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NASSAU COUNTY LEGISLATURE

COMMITTEES MEETING

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**HOWARD KOPEL**

**PRESIDING OFFICER**

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**CHAIRMAN**

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**RULES COMMITTEE**

County Executive and Legislative Building

1550 Franklin Avenue

Mineola, New York

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Monday, May 6, 2024

1:30 p.m.

TAKEN BY: KAREN LORENZO, OFFICIAL COURT REPORTER

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A P P E A R A N C E S

CHAIRMAN HOWARD KOPEL

VICE CHAIRMAN THOMAS MCKEVITT

LEGISLATOR JOHN FERRETTI

LEGISLATOR JAMES KENNEDY

LEGISLATOR DELIA DERIGGI-WHITTON

LEGISLATOR SIELA BYNOE

LEGISLATOR ARNOLD DRUCKER

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MICHAEL PULITZER Clerk of the Legislature

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CHAIRMAN KOPEL: Okay, everyone, as usual, we'll start out the committee meetings with the Rules Committee. But before we do that, we'll start with the Pledge allegiance. Legislator Bynoe, would you care to lead us?

LEGISLATOR BYNOE: Thank you.

(Whereupon, the Pledge of Allegiance is said.)

CHAIRMAN KOPEL: Thank you.

Before we start, I want to recognize in the audience over here, former long time Legislator, Fran Becker, also my very close friend. Fran, welcome. Always great to see you here. We might draft you back over here again. What do you think (laughter)?

Mr. Pulitzer, would you please call the roll for the Rules Committee?

CLERK PULITZER: Legislator Arnold Drucker?

LEGISLATOR DRUCKER: Here.

CLERK PULITZER: Legislator Siela Bynoe?

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LEGISLATOR BYNOE: Here.

CLERK PULITZER: Ranking member  
Delia DeRiggi-Whitton?

LEGISLATOR DERIGGI-WHITTON: Here.

CLERK PULITZER: Legislator James  
Kennedy?

LEGISLATOR KENNEDY: Here.

CLERK PULITZER: Legislator John  
Ferretti?

LEGISLATOR FERRETTI: Here.

CLERK PULITZER: Vice Chairman  
Thomas McKevitt?

LEGISLATOR MCKEVITT: Here.

CLERK PULITZER: Chairman Howard  
Kopel?

CHAIRMAN KOPEL: I am here.

CLERK PULITZER: We have a quorum,  
sir.

CHAIRMAN KOPEL: Thank you.

We are going to start off with a  
motion to suspend the Rules made by  
Legislator Kennedy and seconded by  
Legislator Drucker.

All those in favor of suspending the

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Rules, please say, "Aye".

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

CHAIRMAN KOPEL: Any opposed?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: The Rules are suspended.

I am now going to call all of the contracts and we will make a motion on all of them and consider them individually and vote on them at the end.

A2; A8; A16, A25 are resolutions authorizing the Commission of Shared Services to award purchase orders with, respectively: Mensch Mill & Lumber; AC Electrical and Lighting supplies; Good Day Distributors; Wats International; LI Pro Liner, Inc.

B9 and B10 resolutions authorizing the County Executive to award contracting between Nassau and Baymen Industries and RJ Industries.

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E76; E77; E78; E79; E80; E81; E82;  
E83; E83; E85; E85; E86; E87; E88; E89;  
E90; E91; E92; E93; E94; E95; E96; E97;  
E98; E99; E100; E102; E103; E104; and  
E105. Resolutions authorizing personal  
services or amendments with,  
respectively, Lockwood, Kessler and  
Bartlett; KS Engineers; Hardesty and  
Hanover Construction Services; H2M  
Architects, Engineers and Land Surveying;  
Gannett Fleming Engineers and Architects;  
LAH Law firm; Rosenberg, Calica & Birney;  
US Imaging; Calcaterra Law; Law Office of  
Vincent McNamara; Goodman-Marks  
Associates; John S. Goess Realty  
Appraisal; Real Estate Solutions, USA;  
Honorable Gail Prudenti; Greenberg  
Traurig; Milber, Makris, Plousadis &  
Seiden; Sullivan & Cromwell; Long Island  
Veterinary Specialists Ophthalmology  
Surgery Internal Medicine Emergency.  
Vecchione, Vecchione, Connors & Cano;  
Cornell Cooperative Extension; M & J  
Engineering; and Louis K. McLean

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Associates Engineers and Surveyors.

E106 is for use and occupancy permit with Center for Science Teaching and Learning.

Motion on those items is made by Deputy Presiding Officer McKeivitt and seconded by ranking member Delia DeRiggi-Whitton.

We'll start with A2, which is once again, Mensch Mill & Lumber.

COMMISSIONER ARNOLD: Good afternoon. Ken Arnold, Public Works.

This is a purchase rec to supply the Department with dimensional lumber. This lumber is used by facilities and road maintenance for various projects and repairs. Three vendors bid and Mensch is the lowest responsible bidder

CHAIRMAN KOPEL: Any questions?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: Okay. Thank you.

Next.

COMMISSIONER ARNOLD: A8 is a blanket

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order used to supply electrical hardware.  
The Department requests that the cap on  
this contract be extended by \$1.5  
million. This is needed as the cost of  
electrical supplies has significantly  
increased since the contract was first  
awarded. The new cap is at \$3 million.

CHAIRMAN KOPEL: Thank you. Any  
questions on this?

(Whereupon, no verbal  
response.)

CHAIRMAN KOPEL: Okay. Good Day  
Distributors.

COMMISSIONER ARNOLD: Service  
blanket order, A16, that supplies fence  
material. This contract is mainly used by  
Parks and DPW. Five vendors submitted  
bids. Good Day Distributors was  
determined to be the lowest possible  
bidder. This is a five year term with a  
cap of \$1.625 million.

CHAIRMAN KOPEL: Thank you. Any  
questions on this?

(Whereupon, no verbal

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response.)

CHAIRMAN KOPEL: Okay.

COMMISSIONER ARNOLD: Wats International is a purchase rec for a portable trash pump. This pump will be used by DPW to address emergencies. Nine bids were received and Wats was determined to be the lowest responsible bidder at \$175,000.

CHAIRMAN KOPEL: Any questions on this?

(Whereupon, no verbal response.)

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CHAIRMAN KOPEL: LI Pro liner.

ASSISTANT CHIEF FIRE MARSHAL: Good afternoon, Assistant Chief Fire Marshal Bo Pilczak from the Fire Marshal's Office. The item before you is for the purchase of two high axle vehicles for the Fire Marshal's Office. These vehicles will allow us to respond to and assist the County's communities with the effects from floods, hurricanes and other types of disasters where regular vehicles could not go.

CHAIRMAN KOPEL: Thank you. Any questions on this? Yes.

LEGISLATOR DERIGGI-WHITTON: I was just wondering if you had a status on where the contract is with the new communications.

ASSISTANT CHIEF FIRE MARSHAL: With the rebuild of the system from our problem in February?

LEGISLATOR DERIGGI-WHITTON: Right.

ASSISTANT CHIEF FIRE MARSHAL: From what I understand, we are searching for a

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little bit of additional funding to complete that project, but it is moving along. IT has been assisting us.

LEGISLATOR DERIGGI-WHITTON: Okay, so hopefully get that in place soon because --

ASSISTANT CHIEF FIRE MARSHAL: It's moving. Yes.

LEGISLATOR DERIGGI-WHITTON: Thank you.

CHAIRMAN KOPEL: Thank you.

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CHAIRMAN KOPEL: County Clerk 86,  
which is US Imaging.

MR. BECKER: Good afternoon. It's a  
pleasure to be here and see so many  
friends, Republicans and Democrats, from  
the past. So many nice memories. And  
congratulations to you, Presiding Officer  
Kopel. This Body has chosen well.

I'm here to represent Maureen  
O'Connell, the Clerk's Office. There's  
been a process going on in the Clerk's  
Office for many, many years to image hard  
documents like deeds and mortgages and  
digitize them so that they can be  
available online to the public through  
USlandrecords.com and also Avenue,  
another vendor of the County, so that  
people who want to come to our office or  
even online can search deeds, and people  
who are title people, they can do that on  
online as, as well.

With this particular contract, there  
is no additional money requested. We  
were fortunate enough to be able to --

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actually, they performed so well, we were able to include a greater amount of work in the process of imaging. The contract ran over, but there is no additional money. So this is just a contract that we're requesting a time extension for. Once again, no additional money is being requested.

CHAIRMAN KOPEL: All right. Thank you, Fran. Anybody?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: Okay. All right. Sounds like a great project. Thanks, Fran.

MR. BECKER: Thank you.

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CHAIRMAN KOPEL: Okay.

Health Department 82, which is with H2M Architects.

MS. DESIMONE: Good afternoon, Ann DeSimone, Health Department. So this contract with H2M Engineers is a five year contract for five years of reports. The provider will annually prepare and release reports presenting a compilation of current Nassau County groundwater and public water supply information. It's for five years in the amount of \$364,500. RFP went out on 9/5/23 and only one response was received.

CHAIRMAN KOPEL: Thank you. Any questions on this? Yes.

LEGISLATOR BYNOE: Thank you. Hi. How are you? When can we expect the first report?

MS. DESIMONE: So I'm going to call up our subject matter experts.

LEGISLATOR BYNOE: Thank you.

MR. CARUSO: Hello. My name is Salvatore Caruso. After this contract

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gets awarded, we're going to start meeting with H2M and the report is due to be ready by August of this coming year and in that they're going to prepare the first three years of the report.

LEGISLATOR BYNOE: And they'll be able to do that by August of this year?

MR. CARUSO: That's what we're shooting for.

LEGISLATOR BYNOE: For all three years.

MR. CARUSO: Yes.

LEGISLATOR BYNOE: Very good. Okay.

CHAIRMAN KOPEL: Anyone else?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: Okay. Thank you.

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CHAIRMAN KOPEL: Next is with the Sheriff, Corrections E97, which is with Long Island Veterinary Specialists. Anyone here?

INSPECTOR FIELD: Good afternoon, William Field with the Police Department.

Item E97-24 is an amendment to extend the term of the Long Island Veterinary Specialist Services. The veterinarian services are used to assist and take care of our canines, as well as the correctional center and also the Fire Marshal's Office.

CHAIRMAN KOPEL: Thank you. Any questions on this?

I've got to ask you, do they do ophthalmology on dogs?

INSPECTOR FIELD: According to their name, yes, apparently they do.

CHAIRMAN KOPEL: I've never seen one with glasses (laughter). All right. Thanks.

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CHAIRMAN KOPEL: All right. Human Services E100 with Cornell Cooperative.

MS. GERBER: Keith Gerber, representing the Nassau County Department of Human Services. The item before you is a three year contract for \$50,000 a year between Human Services and Cornell Cooperative Extension, to provide youth services throughout the county.

CHAIRMAN KOPEL: Thank you. Any questions on this?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: Okay.

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CHAIRMAN KOPEL: E106, Parks. Anyone here from Parks? Darcy. Center for Science Teaching and Learning.

COMMISSIONER BELYEA: Good afternoon. How are you, sir? Darcy Belyea, Parks Commissioner.

E106-24 is an amendment to a use and occupancy permit issued by the County to the Center for Science Teaching and Learning, Inc., also known as Tanglewood. The original permit period was for ten years beginning May 27, 2014, with one five year renewal option.

They seek to exercise the renewal option, extending the end date to May 26, 2029. Due to the capital improvements made to date, as well as a commitment from CTL for additional financial investments, in this amendment. I'm also seeking an additional five year renewal option at the agreement of both parties, which will extend the term end date to May 26, 2034 if exercised. Compensation

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on this permit is a flat annual use fee starting at \$14,400 annually, escalating to \$16,800 per year. All maintenance and operating costs are the responsibility of the permittee.

CHAIRMAN KOPEL: Thank you. Any questions on this?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: Okay. Thank you.

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CHAIRMAN KOPEL: Next series are  
with County Attorney. Good afternoon.

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How are you?

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MR. LIBERT: Good afternoon,  
Legislators. Brian Libert from the County  
Attorney's Office.

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CHAIRMAN KOPEL: Brian, we'll start  
with E83, which is LAH Law Firm.

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MR. LIBERT: We have a bunch of  
cases on today. So rather than give a  
factual recitation of each, I'll give you  
the caption if you would like to ask any  
questions. More than happy to answer any  
questions about any of them. But I won't  
give a factual recitation of each just to  
save you the time. If you would like  
them at any time, I'm more than happy to  
give you them. I'm just trying to save  
you that recitation.

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LEGISLATOR DRUCKER: Well, I think  
like a two sentence summation would be  
good. I'm not looking for something  
comprehensive, but something.

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MR. LIBERT: Of course. No problem.

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CHAIRMAN KOPEL: Okay. Why don't you go ahead and do it that way? LAH.

MR. LIBERT: No problem. I'm just pulling my notes up.

CHAIRMAN KOPEL: Just tell us it's a personal injury because of a car accident or whatever. Something like that.

MR. LIBERT: I just need my notes. One second, I apologize (perusing).

LEGISLATOR DRUCKER: Presiding Officer -- Brian, I'll save you a little bit of the trouble.

MR. LIBERT: Sure.

LEGISLATOR DRUCKER: The questions that we generally have, and I think the objections and the concerns that the entire legislative body has is the fact that these contracts are late and that the legal services rendered, commenced months ago and without our knowledge or consent or approval. Not that it's required all the time, but what happens if those contracts are not approved and not approved by NIFA and the work was

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2 done? Are we going to get sued for  
3 quantum meruit? What about liability  
4 purposes? Those are concerns that we  
5 have. So I guess I'm going to give you  
6 somewhat of a leeway here and not have to  
7 go through every one of them. But really,  
8 those are consistent questions we have  
9 for each and every one of those  
10 contracts, because they're all late. And  
11 it's something that this legislative body  
12 objects to every single time.

13 MR. LIBERT: Understood. So I have  
14 my notes now just relative to the facts.  
15 But that being the case, what I would say  
16 about that, which is a point that the  
17 legislator has raised a number of times,  
18 we are working with the Procurement  
19 Office. We are aware of the legislators  
20 concerns. In addition to that, our office  
21 is subject, at least at the moment, to  
22 the same procurement rules that the  
23 entire county is subject to. In other  
24 words, each time we have to sort of go  
25 out and do a single procurement, and it

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2 is indeed a time consuming process. And  
3 then we're subject to the same  
4 disclosures. And each of those times,  
5 each of those stops and steps, does slow  
6 our process down. So it's certainly not  
7 our goal to get these things to you in  
8 this timeframe. But this is the process  
9 that we have to abide by.

10 LEGISLATOR DRUCKER: Some of those  
11 contracts, though, Brian, have to do with  
12 actually commencing lawsuits. I forget  
13 which one it is the lawsuit was  
14 commenced. And, that's more than just  
15 hiring a law firm to take some initial  
16 research and advise and counsel. When  
17 it's actual filing summons and  
18 complaints, I think that's a different  
19 story. And that really is something. Now,  
20 the County is on the hook completely on  
21 these cases, and we didn't even get a  
22 chance to review the work that's  
23 contemplated.

24 MR. LIBERT: I understand. On  
25 E83-24, it's, as mentioned, a personal

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2 injury accident. The plaintiff was  
3 riding his bicycle on Shore Road at  
4 Tappen Beach in Glen Head and his front  
5 tire fell into a rut in the road. So  
6 that's what is at stake here, not the  
7 filing of a complaint.

8 LEGISLATOR DRUCKER: I understand.

9 CHAIRMAN KOPEL: So, Brian, it would  
10 be fair to say in most of these cases,  
11 the time constraint would be putting in  
12 an answer timely. Would that be the  
13 issue?

14 MR. LIBERT: It is always the issue.  
15 And I would say it is a constant struggle  
16 in our office to get these answers and  
17 these responses in timely and also to  
18 abide by the rules of which we are aware  
19 and happy to abide -- Mr. Cleary, who I  
20 can see through the eyes in the back of  
21 my head behind me. But we do do all of  
22 that, because that's what we're supposed  
23 to do. So yes, is the answer to your  
24 question.

25 CHAIRMAN KOPEL: And do you have

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anything that would make the legislators here feel better about the fact that they are late? Is there any process that you are hoping to implement that will make this procedure better, faster?

MR. LIBERT: Yes, I have two answers to that. The first answer is, yes. Period. Stop. We are working on things which I wouldn't discuss any further, but yes, the answer to that is yes.

And the second thing is the legislator had mentioned quantum meruit. Of course there is no quantum meruit against the municipality. So we do notify our vendors in writing, all of them. And any of them that happen to be sitting here, I don't think they are, but if they were, I would say to them, you are working at your own peril, we cannot pay you until you're done -- pardon me, until the contract is fully approved. And that is the nature of doing work for the County. And I can tell you, as the person who liaises with the vendors, they do

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find that to be frustrating sometimes.  
It's not always a pleasure. I'm not the  
one who's paid, but they're waiting the  
same amount of time to be paid that we  
have to process this paper.

LEGISLATOR DRUCKER: Well, Brian, it  
begs the question, though, or the concern  
that I have had for a long time also, and  
that you wouldn't have to have any sort  
of time constraints or delay if these  
cases were handled in-house. Right? I  
mean, it's only when you're looking for  
outside counsel do we have this issue.  
If it's lawsuits that are presented to  
the County in a timely fashion, we assign  
it and we can get the answer out. That's  
the problem I have, is simply having to  
quickly go and look for outside counsel  
on so many of these cases. And I think  
that objection is shared by a lot of us  
here.

MR. LIBERT: I certainly understand  
that.

LEGISLATOR BYNOE: And?

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LEGISLATOR DRUCKER: I didn't hear a question, so I wasn't sure what to say.

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LEGISLATOR DRUCKER: Well, I really wanted to know what system is going to be implemented going forward to evaluate these cases in a more expeditious fashion so that we're not having to farm it out to outside counsel all the time, when I think we have qualified as county attorneys who can handle them.

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MR. LIBERT: Well, I think to say all the time would honestly be a mischaracterization of what our office does. In the last 30 days, we've had three defense verdicts. Our office does not shy away from trying cases. We have hard working attorneys that are willing to try cases when it's appropriate. And sometimes the cases have to go out. And based on the numbers that I've looked at, and I continue to look at the number of cases that goes out is still far below what is handled in-house. It is exceedingly far below. It could be

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exceedingly low.

MR. LIBERT: It is.

LEGISLATOR DRUCKER: I don't know if it is. It seems like we get a lot of cases that are not of that category. And that's what I object to.

Brian, a question we have: Do you have a breakdown on the numbers actually? So you mentioned that the numbers are exceedingly low. Do you have numbers on how many cases over the past, let's say 12 months, that have been filed, how many were sent out to outside counsel and how many were handled internally? Do you have those numbers?

MR. LIBERT: We have them. I don't have them standing right here in front of me because we were here just to discuss these contracts. But of course, we can always provide them upon request.

LEGISLATOR DRUCKER: It's a relevant question. You made a statement that the numbers are exceedingly low, let's see how exceedingly low they are.

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MR. LIBERT: I understand.

LEGISLATOR DRUCKER: Just a quick summation is all we're looking for, Brian. That's all.

MR. LIBERT: Did you want me to go to E84?

LEGISLATOR BYNOE: No. I have a question.

MR. LIBERT: Hi. Yes, ma'am.

LEGISLATOR BYNOE: Hi, Brian.

I understand that we have to be timely in our responses to the Court; otherwise, we will miss our window of opportunity to defend on some of these cases. So I'm aware that sometimes based on timeliness, you have to move forward. But some of these are really exaggerated long periods of time. And I guess the best illustration of that is that we are going to be voting on a case today for settlement, and at the same time, we're going to be voting on the contract that would pay that law firm for having defended the case is my understanding.

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(Whereupon, off the record  
discussion.)

LEGISLATOR BYNOE: It was the last session. I knew I recollected it and I asked a question and I didn't ask if it was for this session or last session. In any event, we should not -- I understand that you got to move quickly, but the same level of urgency in responding to the courts, you folks are going to need to exercise that when bringing these contracts down to the Legislature. We're running a real risk here. One of the things I want to know is are these are these firms holding their invoices or are they waiting until we until we pass this here in the Legislature, and then it goes to NIFA and then get signed by the CE or are they billing us as we're going along?

MR. LIBERT: No. The first thing. They cannot bill us until the entire process is complete. Especially, recently we've transferred into an e-claim system whereby they don't send PDFs or physical

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bills anymore, so they cannot put those invoices in until the process is fully complete.

LEGISLATOR BYNOE: So I then would think that that would challenge us in being able to reconcile those bills because they're so stale dated.

MR. LIBERT: No, I mean I review them. They are reviewed and it's not problematic. I would just say it's not problematic.

LEGISLATOR BYNOE: I would think it is.

MR. LIBERT: I certainly understand.

LEGISLATOR BYNOE: I would bet that it is.

I suggest that you move expeditiously so that we don't run into a problem where we later find that we're being billed and we can't or we didn't reconcile those bills because of the length of time that was created by these delays of you getting these contracts down here. We've been complaining about

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this for years. Arnie, as a practicing attorney, he's been making the argument that we should have attorneys in-house be able to do some of this work, and I support those comments that he's made. And I understand that you're in a tight position. But you can tighten this up. This can be tightened up, and you should work to do that. There's going to be a point in time where our colleagues to the right might even join us in saying no.

MR. LIBERT: Understood.

LEGISLATOR DRUCKER: To Legislator Bynoe's point, I'm just trying to understand as an attorney -- and we have a number of attorneys on the Legislature here -- when the County sends out an engagement letter to affirm an outside firm and they are engaged, they sign the engagement letter, they start to work right away. Their hours are internally, whatever system they use, they're billing hours right off the bat. So you're saying, though, that they're billing

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hours, but we're not getting the bills or  
are you just holding them?

MR. LIBERT: That's correct. What  
you just said is correct.

LEGISLATOR DRUCKER: So you don't  
you don't get a bill, but they have a  
bill being generated.

MR. LIBERT: Correct.

LEGISLATOR DRUCKER: Oh, okay. So  
they're actually calculating their hours.  
They're just holding on to the bills.

MR. LIBERT: 100%, 150%.

LEGISLATOR FERRETTI: Good  
afternoon, Brian. Legislator Bynoe, I  
just want to I know I think you were  
referring to the Cuello case that we're  
approving today.

LEGISLATOR BYNOE: I really -- I  
don't know the name of the case. All I  
do, all I do know is that it was brought  
to my attention in a meeting that we had,  
that we were settling and approving a  
contract.

LEGISLATOR FERRETTI: That's what I

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want to clear up with, Brian, because I think you're referring to the Cuello case. Brian, on that case, it's McNamara that's the law firm, correct?

MR. LIBERT: Correct.

LEGISLATOR FERRETTI: And today we're approving a contract -- if my understanding is correct, I want to clear up -- that would authorize McNamara to try the case.

MR. LIBERT: Correct.

LEGISLATOR FERRETTI: So they've already had a contract approved to represent the County through the settlement negotiations, but now they need a new contract for trial. That's my understanding.

MR. LIBERT: I would have to confirm that. I believe this is a new contract.

LEGISLATOR FERRETTI: A new contract. But they already had a contract in this case that's been approved.

MR. LIBERT: I do not believe so, Legislator. I would have to double check

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that. But to my memory, I do not believe so.

LEGISLATOR FERRETTI: Okay. So we need we need to clear that up.

But just to be clear, that case is going to trial not being settled, correct?

MR. LIBERT: Correct.

LEGISLATOR FERRETTI: Okay. And in terms of the amount of outside counsel that's being that's being contracted and being put up before us, just to be clear, we have asked -- and when I say we, I'm referring to I believe the entire Committee -- that in cases where there is high exposure, that outside counsel be considered due to their expertise and experience, correct?

MR. LIBERT: Correct.

LEGISLATOR FERRETTI: And is it true that the county attorney is attempting to adhere to that request of this Committee?

MR. LIBERT: That is correct. And I would also just add it's a little easier.

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Maybe it was my fault for trying not to go one by one, but when we go one by one, then we can look at each one and identify. But, yes, of course.

LEGISLATOR FERRETTI: All right. Thank you, Brian. And we're going to get some answers on that other issue about the Cuello case. We'll talk later about that. Thanks.

LEGISLATOR DRUCKER: To Legislator Ferretti's point, and it's a good point, but I don't necessarily agree that because the case is high exposure, it automatically triggers outside counsel. I believe the complexity of the case is what determines whether it's an outside counsel case or not. High exposure is high exposure; doesn't matter. But it's the complexity. I understand when some of these civil rights cases or federal cases, I understand that. But even though it's a high profile case, if it's something that I think our county attorneys are able to handle, I think we

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should do that.

MR. LIBERT: Understood, Legislator.

I can just continue the next contract if you're ready.

E84 is a contract between Nassau County and LAH for a case known as Almonor. This is a personal injury accident in connection with a motor vehicle accident. Personal injury action in connection with a motor motor vehicle accident.

LEGISLATOR DRUCKER: This was a just run of the mill auto accident? Should we do this in an executive session? Is that what we should do?

CHAIRMAN KOPEL: No, of course not. We're not talking about strategy.

LEGISLATOR DRUCKER: I understand.

I'm just saying, can you tell us a little bit about this? Was it a standard run of the mill auto accident case?

MR. LIBERT: I think even that language, Legislator, as you know, is not really a term of art, "run of the mill".

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Every case we have is slightly different and must be analyzed in that way. The County Attorney reviews these, the Chief Deputy reviews these, the Bureau Chief of Litigation is part of the process. So they're thoroughly reviewed to determine whether it's appropriate to send them to outside counsel, and certainly to the point that's already been made. And I have to compliment my colleagues. We have very good, competent attorneys in the office, but that doesn't mean we can handle everything that comes across. We get thousands of complaints every year. Some of those have to go out. It's a necessary part of the way we do business.

CHAIRMAN KOPEL: Let me ask you this. As part of running any business, you've got to manage the ebb and flow. And sometimes it's more efficient to hire additional people in-house, and sometimes as a matter of ebb and flow, you might find that if you hire additional people in-house, you might find that some of

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2 those additional people at times have  
3 nothing to do. Is that what's going on  
4 here? In other words, are you just using  
5 it primarily -- aside from, as legislator  
6 Drucker pointed out, the complexity of  
7 cases, but as simply as a management  
8 tool?

9 MR. LIBERT: I think, first of all,  
10 if the Legislature wasn't aware during  
11 Covid, many, many trials were paused. So  
12 there has been since Covid ended, this  
13 immediate rush of trials. So that is  
14 certainly an issue. When I was in the  
15 labor field, we used to call it the ramp  
16 up issue. In other words, you have to be  
17 ready when every customer comes through  
18 the door at once. So in some regard, yes,  
19 that is what's happening. And then it's  
20 also a cost management of how many  
21 attorneys do you need, and will some be  
22 sitting around at some time, how many can  
23 manage how many cases at once? And I  
24 think our office does a very good job of  
25 managing that. Frankly, I feel pleased to

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be part of that team.

CHAIRMAN KOPEL: Okay.

E85.

MR. LIBERT: E85 is a contract with Rosenberg, Calica & Birney. We call these the fee dispute cases: Guthart, Falk, Madson and Kharoufa. Happy to answer any questions about these. They each relate to different fees charged within the County. I wouldn't get into too much more detail than that on the record.

CHAIRMAN KOPEL: I'm sorry. You said 85. That's a group of cases.

MR. LIBERT: It is.

CHAIRMAN KOPEL: Okay, fine.

LEGISLATOR DERIGGI-WHITTON: I'm sorry, Presiding Officer. That item I would definitely like to have pulled out, not bulked. To be honest, we're not comfortable -- or at least I'm not comfortable voting for the taxpayers to hire a law firm to protect the County who's collecting fees that have already

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been deemed illegal by the court system.

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And I understand that there have been

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times when we tried to get rid of them in

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the past, but we wanted to do it on a --

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we don't want to say as of today, we're

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not going to collect fees. We'd like to

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see it done in a gradual manner, like we

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suggested the last time the fees came up.

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So, I do not see us spending more

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taxpayer dollars on defending fees that

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we've already deemed illegal. We need to

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sit down and really go over these fees.

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There has to be a revamping. And again,

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we're not saying it has to happen

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instantly like we said last time, it just

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has to be gradual. I know this is one

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lawsuit, but we're opening ourselves up

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to future liability if we already know

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that we are not legally able to collect

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these fees. This is not for you, Brian,

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but I just want this item to be held.

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CHAIRMAN KOPEL: No problem. That's

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E85.

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LEGISLATOR DRUCKER: Brian, one

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2 other question on that. You mentioned in  
3 your comments that you have a very good  
4 system in place in which the County  
5 Attorney and all his staff evaluate each  
6 one of these cases to determine whether  
7 or not they're appropriate for outside  
8 counsel. What was your mindset or your  
9 philosophy on this particular case, where  
10 we're now hiring outside counsel to  
11 defend the County on fees that we voted  
12 against to begin with, and both sides  
13 have gone back and forth on the validity  
14 and the excessive nature of these fees.  
15 So was there an evaluation of this  
16 particular case, like maybe this is the  
17 case we shouldn't be defending?

18 MR. LIBERT: So which question  
19 should I answer?

20 LEGISLATOR DRUCKER: You pick one.

21 MR. LIBERT: Yes. There was an  
22 evaluation.

23 LEGISLATOR DRUCKER: Can you expand  
24 on the --

25 MR. LIBERT: Yes. There was an

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evaluation performed by myself --

LEGISLATOR DRUCKER: On the  
evaluation.

MR. LIBERT: Sure. There was an  
evaluation performed by myself, the  
County Attorney, the Chief Deputy and the  
Bureau Chief of Litigation. I'm not sure  
if it was Maria Boultadakis at the time  
or Matt Rose, but that would have been  
the process.

LEGISLATOR DRUCKER: I'm not looking  
for the names. I just want to know what  
the what was your thought process?

CHAIRMAN KOPEL: He can't -- we  
can't go into that here.

LEGISLATOR DRUCKER: He could now.

CHAIRMAN KOPEL: I don't think so.  
That might be more appropriate for  
Executive Session.

LEGISLATOR DRUCKER: Well, why don't  
we let Brian answer that?

CHAIRMAN KOPEL: Brian?

MR. LIBERT: Well, I would have to  
understand my own thought process and be

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able to recount it here, but oftentimes it is a mystery even to myself. So I would be loathe to put it on the record and commit myself to such a thing.

LEGISLATOR DRUCKER: Because you don't remember or you just don't want to --

CHAIRMAN KOPEL: I think that's more -- it's a matter of --

LEGISLATOR DRUCKER: Excuse me.

CHAIRMAN KOPEL: No, no. I don't want the witness to answer that question.

LEGISLATOR DRUCKER: He's not your witness.

CHAIRMAN KOPEL: I don't care.

LEGISLATOR DRUCKER: It's not your witness.

CHAIRMAN KOPEL: It makes no difference. I don't want him to answer that question for the simple reason that it is not appropriate.

LEGISLATOR DRUCKER: He was perfectly capable of answering the question in that way if he chose.

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CHAIRMAN KOPEL: Please don't answer that question except in Executive Session. Executive Session is more appropriate.

You are a legislator, you're entitled to that information. You are going to get that information, but you're not going to get it in public.

LEGISLATOR DRUCKER:  
Congratulations, Brian. I'm being muted.

CHAIRMAN KOPEL: All right, E87.

MR. LIBERT: And so this is a tax cert. It's about the disputed assessment fund. As you guys might know, Lisa Locurto is really the expert on that. She happens to not be here. I believe she provided some information up front. In this regard, I ask that you please not ask me questions too much about this because it is not my area of expertise specifically. But it is for the Disputed Assessment Litigation Fund. That is the lawsuit is for the Calcaterra Firm.

CHAIRMAN KOPEL: E88 and 94.

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MR. LIBERT: E88 and 94, for the law firm of Vincent McNamara. E88, as already mentioned by Legislator Ferretti is for a vehicle collision case known as Felice Cuello, and E94 is a case called Panchitkaew. It's a 1983 case where the plaintiff was pro se, and the court has actually appointed him counsel. So it's become a quite a bit of a problem. Without saying more than that on the record, that's why counsel was assigned in this case.

LEGISLATOR DERIGGI-WHITTON: Sorry, Brian.

MR. LIBERT: Of course.

LEGISLATOR DERIGGI-WHITTON: Back to E87 for a second. That is another case that the County is being sued for; is that correct? We are the defendants in that?

MR. LIBERT: That is my understanding, yes.

LEGISLATOR DERIGGI-WHITTON: Is anyone particularly named in that suit,

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like any individuals or just the County  
in general?

MR. LIBERT: I don't think so, but I  
just don't know that. And I try to be  
very straightforward with you guys. I  
just don't know that. I don't think so. I  
believe it's against the County. If any  
officers are named, it really would be  
administrative matter anyway, so I  
wouldn't think that that would have any  
practical impact at this moment.

LEGISLATOR DERIGGI-WHITTON: Okay. I  
know you went over it, just that there's  
a discrepancy in the amount; is that  
correct?

MR. LIBERT: I'm sorry.

LEGISLATOR DERIGGI-WHITTON: The  
lawsuit is basically based on the fact  
that there might be a discrepancy in the  
amount of that's held in the assessment  
line or what was?

MR. LIBERT: Again, my limited  
understanding -- and I want to be clear,  
this is not my area of expertise -- this

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2 particular suit of my understanding is  
3 that the dispute is whether the County  
4 can do it at all. That was my  
5 understanding of the dispute. But again,  
6 I'm really using those words in big air  
7 quotes "my understanding", because again,  
8 that one's not really my area of  
9 expertise.

10 LEGISLATOR DERIGGI-WHITTON: All  
11 right. Thank you.

12 CHAIRMAN KOPEL: E92.

13 MR. LIBERT: E92 is a contract with  
14 the Law Offices of Burner Prudenti. This  
15 is for a personnel matter which really  
16 ought not be discussed anywhere but  
17 Executive Session. So if you have any  
18 questions, I would say we should address  
19 those within Executive Session.

20 CHAIRMAN KOPEL: E93.

21 MR. LIBERT: E93 is a contract with  
22 the Law Offices of Greenberg Traurig for  
23 \$5,000 for trademark work to patent the  
24 phrase "Nassau County Golden From Coast  
25 to Coast".

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LEGISLATOR DRUCKER: This one cracked me up. So let's start off first with this \$5,000 cost is going to be added to the tourism thing of \$10 million. So this is an additional \$5,000 that's going towards that?

MR. LIBERT: I very legitimately don't know where it's being funded from. I really don't know. I'm happy to say that on the record. I have no idea.

LEGISLATOR DRUCKER: Okay. Again, this is 11 months retroactive. The County Attorney's Office was dealing with this a year ago. My biggest chuckle from this is you're looking to trademark "Nassau County Golden From Coast to Coast". Who the heck is going to steal that? What are you worried about a trademark for that?

MR. LIBERT: Of course, the "you" there, I'm just the person presenting the contract. I work with the County Attorney's Office. It's a County Executive proposed contract. I think if

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you really want to ask those questions --  
I'm not sure how I can answer them. I  
understand why you're asking them, but  
that's not --

LEGISLATOR DRUCKER: Well, did your  
office evaluate this one at all from the  
beginning and say, is there really a  
justification why taxpayers should pay  
for the this type of litigation, this  
type of lawsuit, rather?

MR. LIBERT: It's not a lawsuit.

LEGISLATOR DRUCKER: I understand.  
This type of legal services.

MR. LIBERT: Of course.

LEGISLATOR DRUCKER: Should the  
taxpayers pay for this when it may not  
even be necessary? Trademark and  
copyright infringement is very important  
if there's a concern that the name is  
going to be stolen by somebody else. Are  
there any other national counties in the  
country? One in Florida, I understand. A  
very small county.

So again. Was there an evaluation

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done as to the necessity of this particular legal services to be rendered for this very narrow type of work?

MR. LIBERT: Two things, I'm advised by one of my colleagues. Of course, that \$5,000 is much lower than any potential litigation. So it's really paltry in comparison to what could happen and issues that could arise.

And also, I'm advised that when research was done on that phraseology, it did come up in a couple of different places, so there was some reasoning for it.

LEGISLATOR DRUCKER: That Particular, "Nassau County Golden From Coast to Coast"?

MR. LIBERT: That's what I'm being told.

LEGISLATOR DRUCKER: In some remote, landlocked county in Florida?

MR. SOLEYMANZADEH: Richard Soleymanzadeh from the County Attorney's Office.

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So while the term "Nassau County Golden Coast to Coast" may not have been used, the different phraseology of Golden Coast or Gold Coast has been used. So an evaluation was made and it was determined that in the best interest of the County to prevent litigation, you trademark it. \$5,000 is a very low amount of money compared to other contracts that have been approved. And the reason for the delay was that the disclosures took so long, and then we had to delay it again for them to fill them out.

LEGISLATOR DRUCKER: Well, I would submit that \$10 million being allocated for tourism should cover the \$5,000. That's my opinion on that.

MR. SOLEYMANZADEH: Well, as far as who pays for it, that's not our purview.

LEGISLATOR DRUCKER: Presiding Officer, I would really ask that you withdraw this contract.

CHAIRMAN KOPEL: You want to make a motion?

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LEGISLATOR DRUCKER: I'd like to make a motion to withdraw this contract.

LEGISLATOR DERIGGI-WHITTON: Table.

CHAIRMAN KOPEL: There's a motion to table, and that motion requires no debate or discussion. Accordingly, all those in favor of tabling this item, please say aye.

LEGISLATOR DERIGGI-WHITTON: Aye.

LEGISLATOR BYNOE: Aye.

LEGISLATOR DRUCKER: Aye.

CHAIRMAN KOPEL: All those opposed?

CHAIRMAN KOPEL: No.

LEGISLATOR MCKEVITT: No.

LEGISLATOR FERRETTI: No.

LEGISLATOR KENNEDY: No.

CHAIRMAN KOPEL: All right. The motion is defeated.

LEGISLATOR DERIGGI-WHITTON: Can I make a request as as a legislator? As Legislator Drucker indicated, can we somehow ensure that the funding, this \$5,000, which is still money, it's still a decent amount of money, be withdrawn

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from the \$10 million in ARPA funding that was allocated?

CHAIRMAN KOPEL: You're making a request on the record that, Mr. Libert, will you please --

LEGISLATOR DERIGGI-WHITTON: Well, he might not be the one who would know where.

CHAIRMAN KOPEL: I see Chris, you're here. Will you forward that message Chris Leimone?

MR. LIBERT: I'm not the one.

MR. LEIMONE: Chris Lemoine. I'll bring that message.

LEGISLATOR DERIGGI-WHITTON: Yeah, sure. It really should be. I think with the \$10 million, I know there's a gala coming up and all, but I think we might be able to find \$5,000 in there to cover this. I think that would be prudent.

CHAIRMAN KOPEL: It's probably coming from there, I would guess.

LEGISLATOR DRUCKER: Do we know? Do you know, Chris, where this \$5,000 is

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coming from?

MR. LEIMONE: I can double check if you give me one second, please.

(Whereupon, a brief moment is taken.)

MR. LEIMONE: It's coming from the contractual line, County Attorney's Office, based on the contract documents that were submitted to the Legislature. So again, I'll bring it back to the County Executive.

LEGISLATOR DERIGGI-WHITTON: I think that look, you got to spend \$10 million -- to add on another \$5,000 on the \$10 million that we already have is is really insulting to the taxpayers.

CHAIRMAN KOPEL: E95. E93 is not being tabled. The vote was four to three against.

MR. LIBERT: E95-24 is with Miller, Makris Plousadis and Seiden for a case called Robert Jeffrey Johnson, Jr. Against County of Nassau. It's a 1983 case coming out of the jail.

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CHAIRMAN KOPEL: E96.

MR. LIBERT: E96 is a contract with the Law Firm of Sullivan & Cromwell to represent the County in what's known as Pawelesky and Ace Auto Recycling. This is in regards to the County seizing the catalytic converters from the scrap yards, and the owners of those scrap yards then sued the County and it became a pretty protracted litigation. So that's what this is in reference to. Happy to answer any questions.

CHAIRMAN KOPEL: E98.

MR. LIBERT: E98 is just a continuation of the County's contract with Vecchione, Vecchione and Connors for its Workmen's Comp work.

CHAIRMAN KOPEL: Okay, I think you're off the hook for now. Thank you.

MR. LIBERT: Thank you. Have a great day.

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CHAIRMAN KOPEL: Ken? You're back.  
Okay. Sorry, I should have done all of  
them for you then.

Let's start with A14, we'll go  
forward with that.

COMMISSIONER ARNOLD: A14.

CHAIRMAN KOPEL: Yes. Forward Door  
of New York.

COMMISSIONER ARNOLD: A14 is request  
to enter into a contract that provides  
garage door repair services. There were  
four bids submitted. Forward Door of New  
York was determined to be the lowest  
responsible bidder. Contract is for a  
term of one year plus four one year  
extensions, and the contract cap is 2.5  
million.

CHAIRMAN KOPEL: Any questions?

(Whereupon, no verbal  
response.)

CHAIRMAN KOPEL: I'm going to call  
both B9 and E89. And there's a motion to  
table that is made by Legislator Kennedy  
and seconded by Legislator Bynoe.

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All those in favor of tabling B9 and E89 please say, "Aye".

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

CHAIRMAN KOPEL: Any opposed?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: Those two are tabled.

Ken, B10, RJ Industries.

COMMISSIONER ARNOLD: B10 is a construction contract to rehabilitate four sewage pumping stations. These stations include Knot Frive, Morgan Park, Viola Drive in the City of Glen Cove and the Roslyn Village Pump station. WHM withdrew its bid as a result of errors and omissions. As a result, RJI was determined to be the lowest responsible bidder at \$14.2 million. The MWBE participation is 12.4%.

CHAIRMAN KOPEL: E76, 77 and 105 are all Lockwood, Kessler and Bartlett.

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COMMISSIONER ARNOLD: E76 is an amendment to a design contract for the Bayville Bridge. This amendment increases the cap by \$64,000 and extends the duration till June 30th of this year.

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LEGISLATOR DERIGGI-WHITTON: Can I quick question. I know this is Samantha's district, but I just keep hearing that the bridge is a major problem still, the road's closed a lot in Bayville. Have you heard anything, had any complaints?

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COMMISSIONER ARNOLD: We had one issue last week where the tow didn't close properly. The contractor was on site and dealt with the issue. We're still in the commissioning phase of the work to get it all functioning as per design. That will on go. That happened Friday night, I think also. We were still commissioning the bridge. So once everything is commissioned and is accepted, that's when the job is completed.

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LEGISLATOR DERIGGI-WHITTON: So you think you think everything was done correctly for the most part as far as you can see. And it's just adjusting.

COMMISSIONER ARNOLD: Yes.

LEGISLATOR DERIGGI-WHITTON: Okay.  
Thank you.

CHAIRMAN KOPEL: E77, please.

COMMISSIONER ARNOLD: E77 is an amendment to the design contract for the work being done at the Charles Lindbergh Bridge over the Meadow State Parkway. This amendment extends the term by two years and increases the cap by \$229,000.

CHAIRMAN KOPEL: 105.

COMMISSIONER ARNOLD: E 105 is a professional services contract associated with on-call construction management services for civil engineering projects. 21 firms submitted proposals. The department is awarding contracts to the top eight technically ranked firms. This contract has a cap of 5 million over a three year term.

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CHAIRMAN KOPEL: E 78.

COMMISSIONER ARNOLD: E 78 is a professional services agreement for design service associated with the rehab of the Atlantic Avenue Bridge over Mill River in East Rockaway. There were nine proposals for this work. Cost proposals for the four highest technically ranked firms were reviewed, and KS Engineering was determined to provide the best value to the county KS Contractors for \$515,000 over a three year term. 93% of this contract will be done by MWBE as KS is a MWBE contractor.

CHAIRMAN KOPEL: Okay. 79 and 99 are both Hardesty and Hanover.

COMMISSIONER ARNOLD: 79 again is one of the on call construction management contracts that I read through earlier. I don't think I need to go into the whole detail again.

99 is a professional services contract to provide design services through rehabilitation of the Long Beach

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2 Bridge over Reynolds Channel. Only two  
3 firms submitted proposals. This was  
4 reviewed and was determined that the  
5 specialized type of work, and the fact  
6 that firms partnered up, led to the  
7 limited number of proposals. The  
8 Technical Review Committee determined  
9 Hardesty and Hanover provide the superior  
10 technical proposal for that and the fee  
11 was reasonable, at \$4.3 million. MWBE is  
12 at 5%.

13 CHAIRMAN KOPEL: 80.

14 COMMISSIONER ARNOLD: 80 is  
15 professional services contract for on  
16 call civil engineering design services.  
17 Twenty four firms submitted proposals,  
18 and the Committee determined that H2M was  
19 the highest technically rank firm to  
20 perform work associated with stormwater  
21 drainage, roadway and parks work. The  
22 term of the contract is four years at a  
23 cap of \$10 million.

24 CHAIRMAN KOPEL: Eighty one.

25 COMMISSIONER ARNOLD: Eighty one is a

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professional services contract to provide

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CM services for the improvements to the

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Harwich and Southwich (phonetic) sewage

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pumping stations in Glen Cove. Four firms

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submitted proposals. Gannett Fleming was

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the highest technically ranked firm and

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provided the best value of the firms and

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ranked closely to Gannett's fee,

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\$772,000 and MWBE is 15.4%.

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LEGISLATOR DERIGGI-WHITTON: Ken,

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what are they doing there?

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COMMISSIONER ARNOLD: They're

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providing construction management

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services.

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LEGISLATOR DERIGGI-WHITTON: Do you

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know what they're constructing or --

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COMMISSIONER ARNOLD: We are fixing

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both those pump stations rehabilitating

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Harwich and Southwich pumping stations in

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Glen Cove.

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LEGISLATOR DERIGGI-WHITTON: Thank

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you.

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CHAIRMAN KOPEL: E 90, John Goess.

MR. K. WALSH: Good afternoon, Legislators. Kevin Walsh from the Office of Real Estate Services. E 90 and 91 are both on call appraisal contracts. Our contracts expired, and we issued a new RFP. The two entities, John Goess Realty and Real Estate Solutions, RPR, both have been existing vendors of ours. Both these contracts will be for five year terms with a cap of \$30,000 a year.

CHAIRMAN KOPEL: Okay. Any questions?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: Okay. Thank you, Kevin.

MR. K. WALSH: Sure.

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CHAIRMAN KOPEL: Thank you. Ken, I guess you have three more.

102 and 104 are both M and J engineering.

COMMISSIONER ARNOLD: E 102 is professional services agreement to provide construction management services for resurfacing phase 75. Seventeen proposals were reviewed and the highest five firms ranked cost proposals were looked at. M and J with a fee of \$1.2 million, was determined by the Vommittee to provide the best value. MWBE is at 20%.

CHAIRMAN KOPEL: Okay. And finally we have 103.

COMMISSIONER ARNOLD: As previous stated, 103 is a on call construction management services contract with M and J.

CHAIRMAN KOPEL: Okay. And I'm told we have one more, which is East 70-24 with Gordian Corp is in motion to untangle that. And that motion is made by

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Legislator Drucker, seconded by  
Legislator Ferretti.

CHAIRMAN KOPEL: All those in favor  
of untabling that one, please say, aye.

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

CHAIRMAN KOPEL: Any opposed?

(Whereupon, no verbal  
response.)

CHAIRMAN KOPEL: That is untabled.

Now go ahead.

COMMISSIONER ARNOLD: E 70 is a  
professional services contract to develop  
and implement a job order contract, or  
JOC contract. Gordon (phonetic) was  
selected through a purchasing alliance.  
Gordon will help develop certifications  
to assist in the education recruitment of  
contractors and then assisted the  
department in bidding and awarding  
construction contracts utilizing the JOC  
spec format. Department is recommending  
having JOC contract in its toolbox to

1  
2 address building and other issues. JOC  
3 contracts utilize a unit price table,  
4 which is consistent with what FEMA  
5 requires for reimbursement during  
6 emergency situations. The contract cap is  
7 set at \$1.19 million, which anticipates  
8 the development of a program and  
9 approximately \$20 million in construction  
10 over the contract term.

11 CHAIRMAN KOPEL: Okay. Any  
12 questions?

13 LEGISLATOR DERIGGI-WHITTON: Hi,  
14 Ken. I know you thought this was a good  
15 idea because it'll help you organize  
16 things, correct?

17 COMMISSIONER ARNOLD: Say it again.

18 LEGISLATOR DERIGGI-WHITTON: You  
19 thought this contract was a good idea  
20 because you said -- I think you just  
21 recently mentioned that it's going to  
22 help you organize.

23 COMMISSIONER ARNOLD: No, the JOC  
24 contract is the firm puts together a  
25 specification that will allow us to bid,

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for better term, requirements contracts that are not based upon time and materials, but based on unit price items that are paid by a percentage bid.

The importance of this contract is FEMA does not reimburse for time and material contracts. So if we have an emergency, this contract is what we want to utilize. We also think there's an area of expertise that this type of work can help us do some of our buildings work that we currently use under time and materials.

LEGISLATOR DERIGGI-WHITTON: Okay. Did the unions have any issue with this?

COMMISSIONER ARNOLD: We met with Mary Harosech (phonetic) Chris Fusco, and we'll be doing this work under the project labor agreements.

LEGISLATOR DERIGGI-WHITTON: Okay, good. Thank you.

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CHAIRMAN KOPEL: Okay. At this point, I'm going to put Rules in recess. We will reconvene after the several other committees --

(Whereupon, off the record discussion.)

CHAIRMAN KOPEL: We're going to call a vote on E86; A25; E82; E97; E100; E106; E83; E84; E87; E88; E94; E92; E95; E96; E98; A2; A8; A14; A16; A17; A17; B10; E76; E77; E105; E78; E79; E99; E80; E81; E9; E91; E102; E104; E103 E 70.

All those in favor of those items, please say, aye.

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

CHAIRMAN KOPEL: Those items are all unanimous.

Now, E85, Rosenberg, Calica. All those in favor of that item, please say aye.

CHAIRMAN KOPEL: Aye.

LEGISLATOR MCKEVITT: Aye.

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LEGISLATOR FERRETTI: Aye.

LEGISLATOR KENNEDY: Aye.

CHAIRMAN KOPEL: Any opposed?

LEGISLATOR DERIGGI-WHITTON: Nay.

LEGISLATOR BYNOE: Nay.

LEGISLATOR DRUCKER: Nay.

CHAIRMAN KOPEL: So that is four to three. That is approved four to three.

E93. Greenberg Traurig, all those in favor of that item, please say aye.

CHAIRMAN KOPEL: Aye.

LEGISLATOR MCKEVITT: Aye.

LEGISLATOR FERRETTI: Aye.

LEGISLATOR KENNEDY: Aye.

CHAIRMAN KOPEL: Any opposed?

LEGISLATOR DERIGGI-WHITTON: Nay.

LEGISLATOR BYNOE: Nay.

LEGISLATOR DRUCKER: Nay.

CHAIRMAN KOPEL: Four to three. Mr. Drucker is very adamantly opposed.

We're going to put the Rules Committee in recess, and we'll reconvene after several other Committees.

Next committee will be Public

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Safety.

(Whereupon, recess, 3:18

p.m.- 4:27 p.m.)

CHAIRMAN KOPEL: Okay, I'm calling the Rules Committee back in session. First we will dispose of the items tht have already gone through other committees and have been agreed by the Majority/Minority that they require no further debate or discussion and are on consent. And those items are numbers.

55, 81, 84, 89, 90, 91, 92, 93. On the Addendum, 94, 97, 98, 99, 100, 101, 102, 103, 104 and 107.

The motion on that is made by Deputy Presiding Officer McKevitt and seconded by Legislator Bynoe.

(Whereupon, off the record discussion.)

CHAIRMAN KOPEL: All those except 107. All those in favor of those except for 107, "Aye".

(Whereupon, all members of the Rules Committee respond in

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favor with, "Aye".)

CHAIRMAN KOPEL: Any opposed?

(Whereupon, no verbal  
response.)

CHAIRMAN KOPEL: Those items are  
unanimous.

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CHAIRMAN KOPEL: Number 83 is a resolution is a resolution to accept the gift offered by the Nassau County Police Department Foundation to the Nassau County Police Department

Motion by Legislator Ferretti, seconded by Ranking Member DeRiggi -- Whitton.

All those in favor of that item, please say, "Aye".

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

CHAIRMAN KOPEL: Any opposed?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: Unanimous.

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CHAIRMAN KOPEL: 85 is another gift offered by the Police Foundation to the Police Department

Motion by Legislator Kennedy, seconded by Legislator Drucker.

All in favor?

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

CHAIRMAN KOPEL: Any opposed?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: Unanimous.

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CHAIRMAN KOPEL: 86, 87 and 88 are all further gifts by the Police Foundation to the Police Department.

Motion by Mr. Ferretti and seconded by Ms. Bynoe.

All those in favor, please say, "Aye".

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

CHAIRMAN KOPEL: Any opposed?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: Those items are unanimous.

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CHAIRMAN KOPEL: Now on the Addendum, 95, is a resolution to accept a gift offered by the Long Island Railroad to the Police Department, and to enter into an agreement in relation to such gift.

Motion by Legislator Kennedy and seconded by Legislator Drucker.

All in favor of that item, please say, "Aye".

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

CHAIRMAN KOPEL: Any opposed?

(Whereupon, no verbal response.)

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CHAIRMAN KOPEL: Number 96 is resolution confirming the County Executive's reappointment of Michael M. DeLuca to the Civil Service Commission.

Motion by Ranking Member DeRiggi -- Whitton and seconded by Legislator Kennedy.

All in favor of that reappointment, say, "Aye".

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

CHAIRMAN KOPEL: Any opposed?

(Whereupon, no verbal response.)

CHAIRMAN KOPEL: That is unanimous.

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CHAIRMAN KOPEL: Number 105 is a resolution requesting the Legislature of the State of New York to enact a law to allow the government to approve and authorize the County of Nassau to alienate and sell parklands to Lakeside Inn.

Motion by Deputy Presiding Officer McKevitt and seconded by Legislator Ferretti.

Any debate or discussion?  
(Whereupon, no verbal response.)

CHAIRMAN KOPEL: All in favor of these items, say, "Aye".

CHAIRMAN KOPEL: Aye.

LEGISLATOR FERRETTI: Aye.

LEGISLATOR MCKEVITT: Aye.

LEGISLATOR KENNEDY: Aye.

CHAIRMAN KOPEL: Any opposed.

LEGISLATOR BYNOE: Nay.

LEGISLATOR DRUCKER: Nay.

LEGISLATOR DERIGGI-WHITTON: Nay.

CHAIRMAN KOPEL: That item passes

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CHAIRMAN KOPEL: Number 106 is a resolution request in the Legislature of the State of New York to approve an Act to amend Chapter 19 of the laws of 2009, amend the Vehicle and Traffic Law and other laws relating to the adjudication and owner liability for violation of traffic control signal indications in relation to extending the provisions of such chapter.

On that there's a motion by Legislator Kennedy and seconded by Legislator Drucker.

There is an Amendment to that motion which adds the Assembly bill to the resolution.

Motion on the amendment is made by Legislator Kennedy and seconded again by Legislator Bynoe.

All in favor of the amendment, please say, "Aye".

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

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CHAIRMAN KOPEL: Any opposed?

(Whereupon, no verbal  
response.)

CHAIRMAN KOPEL: That item is  
unanimous.

On the motion itself, all those in  
favor, please say, "Aye".

CHAIRMAN KOPEL: Aye.

LEGISLATOR FERRETTI: Aye.

LEGISLATOR MCKEVITT: Aye.

LEGISLATOR KENNEDY: Aye.

CHAIRMAN KOPEL: Any opposed?

LEGISLATOR BYNOE: Nay.

LEGISLATOR DRUCKER: Nay.

LEGISLATOR DERIGGI-WHITTON: Nay.

CHAIRMAN KOPEL: That item passes  
four to three.

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2 CHAIRMAN KOPEL: 107, a resolution  
3 requesting the New York State Legislature  
4 to approve an act to amend the Private  
5 Housing Finance Law, to authorize the  
6 granting of an additional real property  
7 tax exemption for certain redevelopment  
8 company projects within the County of  
9 Nassau.

10 Motion made by Deputy Presiding  
11 Officer McKevitt and seconded by  
12 Legislator Drucker.

13 CHAIRMAN KOPEL: Yes. Sure. Why  
14 don't you go ahead?

15 LEGISLATOR DRUCKER: Thank you,  
16 Presiding Officer. Who's here?

17 LEGISLATOR MCKEVITT: Me. This is  
18 mine.

19 LEGISLATOR DRUCKER: Can you explain  
20 why it's yours?

21 LEGISLATOR MCKEVITT: I'll explain  
22 why it's mine. This actually goes back to  
23 my Town of Hempstead work about 30 years  
24 ago. I'm getting older by the moment.  
25 After days like this, I'm gonna have a

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few gray hairs at this point.

So there are a number of projects throughout the county. The ones closest to me are The Meadows and The Knolls in Salisbury. There's a number throughout the county. I think there's at least probably 15 to 20. They were built under a very obscure and poorly drafted provision of the Private Housing Finance Law, Section 125. And what the various towns did back then was, is they allowed these developments to be included with very high density upon the condition they be considered affordable housing.

So, for example, just let me use the Meadows example because it's a block from my house. If it doesn't get passed, I'm never going home again. When that was first built in approximately 1999, it was set at a very, very low standard on how much they can be sold for and their income limitations, which have gone up with the cost of living as well as the sale be cost of living. So, for example,

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2 in the Meadows, you can't have a maximum  
3 income more than \$72,000 a year. And when  
4 the units become sold, you can only sell  
5 it for the cost of living increase. So  
6 it's a way of keeping these units forever  
7 affordable to an extent.

8 Now, the way you make these units  
9 affordable is under the Private Housing  
10 Finance Law, they approved a 25 year tax  
11 exemption and it's an over 90% exemption.  
12 So for example, for the entire Meadows in  
13 East Meadow, the property tax would  
14 ordinarily be 2.2 million. They're  
15 currently paying \$104,000, because again  
16 your income limited, these people cannot  
17 pay high taxes. As well as the fact that  
18 since you're limited to age 62 and over,  
19 theoretically, there are no school age  
20 children in these complexes.

21 The way the law is drafted, you get  
22 the exemption for 25 years and it's  
23 running out. So if Albany does not go and  
24 upend this law for a number of years, the  
25 property taxes for the people's needs

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units will increase by 2,100% in one year.

LEGISLATOR DRUCKER: So aren't we putting the cart before the horse in terms of if Albany doesn't pass it, what do we do?

LEGISLATOR MCKEVITT: Albany can't pass unless we do the Home Rule first. If we don't do the Home Rule, Albany cannot pass it.

LEGISLATOR DRUCKER: Okay. Thank you for that.

I remember a few sessions ago, we did another thing in East Meadows.

LEGISLATOR MCKEVITT: We did them because what it is, we extend for this year, but the exemption will not be the entire 25 years we were able to manipulate it to frontload it for a couple of years. But after a couple of years, the exemption goes away and their property taxes skyrocket all at once.

LEGISLATOR DRUCKER: Understood. Because there's a couple of developments

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in my district where I've heard that outcry from residents. Is it development specific, Tom? In other words, in every development that the residents receive that tax exemption, do we have to have a Home Rule for each and every one of those developments?

LEGISLATOR MCKEVITT: No, it's all all of them in Nassau County. The bill is written for all the Nassau County units.

LEGISLATOR DRUCKER: Why did the other East Meadow come before us.

LEGISLATOR MCKEVITT: No, because we just did for one year. But that runs out like in 1 or 2 years.

LEGISLATOR DRUCKER: The thing that we passed a few weeks ago was --

LEGISLATOR MCKEVITT: We did December for the Meadows and we did the Knolls last month.

LEGISLATOR DRUCKER: But the one last month was for how long?

LEGISLATOR MCKEVITT: I think it's for 1 or 2 years.

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LEGISLATOR DRUCKER: Okay, so why wouldn't we do that for another 25 years?

LEGISLATOR MCKEVITT: Do everyone for 25 years. Let's take all those Nassau County, which includes Woodbury Cove, Woodbury Meadows, Woodbury Gardens. It takes them all and gives them another 25 years in Nassau County. All one bill. Instead of doing unit by unit, let's just do one bill for every unit.

LEGISLATOR DRUCKER: But that's ones that were done in December and last month was not related to this.

LEGISLATOR MCKEVITT: Yes, they are.

LEGISLATOR DRUCKER: So then why wouldn't they be included in what we're trying to do now?

LEGISLATOR MCKEVITT: They are.

LEGISLATOR DRUCKER: So why did we have them carved out in December?

LEGISLATOR MCKEVITT: That was for the County Assessment Department to continue that exemption for another two years. But under the state law, in two

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years it runs out. That's what happens.

LEGISLATOR DRUCKER: All right.

LEGISLATOR MCKEVITT: Twenty five years at that time. And what they're able to do is -- essentially, it allows you 25 years of whole exemption. So what assessment did was they gave them the whole exemption in one year. But once that's used up, then they go full value. If they go full value, they couldn't afford the units. Because you're income limit to be in there.

LEGISLATOR DRUCKER: My eyes glaze over a little bit when it comes to this stuff. Forgive me for asking (laughter).

LEGISLATOR MCKEVITT: I wish they were glazed over. But again, for the people in these units, if these exemptions disappear, essentially they have to abandon these units.

LEGISLATOR DRUCKER: I've heard that outcry from people.

LEGISLATOR MCKEVITT: We're getting dangerously close to the end. That's why.

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Yep. So yeah.

LEGISLATOR DRUCKER: Okay.

LEGISLATOR BYNOE: Typically when you're doing the affordables, they usually go through an IDA or come through this body for a PILOT. So instead, these entities receive this exemption. And how was that exemption originally created. Was that through the state law as well?

LEGISLATOR MCKEVITT: Yes. Private Housing Finance Law 125 enable these things to happen, which is why they're all done at the same time. That's when the law was enacted. And that's why all these units were built approximately from '97 to '06 is when they were all done.

LEGISLATOR BYNOE: What was the reason for them not going through the traditional route, which would have been getting a PILOT from either the Ida or from this Body?

LEGISLATOR MCKEVITT: It was a provision that created state law designed for these projects. And there may have

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2           been for the developers additional  
3           benefits for it. I know that no one does  
4           these anymore because it's not  
5           financially available at that point. It  
6           was done for a fraction of time. So we  
7           understand that no one's doing these  
8           anymore. But this is the keep those which  
9           already was built and existed.

10           LEGISLATOR BYNOE: Where are the  
11           locations for the other properties?

12           LEGISLATOR MCKEVITT: We've got  
13           Central Park Estates, Bethpage; we've got  
14           Sunny Lane in Bethpage; Apollo and  
15           Bethpage; Woodbury Cove; Woodbury  
16           Meadows; Woodbury Gardens, Woodbury;  
17           Cambridge Court in Bethpage; Country Lane  
18           Villas, Massapequa; Oaks, at Broad One  
19           Manor, Massapequa; Oceanside Cove,  
20           Oceanside; Knolls, Westbury; Meadows,  
21           East Meadow; I believe also the Meadows  
22           in Valley Stream. I think it's the former  
23           Wayside Home for Girls.

24           LEGISLATOR BYNOE: I'm hearing from  
25           the peanut gallery over here, we'd like a

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list of those.

LEGISLATOR MCKEVITT: I'll get them for you. I've been in touch with the State the last week trying to get this all done.

LEGISLATOR BYNOE: I really want to probably do some more historical kind of research on this. It sounds reasonable. I've managed housing for seniors. It's either As-of-Right, through New York state law or did you get the PILOT? And if not, then you negotiate the PILOT with the municipality. I've not known this process, and I've been in housing for 25 years. And we have always traditionally either used those other vehicles. I'm just interested to understand how this exemption was carved out for those locations, and only seems like those locations benefited from it. I'm curious, but of course I have an interest to make sure that we maintain affordable housing.

But I do think we wanted some more

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information, and we were thinking to abstain until we get that. But overall, the sentiment is that we want to make sure that we maintain affordability.

LEGISLATOR MCKEVITT: We'll have more information before for Full Legislature.

LEGISLATOR BYNOE: You'll help us gather that.

LEGISLATOR MCKEVITT: Absolutely, absolutely.

LEGISLATOR BYNOE: I appreciate that.

LEGISLATOR DRUCKER: Tom, you just said though that these are not done anymore. Is it because they're just not financially viable for developers, or what would be the reason why you no longer see these type of situations?

LEGISLATOR MCKEVITT: My understanding it was not financially beneficial for developers to do this work this way. I think the last one was done, I think in '06.

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LEGISLATOR DRUCKER: It's not affordable for the developer to do the project with that type of exemption, right?

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LEGISLATOR MCKEVITT: Because remember, they're very severely limited in how much they can sell these units for. There's a very, very low cost. So that's why they had to get such high density to make them available in that instance. So that's where they were.

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LEGISLATOR BYNOE: There's something. I just have to get to it. But I don't know what it is because it just seems odd they would have created this process when one when two others exist existed prior to this program. So I'm just really trying to get to the the crux of it. This exemption would be for all taxes, meaning if they're in villages: Village, town, school and county?

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LEGISLATOR MCKEVITT: The only ones I'm aware of are not unincorporated villages. The only ones I know of are all

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in the Town of Hempstead and the Town of Oyster Bay. But it does apply both to the school tax and the general tax. There are exemptions on both.

LEGISLATOR BYNOE: School and --

LEGISLATOR MCKEVITT: And the general bill. They're on both bills. I'll show you the tax bills. They're very heavy exemptions listed as a redevelopment exemption on them. Again, it's an over 90% exemption on both.

LEGISLATOR BYNOE: How were they evaluated in the initial -- were they evaluated and granted at the town level? What was the process for that?

LEGISLATOR MCKEVITT: They all passed through here.

LEGISLATOR BYNOE: They all came through here individually?

LEGISLATOR MCKEVITT: Yes. Individually, they came through here. Right. And by the way, please take a look at Private Housing Finance Law Section 125. It is one of the most

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convoluted worst written statutes I've seen in my life. Essentially, it's a 25 line run on sentence. To get through it, it's horrendous. But again, you're right. There's a period of time where it was lucrative for developers to do it, and there's a time period it wasn't and then it just stopped. That's what it was. But these ones are just stuck with.

LEGISLATOR BYNOE: One of the like nagging questions for me is why only in the Town of Oyster Bay and and Hempstead? Yeah, but not in the Town of North Hempstead did these exist?

LEGISLATOR MCKEVITT: I couldn't tell you.

LEGISLATOR BYNOE: When th Town of North Hempstead was doing all of that development, that they utilize tax credits, and they utilized all of those other vehicles to provide the affordability, why in these portions of the, of the county did we not use those vehicles that existed, but we created a

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whole new one that now -- and typically the others run 99 years or in perpetuity to the land lease. This is just strange to me.

But again, can you please give us some more information. We're going to abstain today.

(Off the record discussion.)

LEGISLATOR DRUCKER: We would like a full, robust follow up on the information that we're asking. We're going to abstain today, but we are certainly of open mind for Full Legislature when this comes up again.

Tom, to your point, we would like a full, robust vetting of this and the background for each of the town.

LEGISLATOR DERIGGI-WHITTON: Can I just say one thing? We have to be careful of PILOTs. I think this is a great project to support because it's in place. I wish there were more in place. But, Glen Cove, we voted for -- I voted against it -- but there was a PILOT that

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went through with RXR, and this is the first year that there's going to be a huge gap. It's \$1 million for the City, it's gonna be a million and a half for the School, and it's going to be 50,000 for the County because it's a PILOT, you know, and it was a whole big thing. Scott Reckler (phonetic) was down here. Anyway, it really is going to hurt my community tremendously. So although something like this sounds great and I do wish it existed in other areas, we have to be so careful with PILOTS, because I'm seeing it unfold in front of me. I knew it was going to happen. He never finished the project. So what he's paying in a PILOT is not covering the bond, which the City, has to pay. PILOTS can be great, but they can be detrimental. We're giving up the power here to have them come back to us and look at it, which okay, in this situation it seems innocuous, but with PILOTS, again, we just have to be so careful.

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LEGISLATOR MCKEVITT: I agree 100%.  
We certainly do. In these situations,  
these have been there 25 years. Even the  
two ones I'm dealing with, my issue is  
was both in the Knolls as well as the  
Meadows, these aren't even on the tax  
rolls beforehand. One is part of Mitchel  
Field Military. The other was actually I  
think part of the Jail property. So these  
were really never on the tax rolls at the  
beginning. So the money they got from it  
was just gravy in that instance.

Here's what it comes down to, these  
exemptions disappear, their taxes go  
through the roof. My taxes go down  
because I'm subsidizing their tax right  
now. But the point is they have no kids  
in school. That's the purpose behind it.

Why don't we just get to the vote at  
this point. So for all that matter, on  
number 107, all in favor signify by  
saying -- oh, actually this is the Rules.  
I'm sorry. I'm gonna shut up and bring  
back the chairman (laughter).

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CHAIRMAN KOPEL: All those in favor of 107, please say, "Aye."

CHAIRMAN KOPEL: Aye.

LEGISLATOR FERRETTI: Aye.

LEGISLATOR MCKEVITT: Aye.

LEGISLATOR KENNEDY: Aye.

CHAIRMAN KOPEL: Any opposed?

LEGISLATOR DRUCKER: We are abstaining.

CHAIRMAN KOPEL: And those abstaining. So it's 4:0:3.

Motion to adjourn is made enthusiastically by Legislator Ferretti and seconded by Legislator Drucker.

All in favor of adjourning, please say, "Aye".

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

CHAIRMAN KOPEL: Any opposed?

(Whereupon, no verbal response.)

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CHAIRMAN KOPEL: We are adjourned.

(Whereupon, the Rules  
Committee is adjourned, 4:36  
p.m.)

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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 6th day of May, 2024.

Karen Lorenzo

Karen Lorenzo

<b>\$</b>	<b>107</b> [6] - 71:15, 71:22, 71:23, 82:2, 98:22, 99:3	<b>4</b>	<b>90</b> [3] - 64:2, 64:5, 71:13
<b>\$1.19</b> [1] - 67:7	<b>11</b> [1] - 49:13	<b>4.3</b> [1] - 62:11	<b>90%</b> [2] - 84:11, 94:12
<b>\$1.625</b> [1] - 8:22	<b>12</b> [1] - 28:13	<b>4:0:3</b> [1] - 99:12	<b>91</b> [2] - 64:5, 71:13
<b>\$10</b> [7] - 49:5, 52:16, 54:2, 54:18, 55:14, 55:16, 62:23	<b>12.4%</b> [1] - 58:23	<b>4:27</b> [1] - 71:4	<b>92</b> [1] - 71:13
<b>\$104,000</b> [1] - 84:15	<b>125</b> [3] - 83:11, 89:12, 94:25	<b>4:36</b> [1] - 100:5	<b>93</b> [1] - 71:13
<b>\$14,400</b> [1] - 19:3	<b>14.2</b> [1] - 58:22	<b>5</b>	<b>93%</b> [1] - 61:13
<b>\$16,800</b> [1] - 19:4	<b>15</b> [1] - 83:8	<b>5</b> [1] - 60:24	<b>94</b> [3] - 45:25, 46:2, 71:14
<b>\$175,000</b> [1] - 9:10	<b>15.4%</b> [1] - 63:10	<b>5%</b> [1] - 62:12	<b>95</b> [1] - 76:3
<b>\$20</b> [1] - 67:9	<b>150%</b> [1] - 33:13	<b>50,000</b> [1] - 97:6	<b>96</b> [1] - 77:2
<b>\$229,000</b> [1] - 60:15	<b>1550</b> [1] - 1:16	<b>55</b> [1] - 71:13	<b>97</b> [1] - 71:14
<b>\$30,000</b> [1] - 64:12	<b>19</b> [1] - 80:5	<b>6</b>	<b>98</b> [1] - 71:14
<b>\$364,500</b> [1] - 14:13	<b>1983</b> [2] - 46:7, 55:24	<b>6</b> [1] - 1:21	<b>99</b> [4] - 61:16, 61:23, 71:14, 96:3
<b>\$5,000</b> [10] - 48:23, 49:4, 49:6, 51:7, 52:9, 52:17, 53:24, 54:20, 54:25, 55:15	<b>1999</b> [1] - 83:20	<b>62</b> [1] - 84:18	<b>A</b>
<b>\$50,000</b> [1] - 17:7	<b>1:30</b> [1] - 1:22	<b>6th</b> [1] - 101:14	<b>A14</b> [4] - 57:5, 57:7, 57:10, 69:11
<b>\$515,000</b> [1] - 61:12	<b>2</b>	<b>7</b>	<b>A16</b> [3] - 5:15, 8:16, 69:11
<b>\$64,000</b> [1] - 59:5	<b>2</b> [2] - 86:16, 86:25	<b>70</b> [2] - 66:14, 69:13	<b>A17</b> [2] - 69:11
<b>\$72,000</b> [1] - 84:3	<b>2,100%</b> [1] - 85:2	<b>70-24</b> [1] - 65:23	<b>A2</b> [3] - 5:15, 7:10, 69:11
<b>\$772,000</b> [1] - 63:10	<b>2.2</b> [1] - 84:14	<b>75</b> [1] - 65:9	<b>A25</b> [2] - 5:15, 69:9
<b>,</b>	<b>2.5</b> [1] - 57:17	<b>77</b> [1] - 58:24	<b>A8</b> [3] - 5:15, 7:25, 69:11
<b>'06</b> [2] - 89:17, 92:25	<b>20</b> [1] - 83:8	<b>78</b> [2] - 61:2, 61:3	<b>abandon</b> [1] - 88:21
<b>'97</b> [1] - 89:17	<b>20%</b> [1] - 65:15	<b>79</b> [2] - 61:16, 61:18	<b>abide</b> [3] - 23:9, 24:18, 24:19
<b>1</b>	<b>2009</b> [1] - 80:5	<b>8</b>	<b>able</b> [11] - 12:25, 13:3, 15:8, 31:7, 32:5, 36:25, 41:20, 44:2, 54:20, 85:19, 88:5
<b>1</b> [3] - 86:16, 86:25, 97:4	<b>2014</b> [1] - 18:14	<b>80</b> [2] - 62:13, 62:14	<b>absolutely</b> [2] - 92:11, 92:12
<b>1.2</b> [1] - 65:12	<b>2024</b> [2] - 1:21, 101:14	<b>81</b> [1] - 71:13	<b>abstain</b> [3] - 92:3, 96:8, 96:12
<b>1.5</b> [1] - 8:4	<b>2029</b> [1] - 18:18	<b>82</b> [1] - 14:3	<b>abstaining</b> [2] - 99:10, 99:12
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