

14 Item 145 is a quarterly budget
15 transfer for the operating budget for
16 2023. It's moving money into Public Works
17 Investment, Information Technologies, and
18 the County Attorney's Office. Funding is
19 coming from fringe benefits, where we
20 have an excess surplus of about \$4
21 Million in there.

22 I'm here to answer any questions you
23 may have.

24 ACTING CHAIR FERRETTI: Okay, I'm
25 sorry, how much is being transferred?

1
2 This request?

3 MR. PERSICH: \$4.3 million is being
4 transferred.

5 ACTING CHAIR FERRETTI: And that is
6 into the County Attorney's.

7 MR. PERSICH: No, not all of it, \$2
8 million going into the County Attorney's
9 office.

10 ACTING CHAIR FERRETTI: Okay. And
11 what is the reason for that?

12 MR. PERSICH: Twofold. I will say
13 we found some back bills from previous
14 years that date back probably to 2018,
15 era, 2019. The delay probably was from
16 contractual issues and some other things.
17 I don't really know the facts behind it.
18 And then there's some new contracts as a
19 result of some of the litigation we're
20 entering into.

21 ACTING CHAIR FERRETTI: Okay, so the
22 current amount that's budgeted does not
23 cover that?

24 MR. PERSICH: No, without a doubt.
25 It's roughly around four and one half

1
2 million dollars. And based on the size of
3 some of the claims that we have out
4 there, I will say that we've had to
5 enlist some outside counsel with some
6 expertise that will help us with some of
7 the size of these cases.

8 ACTING CHAIR FERRETTI: What is \$4.5
9 million?

10 MR. PERSICH: That's their current
11 '23 operating budget. They need an
12 additional \$2 million this year.

13 ACTING CHAIR FERRETTI: Okay. Will
14 that cover the entire amount of the --
15 let me finish.

16 MR. PERSICH: We're hoping --

17 ACTING CHAIR FERRETTI: I didn't
18 finish.

19 MR. PERSICH: Sorry.

20 ACTING CHAIR FERRETTI: It's okay.
21 She's going to kill us if we're talking
22 over each other, right?

23 So the \$2 million, would that cover
24 the entire backlog for the '18-'19 amount
25 that is owed?

1
2 MR. PERSICH: I would say it would
3 cover -- there's a possibility we may be
4 back here. We'll have to review that.

5 ACTING CHAIR FERRETTI: Do you know
6 what the total amount is? The backlog?

7 MR. PERSICH: I don't know off the
8 top of my head. I will get that before
9 this Legislature for the Full
10 Legislature, if that's okay. But the last
11 I saw, this should be ample coverage at
12 this point, unless some other surprises
13 come up.

14 ACTING CHAIR FERRETTI: Okay. Thank
15 you.

16 Any further debate or discussion?

17 (Whereupon, no verbal
18 response.)

19 ACTING CHAIR FERRETTI: Any public
20 comment?

21 (Whereupon, no verbal
22 response.)

23 ACTING CHAIR FERRETTI: All those in
24 favor, please signify by saying, "Aye".

25 (Whereupon, all members of

the Finance Committee respond
in favor with, "Aye".)

ACTING CHAIR FERRETTI: Those
opposed?

(Whereupon, no verbal
response.)

ACTING CHAIR FERRETTI: The item
passes unanimously.

1
2 ACTING CHAIR FERRETTI: Clerk Items
3 121-23; 122-23; 125-23; 126-23; and
4 127-23, resolutions authorizing the
5 County Attorney to compromise and settle
6 the claims, SNH Medical Office Property
7 Trust, Claire Durecko and Simone Ried,
8 Plainview Properties SPE LLC, Wisdom and
9 Iannelli versus County of Nassau.

10 May I have a motion?

11 LEGISLATOR MCKEVITT: So moved.

12 ACTING CHAIR FERRETTI: Moved by
13 Legislator McKeivitt, seconded by
14 Legislator Drucker. The items are before
15 us. We now need to move to Executive
16 Session.

17 LEGISLATOR MCKEVITT: So moved.

18 ACTING CHAIR FERRETTI: Motion made
19 by Legislator McKeivitt, seconded by
20 Legislator Solages.

21 All those in favor of moving to
22 Executive Session, please signify by
23 saying, "Aye".

24 (Whereupon, all members of
25 the Finance Committee respond

in favor with, "Aye".)

ACTING CHAIR FERRETTI: Okay, we're
in Executive Session.

(Whereupon, Executive
Session, 4:52-5:51 p.m.)

1

2

ACTING CHAIR FERRETTI: All right.

3

I'm going to be calling number 122-23 out

4

of order. Do I have a motion to table?

5

LEGISLATOR MCKEVITT: So moved.

6

Motion to table.

7

ACTING CHAIR FERRETTI: Motion to

8

table made by Legislator McKevitt

9

Seconded by Legislator Drucker.

10

All those in favor of tabling the

11

item, please signify by saying, "Aye".

12

(Whereupon, all members of

13

the Finance Committee respond

14

in favor with, "Aye".)

15

ACTING CHAIR FERRETTI: Those

16

opposed?

17

(Whereupon, no verbal

18

response.)

19

ACTING CHAIR FERRETTI: The item

20

number 122-23 is tabled. I'm now going to

21

call item 125-23 out of order and

22

Legislator Drucker will be recusing

23

himself.

24

(Whereupon, Legislator

25

Drucker leaves the Chambers.)

1
2 ACTING CHAIR FERRETTI: Okay. Do I
3 have a motion for item 125-23?

4 LEGISLATOR WALKER: So moved.

5 ACTING CHAIR FERRETTI: Moved by
6 Legislator Walker, seconded by Legislator
7 Ford. All those in favor of passing item
8 125-23. Please signify by saying, "Aye".

9 (Whereupon, all members of
10 the Finance Committee respond
11 in favor with, "Aye".)

12 ACTING CHAIR FERRETTI: Those
13 opposed?

14 (Whereupon, no verbal
15 response.)

16 ACTING CHAIR FERRETTI: The Item
17 passes unanimously.

18 (Whereupon, Legislator
19 Drucker returns to Chambers.)

20 ACTING CHAIR FERRETTI: Okay. Back
21 to Clerk Items 121-23; 126-23; and
22 127-23. Do I have a motion?

23 LEGISLATOR FORD: So moved.

24 ACTING CHAIR FERRETTI: Moved by
25 Legislator Ford, seconded by Legislator

1
2 Drucker. All those in favor of passing
3 Items 121-23; 126-23; and 127-23, please
4 signify by saying, "Aye".

5 (Whereupon, all members of
6 the Finance Committee respond
7 in favor with, "Aye".)

8 ACTING CHAIR FERRETTI: Those
9 opposed?

10 (Whereupon, no verbal
11 response.)

12 ACTING CHAIR FERRETTI: Those items
13 pass unanimously.

14 Okay. There's no other business in
15 front of this Committee. May I have a
16 motion to adjourn?

17 LEGISLATOR MCKEVITT: So moved.

18 ACTING CHAIR FERRETTI: Made
19 vociferously by Legislator McKevitt,
20 seconded by Legislator Ford. All those in
21 favor, please signify by saying, "Aye".

22 (Whereupon, all members of
23 the Finance Committee respond
24 in favor with, "Aye".)

25 ACTING CHAIR FERRETTI: We are

adjourned. Thank you. Back to Rules.

(Whereupon, the Finance
Committee meeting is adjourned,
5:56 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 3th day of April, 2023.

Karen Lorenzo

Karen Lorenzo

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