

**PUBLIC SAFETY COMMITTEE**  
**OF THE**  
**SUFFOLK COUNTY LEGISLATURE**

A regular meeting of the Public Safety Committee of the Suffolk County Legislature was held in the Rose Y. Caracappa Legislative Auditorium of the William H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York, on Thursday, December 1, 2011 at 9:30 a.m.

**MEMBERS PRESENT:**

Legislator Jack Eddington, Chairman  
Legislator DuWayne Gregory, Vice-Chair  
Legislator Kate Browning  
Legislator Tom Cilmi  
Legislator John Kennedy

**ALSO IN ATTENDANCE:**

George Nolan, Counsel to the Legislature  
John Ortiz, Budget Review Office  
Barbara LoMoriello, Deputy Clerk of the Legislature  
Kara Hahn, Communications Director  
Rob Calarco, Aide to Legislator Eddington  
Michael Pitcher, Aide to Presiding Officer Lindsay  
Marge Acevedo, Aide to Presiding Officer Lindsay  
Nancy Jacobsen, Aide to Legislator Gregory  
Chris DeLuca, Aide to Legislator Cilmi  
Eric Kopp, County Executive's Office  
Ed Hennessey, County Executive's Office  
Robert Anthony Moore, Chief of Department, SCPD  
Ted Nieves, Suffolk County Police Department  
Michael Sharkey, Chief of Staff, Suffolk County Sheriff's Department  
Noel Digerolamo, Suffolk County PBA  
Gail D'Ambrosio, Probation Officers Association  
John Searing, Deputy Commissioner, FRES  
Anthony LaFerrera, Chairman, FRES Commission  
Bobby Knight, Aide to Presiding Officer Lindsay  
Richard Meyer, AME  
Alan Otto  
Marlene Patrella  
Don Hausz  
Gina D'Andrea Weatherup, Planned Parenthood Hudson Peconic

**VERBATIM TRANSCRIPT TAKEN BY:**

Lucia Braaten, Court Reporter

**(\*THE MEETING WAS CALLED TO ORDER AT 10:00 A.M. \*)**

**CHAIRMAN EDDINGTON:**

If I could get everybody to rise, we're going to start the Public Safety Committee meeting, and Legislator Gregory will lead us in the Pledge.

**(\*Salutation\*)**

Please remain standing for a moment of silence for all those that ensure our public safety, both at home and abroad.

**(\*Moment of Silence\*)**

Thank you. Okay. We'll start with the public portion, and we have a number of speakers. Marlene Patrella is our first speaker, has three minutes.

**MS. PATRELLA:**

Good morning. I would like to ask, because I have a reading disability due to a lot of chemotherapy, if I can have like another minute to read my --

**CHAIRMAN EDDINGTON:**

Sure, Marlene, go right ahead.

**MS. PATRELLA:**

Thank you. Good morning. My name is Marlene Patrella. I am addressing the Suffolk County Legislature concerning the inconsistencies in the Police and the language of the Suffolk County Police Department and the Suffolk County D.A.'s Office. I am hoping that a resolution will be adopted that will force a common language and policy for these Suffolk County departments.

The last time I appeared before the Legislature it was due to the inconsistencies in the County's policy regarding runaway children. As a result of my activism, 372 parents came forward to support my evidence of County inconsistencies. The end result was the adoption of the County resolution for a welfare reform policy, passed and signed by County Executive Robert Gaffney 12/20/94.

I am here today because I was advised by the District Attorney's Office to file a complaint against medical professionals forging court documents. The District Attorney's Office advised me to call the Police Department to file a complaint. At that time, the Police Officer, Charles K. Roe, of the Fifth Precinct came to my house and made a report. I asked for a copy of that report and was denied. I was never informed how to get a copy of the report either. I did consistently try to procure a copy of the report to no avail. I was told conflicting stories on how to get it and always hit a brick wall.

The officer stated he would send a report to the District Attorney's Office. He never did. And on further inquiry, the District Attorney's Office never received a copy of the complaint that was 3/20/06. I assumed that my due process was in action, it was not. After calling the District Attorney's Office and being told to go to the police station on several occasions back and forth, the report was finally sent over on March 23rd, 2011. The statute of limitations had expired and I was unable to pursue this complaint.

The Police Department, where I filed the medical -- the complaint against the medical professionals, is located behind the medical office building. I have no knowledge of this, but I would be interested

to know if there is a relationship between the chiropractic office and the Police Department. I have complete documentation and tapes of all correspondence prior to March 23rd, 2011.

I want you to know that I am very tenacious, but I'm also a cancer survivor who has to undergo an operation every six months to keep me alive. I just had my 23rd operation this past October. I was lulled into a false sense of security and relaxed in my own vigilance and forewent other viable areas of protection and placed myself in a worse situation as if I never made the complaint. Both departments had dropped the ball while I was recovering from my operations.

On August 29th, 2011, I went to the police station. I was finally able to procure my Central Complaint report from the Fifth Precinct. This is five years later. I was shocked. This is what was reported. Forgery as a civil dispute, and I was advised to go to a lawyer. This was a clear case of forgery, not a civil dispute. I called six Precincts and taped them all and asked the question, "Is forgery a criminal charge?" I got inconsistent answers from, quote, "civil" to "felony" to "I don't know". There needs to be a consistency in Suffolk County where citizens can receive the same answer, and, might I add, be respected when speaking with the law officers of our county.

On further scrutiny of the CC report written by Charles K. Roe, where he stated this was a civil dispute. Forgery is a felony, not a civil dispute. I recall dealing with Officer Roe when I reported a church scam and his report stated it was a disturbance. Both of these reports should have been referred to the District Attorney's Office immediately and weren't. This is gross negligence, and the Attorney General is blaming the Suffolk County Police Department and the District Attorney's Office for not investigating. Both of these complaints are currently filed as meritorious lawsuits.

I have these letters if you need to review them later. I did go make a complaint regarding Officer Charles K. Roe on November 13th, 2011 in the Fifth Precinct, following complaint procedures, that you all have, as stated in the Suffolk County Police Department brochure on how to make a complaint, which states that all complaints will be investigated. I was told by Lieutenant O'Brien of the Fifth Precinct, after two hours of being questioned by him, that I was unable to make --

**CHAIRMAN EDDINGTON:**

Marlene, you've got to press the button. And could you kind of wrap up?

**MS. PATRELLA:**

Yes. I was told by Lieutenant O'Brien of the Fifth Precinct that I was not able to make a complaint without a lawyer. This is against my civil rights. The report finally got to the D.A.'s Office on March 23rd of '11. I'll just end it because I have too many things against everybody.

**CHAIRMAN EDDINGTON:**

Marlene, I just wanted to let you know that I did speak to the Chief of the Police Department and he said that after this meeting, he would be more than willing to sit with you and go over this, and his other -- his representatives will be with you. So they will sit and listen to everything that you have to say and all your documentation.

**MS. PATRELLA:**

Okay. I just have to make one thing clear.

**CHAIRMAN EDDINGTON:**

Go right ahead.

**MS. PATRELLA:**

My lawyer advised me all of this is in my opinion. And I just wanted to let you know that I cannot

comprehend how public servants from Police to the DA's Office in such high ranking areas can disseminate such false information to the public who rely and depend on their knowledge in these areas. Thank you.

**CHAIRMAN EDDINGTON:**

Thank you very much for that information. Next speaker is Alan Otto.

**MR. OTTO:**

Mr. Chairman, Members of Public Safety, for those of you who don't know me, my name is Al Otto, and I retired at the Sheriff's Office, Chief of Staff, in 2008. Wow. Did I pick the right to time to retire or what? The problems all of you are facing today, and unfortunately, will be facing tomorrow, cannot compare to what we have faced together during my 32 years with the Sheriff's Office. Yours are far worse. It takes real courage and determination to try to keep everything together, to try to do the right thing and to try to put politics aside. I applaud each and every one of you today.

I would like to give special recognition to your Presiding Officer, who, I must admit, has a few more white hairs on his head than when the last time I met him. When I retired I swore that I would not look back at the Sheriff's Office, that I would not annoy my County Legislator, and most certainly not make anymore public speeches. But something has changed all of that. Today departments are at odds with each other, tensions could not be higher, tempers are rising and good friends are now enemies. On top of all of this, there's 88 positions in the County's budget which are filled and are to be abolished. This is very sad. These are not good signs. In fact, they are burning embers that will flare up when you least expect it, and then when they do, I promise you would adversely impact public safety. I came here today to put a face on just one of these positions, because, well, I have to do this. And after I finish speaking, I am certain that you will understand.

During the budget process, the Sheriff's Office submitted the position of Assistant Head Cook to be one of those positions to be abolished. Since I have considerable experience in the Sheriff's Office, I know the reason why this was done, and it wrecks of politics. Shame on the Sheriff's Office. The Assistant Head position -- the Assistant Head Cook's position is currently occupied by a Mr. John Van White. He has worked for the Sheriff's Office for 11 years and he's a disabled Vietnam Vet with an 80% disability. He works extremely hard. I never have seem him ever give up.

Isn't it strange how fate plays with us throughout our lives? John was 11-Bravo and was assigned to 196th Infantry Brigade in Vietnam when a booby trap exploded and killed his best friend and injured him. John's friend died in his lap that day, and John still wears his friend's ring to honor him. You just cannot make these things up. John stayed in the country to get well and he wanted to continue to fight. After John recovered, he was assigned to my unit. You see, I was a helicopter pilot and John became my door gun. To say we are close is an understatement. Some of you may understand.

This last Veterans Day I was visiting the Vietnam Memorial in Washington D.C. to honor some of my friends when my wife called me with some terrible news. John, your Assistant Head Cook, my friend, had had a stroke, and of all days, Veterans Day.

This County is filled with waste. It gets me sick. Overtime abuse, sick time abuse, fake workmans compensation claims, as well as out-and-out fraud. Maybe, just maybe, we should find the courage to stop these things from occurring, save the taxpayers money, and prosecute those who continue to laugh behind everyone's back. We all know who they are. All the department heads know who they are. Do all of this before we hurt those who really want to work.

Today John is slowly recovering and is more than determined as ever to get back to work. He is a

fighter. Put a face on each and every one of these positions. Realize what the impact you will have on their lives. As for John, I can tell you, I'm his only family in this state, and that the Sheriff's Office was and is his life. I'm hoping that some of you may have the courage to stand up alongside of him as he fights this next battle. Thank you.

**CHAIRMAN EDDINGTON:**

Thank you very much, Alan. Next speaker is Don Hausz, or {Houz}. Maybe it's {Houz}. I'm sorry.

**MR. HAUSZ:**

Hausz. Good morning. My name is Don Hausz. I'm the President/Owner of All-Out Fire Equipment, and I'm here before you this morning, representing the -- representing the New York Association of Fire Equipment Distributors.

I stood at this -- well, let me begin at the beginning. I was involved in the Year 2000 with the Suffolk County Fire Marshal's Office in Yaphank, Fire Marshal Pete Digilio in the initial presentation of legislation to license companies that service portable fire extinguishers, as well as fire suppression systems. It's a very important service that we provide to the community. All businesses are required to utilize these services for public safety of -- in this incipient fire protection with the use of portable extinguishers.

I also stood at this podium in 2009 when the legislation had evolved several times to what it currently is today. The proposal in 2010 was accepted by the industry. We were looking forward to getting legislation and licensing in place. Okay? A little side note on that. It did present a bit of a burden to the industry when initially the licenses cost my company about \$400 for a two-year period. The renewal in 2010 wound up costing my company \$4,000. Okay? Again, it's a financial burden. It takes a lot of business to create \$4,000 to hand over for licensing. There are some issues with the current licensing that we've brought to the licensing board over, you know, numerous months of attending the meetings with them. And I must say, they've been very gracious in listening to us. But we -- I digress.

We're here in reference to a proposed legislation change to change the method at which the industry representation is selected to sit on the licensing board. And again, I stood at this podium in 2009 and we disagreed with some of the issues. We made presentations on what we thought would be best. Unfortunately it didn't go that way.

Currently, the law reads that Commissioner basically shall select industry representatives to sit on the board. The proposed change is to have the Commissioner select from resumes submitted. This doesn't necessarily mean that the representatives will be selected appropriately. And when I say that, is the New York Association offered in 2009 to present candidates to represent the industry. I was told at that time by the attorney representing the licensing board that they must use the National Association of Fire Equipment Distributors. National Association agreed. They submitted three names, two names and an alternate, to sit on the board. The Commissioner chose not to accept any of them for various reasons. There is no criteria that the Commissioner has to use to select these individuals.

So, once again, we're standing in front of you asking that the industry be allowed the opportunity to present the candidates that we would like to see representing the industry. Again, I go backwards slightly. The individuals that are currently representing the industry, all I could say is they don't, because if we call and ask a question of these individuals, numerous people that have done so were greeted with the answer, "We can't discuss that due to conflict of interest." So, therefore, I only say that these gentlemen don't represent the industry, maybe they represent themselves. But we're looking for an alternate means of getting industry representatives that are selected -- excuse me, selected by the industry, either by vote --

**CHAIRMAN EDDINGTON:**

If you could wrap up, sir, please?

**MR. HAUSZ:**

Sure. Either by vote or other means. But we are willing to present candidates that we believe will better represent the industry. Okay? Thank you very much.

**CHAIRMAN EDDINGTON:**

Thank you. Next speaker is Gina D'Andrea Weatherup.

**MS. WEATHERUP:**

Hi. Can I withdraw my name? Can I withdraw my name?

**MS. LOMORIELLO:**

You don't want to speak?

**MS. WEATHERUP:**

I don't want to speak at this time.

**MS. LOMORIELLO:**

Yeah, that's fine. She doesn't want to speak.

**MS. WEATHERUP:**

I'm sorry. I just wanted to withdraw my name. I'm not going to speak at this time. Thank you.

**CHAIRMAN EDDINGTON:**

Well, it's been nice seeing you. Is there anybody else that would like to address the committee? Okay. Seeing none, we'll go to the agenda.

**TABLED RESOLUTIONS**

Tabled resolutions: ***I.R. 1839 - A Charter Law to provide for fair and equitable distribution of public safety sales and compensation use tax revenues (Schneiderman).*** I'll make a motion to table.

**LEG. KENNEDY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Kennedy. All those in favor? Opposed? Abstentions? **(Vote: Tabled 5-0-0-0)**

***I.R. 1843 - A Local Law to increase the time animal abuse offenders must remain on the County's Animal Abuse Registry -- Offenders Registry (Cooper).*** I'll make a motion to approve.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? Abstentions? **(Vote: Approved 5-0-0-0)**

***I.R. 1910 - Directing the Department of Fire, Rescue and Emergency Services to maintain a list of sites that are contaminated or store potentially dangerous materials in Suffolk County (Romaine).*** I'll make a motion to table.

**LEG. GREGORY:**  
Second.

**CHAIRMAN EDDINGTON:**  
Second by Legislator Gregory. All those in favor? Opposed? Abstentions? ***(Vote: Approved 5-0-0-0)***.

### **INTRODUCTORY RESOLUTIONS**

Introductory Resolution ***1924 - A Local Law to broaden enforcement of the County's outdoor wood-burning furnace laws (Eddington).*** I'll make a motion to table for Public Hearing.

**LEG. GREGORY:**  
Second.

**CHAIRMAN EDDINGTON:**  
Second by Legislator Gregory. All those in favor? Opposed? Abstentions? ***(Vote: Approved 5-0-0-0)***

***I.R. 1940 - Accepting and appropriating a grant in the amount of \$68,500 from the New York State Division of Criminal Justice Services to provide enhanced defense representation for cases referred to the Legal Aid Society of Suffolk County by the Sex Offender Court with 100% reimbursement (Co. Exec.).*** I'll make a motion to approve and put on the Consent Calendar.

**LEG. BROWNING:**  
What is this? What is this?

**CHAIRMAN EDDINGTON:**  
Sure, let's ask. John, do you have anything on that?

**MR. ORTIZ:**  
The only information I have is that this is to enhance defense representation for cases referred to Legal Aid for Sex Offender Court, and it's \$68,500. It's 100% Federally funded.

**CHAIRMAN EDDINGTON:**  
All righty. So I made a motion to approve and put on the Consent Calendar.

**LEG. BROWNING:**  
I'm opposed.

**MS. LOMORIELLO:**  
Do we have a second?

**CHAIRMAN EDDINGTON:**  
Well, I don't have a second yet.

**LEG. GREGORY:**

Second.

**LEG. EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? One.

**MR. NOLAN:**

It shouldn't go on the Consent Calendar if she's opposed to it.

**CHAIRMAN EDDINGTON:**

Okay. Then you know what, let me amend my -- I won't put it on the Consent Calendar because someone's opposed it. So I'll just make a motion to approve, second by Legislator Gregory. All those in favor? Opposed? Legislator Browning. Okay. **(Vote: Approved 4-1-0-0 Opposed: Leg. Browning)**

**CHAIRMAN EDDINGTON:**

***I.R. 1945 - Accepting and appropriating a grant in the amount of \$21,500 from the New York State Department -- State of New York Governor's Traffic Safety Committee, for the Suffolk County Police Department to fund a Motorcycle Safety Enforcement and Education Program with 81.53% support (County Executive).*** I'll make a motion to approve.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second. And on the motion. I wanted to compliment the Police Department. They have increased the amount of education that that money is going to, and I know the motorcycle community very much appreciates it. So we got a motion and a second. All those in favor? Opposed? Abstentions? **(Vote: Approved 5-0-0-0)**

***I.R. 1946 - Accepting and appropriating Federal funding in the amount of \$17,202 from the United States Department of Justice, Drug Enforcement Administration, for the Suffolk County Police Department's participation in the Tactical Diversion Task Force for the Year 2010 with 81.53% support (County Executive).*** I'll make a motion to approve.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? Abstentions? **(Vote: Approved 5-0-0-0)**

***I.R. 1947 - Accepting and appropriating Federal funding in the amount of \$17,202 from the United States Department of Justice Federal Bureau of Investigation for the Suffolk County Police Department's participation in the Long Island Cyber Crime Task Force with 81.53% support (Co. Exec.).*** I'll make a motion to approve.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? Abstentions? **(Vote: Approved 5-0-0-0)**

***I.R. 1948 - Accepting and appropriating Federal funding in the amount of \$86,011 from the United States Department of Justice, Drug Enforcement Administration, for the Suffolk County Police Department's participation in the DEA Long Island Task Force with 81.53% support.*** I'll make a motion to approve.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? Abstentions? **(Vote: Approved 5-0-0-0)**

***I.R. 1949 - Accepting and appropriating a grant in the amount of \$196,747 from the United States Department of Homeland Security, Federal Emergency Management Agency, for a Port Security Program with 100% support (County Executive).*** I'll make a motion to approve and put on the Consent Calendar. All those in favor?

**MR. NOLAN:**

You need a second.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Oh, yeah.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second. Sorry. Second by Legislator Gregory. All those in favor? Opposed? Abstentions?

**(Vote: Approved 5-0-0-0)**

I.R. 1951, Accepting and appropriating federal --

**MR. NOLAN:**

1950.

**CHAIRMAN EDDINGTON:**

excuse me?

**MR. NOLAN:**

1950.

**CHAIRMAN EDDINGTON:**

Oh, I'm sorry, I'm skipping. ***1950 - Accepting and appropriating Federal funding in the amount of \$80,000 from the United States Department of Treasury, Internal Revenue Service, for the Suffolk County Police Department's participation in the IRS STEPP (Suffolk-Treasury Enhanced Prosecution Program) program with 83.46% support (County Executive).*** I'll make a motion to approve.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Seconded by Legislator Gregory. All those in favor? Opposed? Abstentions? *(Vote: Approved 5-0-0-0)*

*I.R. 1951 - Accepting and appropriating Federal pass-through grant funds from the New York State Office of Homeland Security (NYS OHS) in the amount of \$103,905 for "Operation Shield" under State Homeland Security Program (SHSP) to be administered by the Suffolk County Sheriff's Office in partnership with the East End Marine Task Force, Suffolk County Police Department and various other federal, state and local agencies (and) to execute grant related agreements with 100% support (County Executive). I'll make a motion to approve and put on the Consent Calendar.*

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? Abstentions? *(Vote: Approved 5-0-0-0)*

*I.R. 1955 - Accepting and appropriating a grant in the amount of \$4,000 from the New York State Governor's Traffic Safety Committee Grant (GTSC FFY2012) Highway Safety Program with 100% support for the Sheriff's Traffic Safety Initiative (County Executive). I'll make a motion to approve and put on the Consent Calendar.*

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? Abstentions? *(Vote: Approved 5-0-0-0)*

*I.R. 1968 - A Local Law to protect public safety at reproductive health care facilities (Viloria-Fisher). I'll make a motion to table for public hearing.*

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? Abstentions? *(Vote: Tabled for Public Hearing 5-0-0-0)*

*(1969) A Local Law to amend the selection process for certain members of the Portable Fire Extinguishing and Automatic Fire Extinguishing Systems Licensing Board (Co. Exec.). I'll make a motion to table for public hearing.*

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? Abstentions? *(Vote: Tabled for Public Hearing 5-0-0-0)*

***I.R. 1984 - Approving an increase in the fleet for the Suffolk County Sheriff's Office, at no cost to the County, pursuant to DWI seizures (Co. Exec.).*** I'll make a motion to table.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? Abstentions?

**LEG. KENNEDY:**

Mr. Chair, can we go back to that for just a second, please?

**CHAIRMAN EDDINGTON:**

Sure.

**LEG. KENNEDY:**

I'm sorry. We're tabling on 1984?

**CHAIRMAN EDDINGTON:**

That's correct.

**LEG. KENNEDY:**

I ask what the basis of the tabling is?

**CHAIRMAN EDDINGTON:**

What I thought we were trying to do is to not increase any -- this is an increase in the fleet, not a replacement. So we're trying not to do anything until the next administration comes in and then can deal with it appropriately.

**LEG. KENNEDY:**

I had an opportunity to speak with the Sheriff yesterday, Mr. Chair, and while I agree with the general concept, that we can't increase anything at this point, quite frankly, we can't keep up what we have now. The Sheriff did indicate that two of the vehicles that are in the fleet right now have in excess of 180,000 miles on the vehicles and that they're in imminent state of becoming not operational. So based on that -- ordinarily, I would say that I would be in concert with this notion to not expand, but I am concerned when it comes to the ability to go ahead and have any law enforcement agency conduct particularly covert or undercover drug-based operations. So I'll oppose on the tabling.

**CHAIRMAN EDDINGTON:**

Sure.

**LEG. CILMI:**

That was my question. Have they taken the vote yet?

**MS. LOMORIELLO:**

Yes.

**CHAIRMAN EDDINGTON:**

Yes, we did.

**LEG. CILMI:**

All right. If I'm counted on the prevailing side, I assume Legislator Kennedy as well, I would ask

for, or make a motion, rather, to reconsider.

**CHAIRMAN EDDINGTON:**

Okay. We got a motion and I assume a second to reconsider?

**LEG. KENNEDY:**

Yes, please.

**CHAIRMAN EDDINGTON:**

All those in favor? Opposed? I'm opposed. (Opposed: Legislators Eddington, Gregory and Browning). Three opposed. So it does not carry.

***J.R. 1990 - Accepting and appropriating 100% State grant funds awarded through the New York State Division of Criminal Justice Services funding to the Suffolk County Department of Probation (County Executive).*** I'll make a motion to approve and put on the Consent Calendar. Legislator Gregory, second that?

**LEG. GREGORY:**

Yes.

**CHAIRMAN EDDINGTON:**

All those in favor? Opposed? Abstentions? ***(Vote: Approved 5-0-0-0)***

***J.R. 2024 - Approving the reappointment of Rabbi Steven A. Moss as chair of the Suffolk County Human Rights Commission (County Executive).***

I'm going to make a motion to table.

**LEG. CILMI:**

Motion to approve.

**CHAIRMAN EDDINGTON:**

We have a motion to table and a motion to approve. Is there a second for either?

**LEG. KENNEDY:**

I'll second on the motion to approve.

**CHAIRMAN EDDINGTON:**

Okay.

**LEG. GREGORY:**

Second on the tabling.

**CHAIRMAN EDDINGTON:**

Okay. Second on the tabling. Tabling goes first. But I'd like to just explain my motion. If nothing, in the last six years I've tried to be consistent and work with the group. When I have the Presiding Officer say things like we don't -- "I don't think we should approve anybody else until the County" -- "the new County Executive comes in," I think that means everybody, not just when it's convenient. When I hear that we shouldn't add any people or any equipment or anything until the new Executive comes in, I think that means everybody and everything. I know it's hard, but I just think everybody has a reason why, "Well, my view should be the one and the exception." And I guess I have the ability at this point, with 30 days left, to be true to what I said regardless of what pressure I get.

There is nobody better for this job than Rabbi Moss, nobody, but it is a job for a year and the County Executive would have to go along with it. And my understanding is that the new County Executive just has asked, "Just wait and then we'll deal with all of them." So that's why I put tabling, not because I don't think this gentleman would be great, I think he's fantastic, he's done a great job. I want him praying for me, so -- but that's why I put tabling down.

So we got a motion to table and a motion to approve. The motion of tabling goes first. All those in favor? All those opposed?

**LEG. KENNEDY:**

Opposed.

**LEG. CILMI:**

Opposed.

**CHAIRMAN EDDINGTON:**

I only heard opposed. Did you guys say anything?

**LEG. GREGORY:**

No.

**CHAIRMAN EDDINGTON:**

Abstention?

**MR. NOLAN:**

That's -- they voted to approve.

**CHAIRMAN EDDINGTON:**

Oh, okay. All right. So it's approved, then.

**MR. NOLAN:**

Tabled.

**CHAIRMAN EDDINGTON:**

Tabled. *(Vote: Tabled 3-2-0-0 Opposed: Legs. Cilmi and Kennedy)*

Okay. ***1.R. 2025 - Accepting and appropriating Federal funding in the amount of \$28,900 from the United States Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives, for the Suffolk County Police Department's participation in the ATF Task Force with 81.53% approval (support) (County Executive).*** I make a motion to approve.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory.

**LEG. CILMI:**

On the motion.

**CHAIRMAN EDDINGTON:**

On the motion.

**LEG. CILMI:**

This is not reflective of this particular resolution, but, rather, all of these grant resolutions that we've approved today and that we talk about and deal with month after month, not only in Public Safety, but throughout the departments in the County. My question really is to either Counsel or to Budget Review.

I'd like somebody to present us with a report on all of these grants that we accept in terms of, you know, what they're for, whether or not we'd be doing these activities absent the grant, and how much money in total, and maybe we can separate it by department, how much money in total the County is committing as a result of the grants that we're accepting.

**CHAIRMAN EDDINGTON:**

Good point.

**LEG. CILMI:**

Okay. I don't know. Is that more appropriate for Budget Review or is it more -- and I'm sorry to bring this up now, but it's just -- after all of these grants, it's fresh on my mind. So whether it's Budget Review or whether it may be the Comptroller's Office, one or the other, I'd like to see something like that in the next month or so.

**MR. ORTIZ:**

Our office can certainly come up with the amount of grant funding by department. I think each department would have to be addressed of whether they're -- they were going to do those services or not, if they were grant-funded or not. My belief is that most of it is additional money for overtime, personal salaries, travel, training. And the County match -- you know, when it says 81.53%, the County -- the difference is usually fringe benefits, which cannot be reimbursed, because every municipality has different fringe benefit costs, so we put up the fringe benefits. But, generally, this is additional funding that the departments use to perform services. You'll have to talk to the department heads to get a determination whether we would do this or not.

**LEG. CILMI:**

Okay. So is that something that Budget Review can kind of spearhead and -- I'd just like a comprehensive -- and you don't have to rush it, you know, just a comprehensive analysis of it would be good.

**MR. ORTIZ:**

Certainly.

**LEG. CILMI:**

Thanks, John.

**CHAIRMAN EDDINGTON:**

Before I get the Chief to come up, Legislator Browning wanted to add something.

**LEG. BROWNING:**

No. Actually, I think Chief Moore can probably do it better, but I know that all law enforcement departments participate in all of these functions. And if you want to go ahead and say what you need to say, but I believe that with or without the funding, you would still be doing something. You would still be involved in these activities, right?

**CHIEF MOORE:**

That would be unlikely. For the most part, these grants are to provide financial support to the County for federal law enforcement issues. As you can see, it's FBI, ATF. These are Federal agencies, and in order for them to do their job, they need strong support from local law enforcement. And as a result, local -- you'll find local law enforcement, many of the agencies within Suffolk County in our jurisdiction, who are a part of these task forces. These are Federal task forces. Their function is to enforce violations of federal law, and we provide the much needed staffing support in order for them to complete their missions.

I will say, too, that I'm afraid you'll be disappointed because the activities are largely covert, and other than a very generic description of the activities, they just won't be at liberty to discuss the activities of those task force operations.

**LEG. CILMI:**

Yeah. With respect to -- with respect to the Police Department and public safety activities, as I've said over and over again, I think public safety is our chief priority in Suffolk County. So, in all likelihood, I would be in favor of those activities. I am, however, really concerned that other level levels of government continue to depend on our county to help them accomplish goals that are their responsibility to accomplish --

**CHIEF MOORE:**

Yes.

**LEG. CILMI:**

-- whether it be the Federal Government or, even more so, the State. So that's why I'd like to see the analysis and then we can sort of digest it and remark accordingly.

**CHIEF MOORE:**

I appreciate that, Mr. Cilmi. Just as a point of information, in the public sector, and I know we're not talking specifically about this public safety, the benefit to the people of Suffolk is that Federal statutes are far more stringent than state or local statutes. And we've said on the record before that there are instances where if an individual was placed under arrest under state or local statutes, he or she may face a term of, say, five years in prison. Routinely, if Federal statutes are involved, that person may face 25 years or more in incarceration. So there's clearly a benefit to the people of Suffolk County in seeing the law enforcement community within Suffolk County cooperating with the Feds to enforce Federal regulations.

**LEG. CILMI:**

I don't disagree.

**CHAIRMAN EDDINGTON:**

Legislator Browning.

**LEG. BROWNING:**

I mean, I can give an example. There was an incident occurred in my district and it was a report from local residents about a problem home and possible drug activity and guns, and it wound up the DEA got involved and there was a raid. So it clearly -- you know, we just passed one here for Homeland Security for the Sheriff's Department, Suffolk County Police Department, the East End Marine Task Force, and I think -- you know, I could be wrong, but I've seen myself where many times reports will even come to my office or the police will get a report on an issue and it winds up bringing in, you know, Federal or State people. So I think it's important to take this money so that we can continue to do what we need to do for public safety.

**LEG. CILMI:**

Again, I don't disagree and that's why I've voted to approve every single one of these and I'll be voting to approve this one. I just think that information is our friend, and the more information we have about of this, you know, all of these things that we accept and appropriated, the more information we have, the better it is for us in making decisions going forward.

**CHAIRMAN EDDINGTON:**

Okay. Thank you. I have a motion and a second. All those in favor? Opposed? Abstentions?  
**(Vote: Approved 5-0-0-0)**

***I.R. 2027 - Appropriating funds in connection with the purchase of Marine Bureau Diesel Engines (CP3198) (Co. Exec).*** I make a motion to approve.

**LEG. KENNEDY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Kennedy. All those in favor? Opposed? Abstentions? **(Vote: Approved 5-0-0-0).**

***I.R. 2028 - Amending the 2011 Capital Budget and Program and appropriating funds in connection with the repair of Yaphank Tower (CP 3239) (Co. Exec.).*** I make a motion to approve.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? Abstentions? **(Vote: Approved 5-0-0-0).**

***I.R. 2035 - A a Local Law to increase certain administrative fees for the Probation Department (Presiding Officer).*** I'll make a motion to table for Public Hearing.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. All those in favor? Opposed? Abstentions? **(Vote: Tabled for Public Hearing 5-0-0-0).**

Okay. If there's no other business before us, I will make a motion to adjourn.

**LEG. GREGORY:**

Second.

**CHAIRMAN EDDINGTON:**

Second by Legislator Gregory. Thank you.

**(\*THE MEETING WAS ADJOURNED AT 10:42 A.M. \*)**