

**PUBLIC WORKS & TRANSPORTATION COMMITTEE  
of the  
Suffolk County Legislature**

**Minutes**

A regular meeting of the Public Works & Transportation Committee of the Suffolk County Legislature was held in the Rose Y. Caracappa Legislative Auditorium of the William H. Rogers Legislature Building, Veterans Memorial Highway, Smithtown, New York, on **October 2, 2002.**

**Members Present:**

Legislator Joseph Caracappa - Chairman  
Legislator Brian Foley - Vice-Chair  
Legislator Angie Carpenter  
Legislator David Bishop  
Legislator Andrew Crecca

**Also in Attendance:**

Kellianne Sacchitello - Aide to Legislator Caracappa  
BJ McCartan - Aide to Presiding Officer Tonna  
John Ortiz - Budget Analyst/Budget Review Office  
Nicole DeAngelo - Intergovernmental Relations/County Executive Office  
Charles Bartha - Commissioner/Suffolk County Public Works

Department

Richard LaValle - Chief Deputy Commissioner/SC Public Works

Department

Leslie Mitchell - Deputy Commissioner/SC Public Works Department  
Bill Shannon - Director of Highways/SC Department of Public Works  
Bob Shinnick - Director of Transportation/SC Dept of Public Works  
Tedd Godek - Suffolk County Architect/Department of Public Works  
Laura Conway - Finance Division/Department of Public Works  
All Other Interested Parties

Minutes Taken By:

Alison Mahoney - Court Stenographer

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(\*The meeting was called to order at 8:38 A.M.\*)

**CHAIRMAN CARACAPPA:**

Good morning, everyone. I would like to thank everyone for coming at the earlier hour.

**LEG. CARPENTER:**

This is kind of nice.

**CHAIRMAN CARACAPPA:**

It is, I think it's nice. Just if we can cancel Public Safety and then we can all go back to our offices early then?

**LEG. CARPENTER:**

No, we have some things to take care of.

**CHAIRMAN CARACAPPA:**

We have two cards and they're here on the same issue so they might as well come up together; Jean Wishod and Gerald Manfredi.

**MR. WISHOD:**

Good morning, Mr. Chairman, and members of the committee. Mr. Chairman, I have nothing to add to my presentation at the last meeting other than to call to the attention of the committee that at it's September 18th meeting the Suffolk County Sewer Agency adopted a revised and more comprehensive resolution in response to the committee's questions which gave the history of this request for connection and the transferring of gallonage from an original member of the venture to another member of the venture. And the history of it is set forth in the revised resolution. I had already commented on the construction agreement and I'm just here to answer any questions rather than repeat what I said last time. Thank you.

**MR. MANFREDI:**

Good morning, Mr. Chairman, Members of the Committee. I'm here just to answer any questions the committee or the Chairman may have.

**CHAIRMAN CARACAPPA:**

I think we got everything squared away last committee meeting. We appreciate you coming down.

**MR. MANFREDI:**

Thank you.

**LEG. CRECCA:**

Thank you, gentlemen.

**CHAIRMAN CARACAPPA:**

Okay. Commissioner Bartha and Commissioner LaValle, as we have been speaking about with relation to Resolution 1700 and also the Capital Program that we just did a few months ago, we needed -- or we were trying to come up with some better tracking system with relation to our Capital Projects, and the Department of Public Works has come up with a time line, so to speak, in two instances for both the project and for funding. So they have come this morning to give a brief presentation as to what they have come up with in order to help us

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track projects throughout the County at any given time. So Commissioner?

COMMISSIONER BARTHA:

Thank you, Legislator Caracappa, Chairman Caracappa, as well as the rest of the Legislature for your patience while we put together this Capital Project Tracking System which we believe will respond to the accountability issues that were raised by BRO earlier in the year.

As you know, we have well over a hundred Capital Projects in different phases of development and there's a lot of different information relating to each project which people want at different times. So we have developed a system that can give you as much or as little information as you want. I'm one that doesn't look to overwhelm people with information when you're looking for something very specific, so this can be sorted by, you know, computer to pull out projects that are 50% done, 25% done as well as giving you complete details on the history of any particular project. Rich really, LaValle, has been heavily involved in developing this, so I would like Rich to carry the presentation.

CHIEF DEPUTY COMMISSIONER LAVALLE:

Basically what we tried to do is provide information that was applicable to your needs. We met a number of times with Legislator Caracappa to get a sense as to what types of information you would want to know. As Commissioner Bartha indicated, we have the ability to add things, take things off, but I think what you really want is really a real concise summary of some of the important information that has been discussed in the last year since the Capital Program had been out.

We also have the ability, as Charlie indicated, to give you all types of information, but what we can do too is to pull out just information from your particular Legislative Districts. We had indicated earlier that we would provide this information on a quarterly basis and you may be more interested in on a quarterly basis of getting the projects in your district summarized rather than seeing every project that we're working on throughout the County, which can be very voluminous.

So we can do that for you if that is your desire.

What you're looking at here is just the eight and a half by fourteen sheets, that one sheet in front is a typical page which lists various projects; in this particular case there's five projects on the sheet and it's what we call the Executive Summary Sheet. Basically the information that we will provide is the project itself, the priorities as indicated in the program. The funding information which was key in terms of the program number which is basically the Capital Fund

number, the letter you see in the front, let's take just the project at the top that's yellowed out. You see a D which we're in the design phase, there was a million dollars appropriated, it was appropriated in May of 2000; we've actually only borrowed \$350,000 of that money

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to date. The current phase we're in is the design phase. The actual dollar value of the contract negotiated with the consultant is approximately \$800,000, and based on that number we're

approximately

17% completed with the design phase. We anticipate that the design phase will be completed in December of 2004. As you proceed further

3

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on the sheet, you will notice that the project is not aided in anyway. There is right-of-way acquisition -- excuse me, yes, you have a question, Ms. Carpenter?

LEG. CARPENTER:

I think Legislator Crecca asked --

LEG. CRECCA:

12/14 2002, is that the date of completion of that project?

CHIEF DEPUTY COMMISSIONER LAVALLE:

No, that's the date of completion of that phase.

COMMISSIONER BARTHA:

The design phase.

CHIEF DEPUTY COMMISSIONER LAVALLE:

The design phase. If you look at the top it says current status, design, and that's the completion of that phase.

LEG. CRECCA:

And the 800,000 or the 799 --

CHIEF DEPUTY COMMISSIONER LAVALLE:

That's for design.

LEG. CRECCA:

So we're spending -- on a million dollar project we're spending \$800,000 on design?

COMMISSIONER BARTHA:

No.

CHIEF DEPUTY COMMISSIONER LAVALLE:

No, no, no.

COMMISSIONER BARTHA:

A million dollars was appropriated for design.

LEG. CRECCA:

Oh, okay, I apologize.

CHIEF DEPUTY COMMISSIONER LAVALLE:

For design. If you go back to the beginning and if you'll notice on the funding to the left you'll see program number and it has a D --

LEG. CRECCA:

That means we've just --

CHIEF DEPUTY COMMISSIONER LAVALLE:

That's design. Because what you're going to find, if you go down three projects you'll see on Project 5112 you'll see program number and there's two appropriations for construction, you will see a C, construction. So you're going to have multiple appropriations during the course of a project.

4

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LEG. CRECCA:

Gotcha.

CHIEF DEPUTY COMMISSIONER LAVALLE:

Right now you're just looking at the initial phase of the project which is the design phase. So there is right-of-way involved in this project and you might say, well, why is it going to take you till 2004 to complete design; well, the reason is is because right-of-way is involved in the process so it's going to take a little bit longer to complete that.

You'll see that there is a consultant involved which accounts for the design funding and you'll notice that the overall estimated completion of the project is the same day design phase and the reason that is -- normally if there was construction involved you'll see a date that's further out in time, but if you'll notice -- under the notes portion of this particular row, you'll notice that funding for construction was removed from the program. So at this point, there isn't any construction monies for this particular project. It would be our intent in the next Capital Program go-around to include funding for construction so that it will fall in a timely matter with regard to the completion of the design and right-of-way acquisition.

Now, attached to this form for your purposes only -- yes?

CHAIRMAN CARACAPPA:

Commissioner, just one second. Legislator Carpenter has a question.

LEG. CARPENTER:

I don't know if you want to go through this whole thing before we ask questions, you know, I can go either way. But when construction money

is removed from a project, does that change the department's approach to moving forward with the design phase? I mean, it's only human nature, I guess, but if you learn that the construction money was removed, it seems to me if you've got X amount of projects to do, that might be one that you might say to yourself, well, they took the construction money out, I've got three things to do and only time to do two, maybe I should put that one aside, or are you on a track with a project and it goes forward regardless?

COMMISSIONER BARTHA:

It really depends on the instance. This particular project, from discussing it with Legislators, it was our understanding that there will be a move to put this project back in.

LEG. CARPENTER:

So I guess in all of this it's important to keep the lines of communication open.

COMMISSIONER BARTHA:

Yes.

LEG. CARPENTER:

And one other comment I want to make. The design, as you said, Rich, it seems like three years, you know, to design something but it was a right-of-way. But part of that, too, is it not the fact that you

5

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have public meetings, public hearings, community input, people come, maybe recommend changes then it's got to go back? So I think it's something that we have to keep in mind that it's not all as simple as what we see here in black and white, but there are so many contingencies out there and a lot of it, you know, are what we generate.

CHIEF DEPUTY COMMISSIONER LAVALLE:

That's absolutely the case.

COMMISSIONER BARTHA:

Thank you for taking note of that.

LEG. CARPENTER:

Well, I can relate to a project that's going on in my district. When you look back and how much time has gone by, but I know that the community has been involved in its meetings and subsequent meetings and it just drags it out, but people seem to forget that.

CHIEF DEPUTY COMMISSIONER LAVALLE:

The particular project in your district is the Federal aid project in one case in which it extends the life of the project itself. But what we've found in more recent years, we have become more in tune with the federal program in a sense of reaching out to the community and having these public meetings which in itself, 100% County funded projects are starting to almost emulate the Federal guidelines in terms of moving projects through the system. So it does take considerably longer time to meet these requirement.

LEG. CARPENTER:

I think in the long run we wind up with a better project. Because I know from the one instance, and I'll take Bay Shore Road, there was a meeting and these are the people that live the road, you know, every day and there are things that go on, nuances that you just can't be aware of when you're out in Yaphank, you know, and no one is expecting you to be on every road. But these people live there and they're, you know -- oh, that, you know, whatever -- I can't think of anything specific right now but there were a couple of things that were mentioned that I think the engineers deemed to be kind of helpful, you know, that firsthand living the experience information. So I think after all is said and done, we wind up with a better project.

CHIEF DEPUTY COMMISSIONER LAVALLE:

Absolutely. Any other questions at this point?

CHAIRMAN CARACAPPA:

Not at this point.

CHIEF DEPUTY COMMISSIONER LAVALLE:

Just following on briefly, attached to this sheet is a number of screens which provides a lot of information from which we develop the Executive Summary. A lot of the information that are on these attached sheets for that particular project are information that we use in the every day tracking of the project. It's information that helps us or assist us in our day-to-day work and ensuring that the project moves along and provides us with appropriate information with

6

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regard to that. It's information that sometimes it's not all on this tracking system because we don't believe you need to have all that type of information, but it's information that's there. If you call us for a particular situation, we're able to pull up this information and provide it to you in a timely manner. It's not information we're going to provide you on a quarterly basis, but it's there for our use

in establishing the system in helping to track projects in an orderly basis. But as I indicated, it's there, if for any reason you need other information that may not be on this particular summary sheet.

We're still in the process of finalizing these sheets. This is basically the basic information that we're going to provide and we do -- as we're going through this and putting input into the system, we're finding other areas that need to be fine tuned and we're doing this. Hopefully by the next meeting of the committee we'll be able to provide you with a full submittal of all the projects. At this point we're still in the process of inputting the appropriate data, some of which isn't pertinent to what you have on here, it's more important for the things we need to know in order to move our projects. But it's taken a considerable amount of time to put this together and it's an effort that we all agree is important to the operation of the department. So I think all around I think we all benefit by the system that's being developed.

(\*Legislator Bishop entered the meeting at 8:52 A.M.\*)

CHAIRMAN CARACAPPA:  
Legislator Crecca.

LEG. CRECCA:  
Rich, I think you said this already but I'm really just not a hundred percent sure. So eventually -- well, not eventually but once a program is fully operational, you'll be able to take a project and give us not just this Executive Summary but the full history of the project off the computer, or am I wrong?

CHIEF DEPUTY COMMISSIONER LAVALLE:  
We can if it's necessary.

LEG. CRECCA:  
Right, that's what I'm saying.

CHIEF DEPUTY COMMISSIONER LAVALLE:  
Like if you have a particular project on a project in your district, we can sit down with you and give you as much information as you need depending upon what it is, what the problem is and what you would like to know about that project.

LEG. CRECCA:  
Yeah, let's say I had a project A that was in my district and that's been delayed, we can go back and look at -- on the computer we'll be able to look at the history or no?

COMMISSIONER BARTHA:  
Right, you call us and we can print out all that information and most

importantly we would like to talk to you about it.

7

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LEG. CRECCA:

I was going to say, explain it to us, too. I mean, obviously a computer printout isn't going to say everything, you've got to fill in the in-between. But that's what I -- in other words, this is an Executive Summary that we'll be able to look at as a committee so we can view an overall landscape of the projects that we have out there and all that, but we could get detail on an individual project if we wanted to.

CHIEF DEPUTY COMMISSIONER LAVALLE:

That's correct.

LEG. CRECCA:

Okay.

CHIEF DEPUTY COMMISSIONER LAVALLE:

Now, what you might want to consider, as I said, as to how you want this, whether you want to see every single project in the County every quarter or you just want to see projects in your own district, and we can provide that breakdown depending upon how you want to move ahead with this.

LEG. BISHOP:

Let's waste paper, I will take every project.

LEG. CARPENTER:

How many projects, give me a ball park; are you talking 500 projects, 300?

LEG. CRECCA:

In the County, right?

COMMISSIONER BARTHA:

I think BRO said there were 140 projects in the last report.

LEG. CARPENTER:

All right, so that -- I would say that at least for the committee that we should have this one Executive Summary sheet for all the projects, and then are you planning, I would assume, for each Legislator to give them district specific projects?

CHIEF DEPUTY COMMISSIONER LAVALLE:

We hadn't made any plans at all.

COMMISSIONER BARTHA:

And that can change any time you want to change that, it's not a problem.

LEG. CRECCA:

Get every one here first and we'll take a look at it, if that's okay with the Chairman.

LEG. BISHOP:

That's a lot of work, they've got to figure out who's district is what.

8

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COMMISSIONER BARTHA:

No, we don't, that's all part of it.

LEG. CARPENTER:

No, it's on here.

CHIEF DEPUTY COMMISSIONER LAVALLE:

It's all part of it.

COMMISSIONER BARTHA:

We can just push a button and pull it up. So we can give it to you both ways, actually, it might make it easier for you.

LEG. CARPENTER:

Well, this is only the beginning.

COMMISSIONER BARTHA:

Or if you like your neighbor's district we can do you that, too.

CHAIRMAN CARACAPPA:

Just --

LEG. CARPENTER:

Is there -- oh, I'm sorry.

CHAIRMAN CARACAPPA:

Go ahead.

LEG. CARPENTER:

I notice that -- I assume that you're still working on -- you said you were still working on it.

CHIEF DEPUTY COMMISSIONER LAVALLE:

Yes.

LEG. CARPENTER:

Is that why there's no priority number for the department?

CHIEF DEPUTY COMMISSIONER LAVALLE:

We haven't completed this --

LEG. CARPENTER:

Or you don't assign priority numbers?

CHIEF DEPUTY COMMISSIONER LAVALLE:

Well, we can, I mean it's there because we indicated that's a thing we can do, but it wouldn't be -- priorities would be based on individual divisions in the department, it would be priorities for the Highway projects, priorities for the Buildings projects and Sanitation projects.

LEG. CARPENTER:

Probably for your own sanity you don't want to assign priority numbers to the projects, but that's another story for another day.

9

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CHAIRMAN CARACAPPA:

John?

MR. ORTIZ:

There are over 340 active projects.

CHIEF DEPUTY COMMISSIONER LAVALLE:

So that's a lot of sheets.

LEG. CRECCA:

Yeah, but it's only one little line for each project, right?

CHIEF DEPUTY COMMISSIONER LAVALLE:

You figure --

COMMISSIONER BARTHA:

So you get five on each sheet so you'd have 70 pages.

CHIEF DEPUTY COMMISSIONER LAVALLE:

You're going to have 70 pages of sheets is what you're going to have.

LEG. CRECCA:

We've killed a lot more trees than that around here.

CHIEF DEPUTY COMMISSIONER LAVALLE:

What we can do is the first quarterly submittal we'll give you all the projects and at that point you can assess exactly what you really want on a quarterly basis.

LEG. BISHOP:

We love information.

CHAIRMAN CARACAPPA:

Sounds good. And just for Legislator Bishop's understanding, the sheets that backup the Executive Summary, this is just the information that they pull off of the computer which makes up the top sheet, so you wouldn't be receiving the screen sheets on a quarterly basis unless you request it and you want more detailed information.

LEG. BISHOP:

Thank you.

CHAIRMAN CARACAPPA:

Okay? Looks good, guys. We appreciate it. Any other questions relating to this? Okay. Just for the record, to say it once again, this is a work in progress, basically you're in the design phase for this. And I know I had spoken with Mr. LaValle about possibly if better technology comes along to make this easier for you or makes it clearer for Legislators to get information off of it, we would move in that direction in the future; correct, Rich?

CHIEF DEPUTY COMMISSIONER LAVALLE:

Yes.

CHAIRMAN CARACAPPA:

Okay, excellent.

10

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LEG. CARPENTER:

I also think that -- just so that you don't think all of your work was in vein, I think it's going to be very helpful when we're doing budgets, Capital and Operating, to have a snapshot of where we are.

LEG. BISHOP:

(Inaudible).

CHAIRMAN CARACAPPA:

I think he said we have a better understanding of what to cut now.

LEG. CARPENTER:

No.

CHAIRMAN CARACAPPA:

Okay. Why don't you guys just stay right up here, we're going to go to the agenda. Please for the record note that Legislator Foley has an excused absence this morning.

## TABLED RESOLUTIONS

1504-02 (P) - A Local Law to reform process for Public Works

Change-orders (Towle). Motion to table by myself.

LEG. BISHOP:  
Second.

CHAIRMAN CARACAPPA:  
Second by Legislator Bishop. All in favor? Opposed?  
It's tabled (VOTE: 4-0-0-1 Not Present: Legislator Foley).

1700-02 (P) - Revising and clarifying use of Capital Project priority ranking system for implementation of Capital Budget & Program Projects

(Caracappa). Once again, what we just talked about was directly relating to this bill and a clarification of projects. So at this point in time I will just make a motion to table it again and eventually probably motion -- make a motion to table subject to call down the road. So motion to table by myself, second by Legislator Carpenter. All in favor? Opposed? It's tabled (VOTE: 4-0-0-1 Not Present: Legislator Foley).

1765-02 (P) - Transferring escrow account revenues and transferring assessment stabilization reserve funds to the Capital Fund, amending the 2002 Operating Budget, amending the 2002 Capital Budget & Program and appropriating funds for improvements to the facilities in Suffolk County Sewer District No. 8 - Hauppauge Industrial (CP 8126) (County Executive). Legislator Crecca, what's your --

LEG. CRECCA:  
Motion to table.

CHAIRMAN CARACAPPA:  
Motion to table once again, second by myself. All in favor? Opposed?  
Tabled (VOTE: 4-0-0-1 Not Present: Legislator Foley).

11

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1961-02 (P) - Authorizing execution of an agreement by the Administrative Head of Suffolk County Sewer District No. 11 - Selden with the developer of Fairfield at Pinewood (County Executive).

LEG. CRECCA:  
We have the backup on this now, the other resolution, correct?

COMMISSIONER BARTHA:  
That's correct.

LEG. CRECCA:  
I'll make a motion to approve.

LEG. CARPENTER:  
Second.

CHAIRMAN CARACAPPA:  
Motion by Legislator Crecca, second by Legislator Carpenter. All in favor? Opposed? Please mark me as opposed. Abstained?  
It's approved (VOTE: 3-1-0-1 Opposed: Legislator Caracappa - Not Present: Legislator Foley).

#### INTRODUCTORY RESOLUTIONS

1990-02 (P) - Appropriating funds for dredging of County waters (CP 5200.432)(Foley). This is money that we will be bonding, approximately \$200,000 I believe.

LEG. CRECCA:  
Can you explain this one, Commissioner, please?

COMMISSIONER BARTHA:  
Well, this is Legislator Foley's resolution and it mirrors a resolution that we had requested earlier in the year. There were some issues about how it was to be funded, so Legislator Foley resubmitted the resolution or submitted the resolution, however the backup should change from what we had earlier in the year because we had other funds available to pay for some projects. So I don't know whether you have revised backup and you can tell if Brick Kiln Creek is in there.

CHAIRMAN CARACAPPA:  
Yes, it is.

LEG. CARPENTER:  
Yes, it is.

COMMISSIONER BARTHA:  
That's the wrong back up.

CHIEF DEPUTY COMMISSIONER LAVALLE:  
That's the wrong one.

LEG. CARPENTER:  
So why don't we discharge, I'll make a motion to discharge without recommendation so that we get the backup. Because aren't you working with –

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COMMISSIONER BARTHA:  
Yes.

**CHIEF DEPUTY COMMISSIONER LAVALLE:**

We had talked with Legislator Foley and he indicated that -- and we faxed him over a copy of the changes and he indicated he was going to provide that as backup.

**LEG. CRECCA:**

Are you supporting the bill in its current form?

**COMMISSIONER BARTHA:**

No. No, the backup really has to be changed because it has funding in there for projects that are already done or under way.

**LEG. CRECCA:**

So then why -- I'm just confused then, why would we discharge it?

**CHAIRMAN CARACAPPA:**

I'm not supporting it.

**LEG. CRECCA:**

Okay. Well, you know --

**LEG. CARPENTER:**

All right. Are these -- are you supporting getting the projects done that the resolution addresses with the funding apart from the fact that the backup is not correct? Do we have dredging projects that are awaiting funding?

**COMMISSIONER BARTHA:**

Yes.

**LEG. CARPENTER:**

That this resolution is going to take care of?

**COMMISSIONER BARTHA:**

Yes.

**LEG. CARPENTER:**

So we really just need that corrected backup.

**COMMISSIONER BARTHA:**

Yes.

**LEG. CARPENTER:**

And you want that money to get those projects done.

**COMMISSIONER BARTHA:**

Yes again.

**LEG. CARPENTER:**

Okay. So since we're meeting October 8th and we're not meeting again for quite a while, are some of these projects going to be done this fall?

13

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COMMISSIONER BARTHA:  
They could be over the winter, so.

LEG. CARPENTER:  
Okay.

COMMISSIONER BARTHA:  
You know, we can give you the revised backup right here.

LEG. CARPENTER:  
Oh. Well, then we can't attach it to here but it certainly is what we need to look at. And if anyone -- you know, we can always discharge it without recommendation to make sure that the pertinent backup has been filed with the Clerk, but at least we can move the process along.

LEG. CRECCA:  
But I'm still confused. Is the department supporting this bill with the right back up?

COMMISSIONER BARTHA:  
Yes.

LEG. CRECCA:  
Oh, okay, that's --

COMMISSIONER BARTHA:  
Yes; sorry for the confusion.

LEG. CRECCA:  
That's okay. But the bill in its current form that's before us is the right bill.

LEG. CARPENTER:  
Except for the backup.

CHIEF DEPUTY COMMISSIONER LAVALLE:  
Except for the backup, right.

LEG. CARPENTER:  
And I just want to --

CHAIRMAN CARACAPPA:  
It's just Brook Kiln and Creek is the one problem?

COMMISSIONER BARTHA:

Timber Point East should also be removed and Speonk Point and Swan River should be added.

LEG. CRECCA:

The problem is from a legal point of view if the backup was not filed in a timely fashion, do you know when the backup was filed?

COMMISSIONER BARTHA:

No.

14

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LEG. CRECCA:

It doesn't -- you know, the problem is that then the bill -- I don't know if the bill is properly amended then; do you guys follow me what I'm talking about?

LEG. CARPENTER:

Is Speonk in Brookhaven? Did you just say --

COMMISSIONER BARTHA:

No, it's in Southhampton.

LEG. CARPENTER:

So then the bill is not right because the bill says Brookhaven and Islip. But still and all, there is time to file a corrected copy before we meet on Tuesday, and isn't that deadline --

LEG. CRECCA:

One o'clock today.

LEG. CARPENTER:

One o'clock today, all right, so.

LEG. CRECCA:

If it's amended properly before -- I'm sorry, let me let you finish.

LEG. CARPENTER:

No, that's all right. I'm just saying, it's nine o'clock --

LEG. CRECCA:

We just have to amend it probably before one o'clock, we can discharge it next committee. But I don't want to put a bill out, I don't want to discharge a bill to the General Session that's got mistakes and that has bad backup; you know, that's my concern.

LEG. CARPENTER:

Well, Counsel isn't here, he may very well have filed the backup and

we just may not have it.

CHAIRMAN CARACAPPA:  
That's true.

LEG. CARPENTER:  
Especially since the department has it.

LEG. BISHOP:  
Where's Paul?

CHAIRMAN CARACAPPA:  
Paul's unavailable this morning. We'll skip over this for now and wait to find out from Legislator Crecca what's going on.

LEG. BISHOP:  
Amen.

CHAIRMAN CARACAPPA:  
Okay. Introductory Resolution 2018-02 - Directing County department

15

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of Public Works to implement compliance with emission standards for County vehicles (Towle). I will make a motion to defer to prime.

LEG. BISHOP:  
Second.

CHAIRMAN CARACAPPA:  
Second by Legislator Bishop. All in favor? Opposed?  
Deferred to prime (VOTE: 4-0-0-1 Not Present: Legislator Foley).

2029-02 (P) - Accepting and appropriating 100% Federal and State aid and Fare Revenue for the continuation of the Suffolk Clipper Bus Service on the Long Island Expressway (County Executive).

LEG. CARPENTER:  
Motion to approve and put on the Consent Calendar.

LEG. BISHOP:  
Second.

CHAIRMAN CARACAPPA:  
There's a motion to approve and put on the Consent Calendar by Legislator Carpenter, second by Legislator Bishop. All in favor? Opposed? It's approved and put on the Consent Calendar (VOTE: 4-0-0-1 Not Present: Legislator Foley).

2031-02 (P) - Calling a public hearing upon a proposal to form Suffolk

County Sewer District No.4 - Smithtown Galleria in the Town of Smithtown (County Executive).

LEG. CRECCA:

They don't have the corrected copy, she's going to double check with the Clerk.

CHAIRMAN CARACAPPA:

For the record, Legislator Crecca has found out that the corrected copy has not been filed yet so --

LEG. CRECCA:

Well, she just checked, Counsel did not prepare a corrected copy, that's what she said. So they're double checking now I think with the Clerk's office to see if anything has been filed, but it doesn't appear that anything was yet. Sorry to interrupt.

LEG. CARPENTER:

Well, May I just make a suggestion?

CHAIRMAN CARACAPPA:

Sure.

LEG. CARPENTER:

I know that Legislator Foley has an excused absence, but perhaps someone from the department can contact his office to make sure that he gets that corrected copy filed before deadline today at one o'clock so that once that's done then we can discharge this on the floor on Tuesday.

16

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CHAIRMAN CARACAPPA:

I would support that.

LEG. BISHOP:

I have some concerns on this.

CHAIRMAN CARACAPPA:

I have concerns also with relation to the funding. I have been pretty consistent in my view with relation to bonding --

(\*Legislator Foley entered the meeting at 9:06 A.M.\*)

Here's Legislator Foley.

LEG. CRECCA:

There you go.

CHAIRMAN CARACAPPA:

Everything I said about that excused absence, just forget about it. We were just -- perfect timing, too, we were talking about your dredging bill. You need to get a corrected copy filed by one o'clock today.

LEG. FOLEY:  
Why?

CHAIRMAN CARACAPPA:  
The backup is wrong and the bill needs to be amended to include Southampton because it says Brookhaven and Islip.

LEG. FOLEY:  
Right. Well, yeah, the backup -- it's my understanding -- I'll certainly make those corrections. It's my understanding that the backup can be submitted at any time as long as the legislation itself --

LEG. CARPENTER:  
The bill is wrong, it has to say Southampton.

LEG. FOLEY:  
I'm sorry?

LEG. CARPENTER:  
The bill is wrong because it refers to the Towns of Brookhaven and Islip, not the Town of Southampton.

LEG. BISHOP:  
The body of the bill.

CHAIRMAN CARACAPPA:  
Due to the fact that Speonk Point is added in the backup.

LEG. FOLEY:  
Okay, okay. So we'll make the corrections and if need, if we can get probably a CN Tuesday, do we --

17

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LEG. CRECCA:  
We won't need a CN.

LEG. CARPENTER:  
No, we could just discharge it.

LEG. CRECCA:  
We can just discharge it on Tuesday.

LEG. FOLEY:

Okay, fine. I thought with a correction we needed to do it by --

LEG. BISHOP:

We can discharge it without recommendation.

LEG. CARPENTER:

Why don't we do that?

LEG. FOLEY:

Okay.

LEG. CARPENTER:

Which is the motion I made.

LEG. BISHOP:

I will second that.

LEG. CARPENTER:

So I will make it again, a motion to discharge without recommendation pending the corrected copy being made and filed in a timely fashion.

CHAIRMAN CARACAPPA:

Okay. Anyone else? Legislator Bishop.

LEG. BISHOP:

I just have a question about how projects were selected. How are projects selected? I notice, you know, my little town, my little -- you know, in the corner of the County has zero projects on this list, and we still have water and waterways.

LEG. CARPENTER:

Ditto from my little adjacent hamlet that is next to his, because I was going to ask that question but I do want to see this move forward.

COMMISSIONER BARTHA:

In the beginning of each year, each town requests areas that they believe need dredging. They identify them in priority order, we review them with the Bay Constable if available or someone from the town to actually -- when I say review them, in the field to see whether the channel is properly marked, whether it really needs dredging or not. And then if the project, you know, passes muster for all those tests, we put it on the lists of projects to be dredged, we seek funding for it.

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LEG. BISHOP:

So who has the -- I mean, that's broad. Who can tell me specifically about the Babylon projects, can you e-mail me an answer?

COMMISSIONER BARTHA:

Yep.

LEG. BISHOP:

Perhaps I'll support the resolution today but I'll look forward to your comments.

COMMISSIONER BARTHA:

Sure. You have a specific location in Babylon or you --

LEG. BISHOP:

Well, it's just been several years since we've had a project in Babylon and I know that they submit a list every year, so there must be something --

COMMISSIONER BARTHA:

Okay. We'll pull out --

LEG. BISHOP:

Unless everything is hunky dorey which would surprise me.

LEG. FOLEY:

Will Mr. Shannon have an answer to that?

LEG. BISHOP:

I will wait for the e-mail, it's all right, let them get their records and see what's going on.

LEG. CARPENTER:

I, too, would look to like to see that for West Islip and Bay Shore.

LEG. CRECCA:

Being a land-locked district, I don't need one, so.

LEG. BISHOP:

You have the lawn mowed.

LEG. CRECCA:

Actually, we do have some dredging projects.

LEG. CARPENTER:

Yes, you do.

LEG. CRECCA:

We spend more money on dredging projects than any other --

LEG. CARPENTER:

Yes, your little project costs us a fortune.

LEG. CRECCA:

We only do expensive dredging projects in Smithtown, we don't do these little piddly ones.

19

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CHAIRMAN CARACAPPA:

There is a motion to discharge without recommendation by Legislator Foley, second by Legislator Carpenter. On the motion, I'm going to reserve my right to abstain at this point based on the funding source. So all in favor? Opposed? Abstentions? Mark me as an abstention. Discharged without recommendation (VOTE: 4-0-0-1 Not Present: Legislator Foley).

2031-02 (P) - Calling a public hearing upon a proposal to form Suffolk County Sewer District No. 4 - Smithtown Galleria in the Town of Smithtown (County Executive). And this public hearing will be held at the General Meeting of the Legislature on October 8th, Commissioner?

COMMISSIONER BARTHA:

Yes.

CHAIRMAN CARACAPPA:

So this would be a motion to approve.

LEG. CRECCA:

It's calling for a public hearing.

CHAIRMAN CARACAPPA:

Legislator Crecca?

LEG. CRECCA:

Yeah, I'll make the motion.

CHAIRMAN CARACAPPA:

Motion by Legislator Crecca, second by myself. All in favor? Opposed? The public hearing is set for October 8th at two o'clock (VOTE: 5-0-0-0).

LEG. CRECCA:

Did we do 2018? I was outside the room.

CHAIRMAN CARACAPPA:

Yes. Please add Legislator Crecca, too.

2034-02 (P) - Appropriating funds in connection with safety improvements at various locations (CP 3301) (County Executive). Those locations are stated in the backup. Motion by myself.

LEG. FOLEY:

Second.

CHAIRMAN CARACAPPA:  
Second by Legislator Foley. All in favor?

LEG. CARPENTER:  
Hold on a second. So we're only doing safety improvements and the various locations seem to be only two locations or three?

CHAIRMAN CARACAPPA:  
Three.

20

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LEG. CARPENTER:  
Huntington and Brookhaven?

COMMISSIONER BARTHA:  
Huntington and Islip.

LEG. CARPENTER:  
Oh, Johnson.

LEG. CRECCA:  
I assume they're based on need.

COMMISSIONER BARTHA:  
Absolutely.

LEG. CRECCA:  
And you don't sit there and look at Legislative Districts, you look at where the need is; correct?

COMMISSIONER BARTHA:  
No, we really don't look at Legislative Districts. I'll probably get in trouble for saying I don't look at Legislative Districts, but which is the right answer today?

LEG. BISHOP:  
(Inaudible).

LEG. FOLEY:  
Safety improvements.

LEG. BISHOP:  
Everything is safe in Babylon?

LEG. FOLEY:  
Just if I may --

CHAIRMAN CARACAPPA:  
Everything is safe there.

COMMISSIONER BARTHA:  
So safe that I'm going to move there.

LEG. BISHOP:  
Why, you can go boating --

CHAIRMAN CARACAPPA:  
The streets are safe, the waterways are safe.

LEG. CARPENTER:  
It seems like the Public Works Committee's districts are safe because none of the districts here are --

LEG. FOLEY:  
They've been working on those diligently over the years.

21

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LEG. BISHOP:  
Membership has its privileges.

LEG. FOLEY:  
Let the record reflect that there really is a methodology that's used by the Traffic Safety engineers as to how they go about identifying various locations that need safety improvements.

CHAIRMAN CARACAPPA:  
Legislator Crecca.

LEG. CRECCA:  
On the dredging bill, for legislator Foley, I was just informed that the corrected copy deadline is one o'clock on Monday, today is the filing deadline. So I don't know if that affects your ability to get this out next meeting. I'm just letting you know.

LEG. FOLEY:  
Yeah, thank you. If --

LEG. CRECCA:  
When you weren't here I had gone to Counsel's office to check it out.

LEG. FOLEY:  
Yeah, because it needs 12 votes anyway so we can get a CN. And in fact, if we need a CN, if there is something in Islip or another district that we could include --

LEG. CARPENTER:

That would be wonderful. That would be a good thing.

LEG. FOLEY:

We're talking about minor projects here we can include and I believe that this particular -- it's going to be corrected, but this particular area of the Capital Budget I think there are some other monies that are available through this particular Capital Fund.

LEG. BISHOP:

But the project would have to have all its permits at this time, right?

LEG. FOLEY:

No.

LEG. BISHOP:

This is for -- how does this work, explain this. This money is being set aside for next year for these projects?

COMMISSIONER BARTHA:

Over the course of fall and winter we'll be doing these projects.

LEG. BISHOP:

So you could add -- I mean, it would have to be something that was previously permitted, right, and then --

22

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LEG. FOLEY:

It's difficult to go through the permit process if the department doesn't know that they have the money to do the project. So they want to have the money be available so they can then go to the other regulatory agencies --

LEG. BISHOP:

Oh, is that what we're doing, we're reversing it?

LEG. FOLEY:

Sometimes it's simultaneous.

LEG. BISHOP:

They don't want to answer.

COMMISSIONER BARTHA:

If you are asking whether we have permits for all these projects, I will look to Bill Shannon.

MR. SHANNON:

In some cases we have permits, in some cases we have applied for rollovers of permits that we hope to get during the next couple of

months to do this dredging for the next boating season.

LEG. BISHOP:

I guess what I'm asking is in case of Legislator Carpenter or myself, or anybody else who was seeking to put something on this list, you just can't put something on the list because you know it's a problem, it has to be something that has had at least initial evaluation for permits.

MR. SHANNON:

Right, depending on where we are in the stage and where we are with the permitting process we can put projects in in anticipation of receiving those permits. In some cases we've -- in all cases with the towns we've requested information that they confirm these requests that they have sent in to us.

LEG. BISHOP:

Uh-huh.

MR. SHANNON:

We're working with the Harbor Master, we'll ask them to go out and do some preliminary soundings just so that we're sure that we come in to put an effort into this but there is in fact a problem. At that point we identify what the problem is, the extent of it, make the requests for the permit and insure that we have a disposal site. Disposal sites could be predicated on whether or not the material is good sand or in some cases where we have an area where there's mud which tricks our ability to put obviously mud on a beach front or on a waterfront property. So that's basically the system. I'll be glad to go back and look at the projects in your district and in Mrs. Carpenter's district to insure that we haven't overlooked anything.

LEG. BISHOP:

I appreciate that.

23

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CHAIRMAN CARACAPPA:

Any further questions? Legislator Foley.

LEG. FOLEY:

Just again, let the record reflect that part of the backup mentions Mastic Beach Yacht Club, this is certainly not the Yacht Club per se, this is the interface area, correct?

CHIEF DEPUTY COMMISSIONER LAVALLE:

That's correct.

LEG. FOLEY:

Which is permitted under the dredge screening criteria, so.

MR. SHANNON:  
Absolutely.

LEG. FOLEY:  
So it's at the interface, it's not on the private grounds of that particular waterway.

CHAIRMAN CARACAPPA:  
Anything else relating to the bill we had before us? All in favor?  
We have a motion and a second, correct?

MS. MAHONEY:  
Yes.

CHAIRMAN CARACAPPA:  
All in favor? Opposed? It's approved,  
2034 is approved (VOTE: 5-0-0-0).

Okay. Any other business to come before this committee?

LEG. CRECCA:  
I just want to thank you, Mr. Chairman, for moving the meeting up to accommodate my schedule.

CHAIRMAN CARACAPPA:  
No problem. We stand adjourned.

(\*The meeting was adjourned at 9:16 A.M.\*)

Legislator Joseph Caracappa, Chairman  
Public Works and Transportation Committee

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