

**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 **November 25, 2003**.

Members Present:

Legislator Joseph Caracappa - Chairman
Legislator Brian Foley - Vice-Chair
Legislator Andrew Crecca
Legislator William Lindsay
Legislator Peter O'Leary

Also in Attendance:

Paul Sabatino - Counsel to the Legislature
Kellianne Sacchitello - Aide to Legislator Caracappa
Ray Zaccara - Aide to Legislator Bishop
Maria Amiratti - Aide to Legislator O'Leary
Bryan Galgano - Aide to Presiding Officer Postal
John Ortiz - Budget Analyst/Budget Review Office
Catherine Stark - Intergovernmental Relations/County Executive Office
Charles Bartha - Commissioner/SC Department of Public Works
Richard LaValle - Chief Deputy Commissioner/Department of Public Works
Leslie Mitchel - Deputy Commissioner/Department of Public Works
Bob Shinnick - Director of Transportation/Department of Public Works
Ben Wright - Director of Sanitation/Department of Public Works
Bill Shannon - Director of Highways/Department of Public Works
Laura Conway - Director of Finance/Department of Public Works
John Corrado - Nominee/Transportation Advisory Board
George Hafele - Fire Island Ferries
John Allen - Fire Island Ferries
Dave Anderson - Fire Island Ferries
John Gellatly - Fair Harbor Fire Department
Cliff Clark - South Ferry Company
All Other Interested Parties

Minutes Taken By:

Alison Mahoney - Court Stenographer

(*The meeting was called to order at 3:01 P.M.*)

CHAIRMAN CARACAPPA:

We'll start the meeting with a salute to the flag led by Legislator Lindsay.

Salutation

Good afternoon. I have one card at the present time, so we'll go to it; it's Jack Gellatly?

MR. GELLATLY:

Gellatly.

CHAIRMAN CARACAPPA:

Gellatly. Come on up.

MR. GELLATLY:

Good afternoon, Chairman Caracappa and Members of the board. My name is John Gellatly and for the last 18 years I have been an active member of the Fair Harbor Fire Department. I have also served a five year term as Commissioner of Fair Harbor Fire District. I'm here to ask for your and your committee's help.

By way of background, you're probably familiar with the dilemma facing most volunteer fire fighters in Suffolk County; namely, attracting and keeping volunteers for the respective needs. Because of this dilemma it's difficult to pinpoint and probably too multifaceted for a simple answer, but our department feels that one way we could possibly attract and keep volunteers is to give an incentive and recognition to those who join and stay with the department. We feel one such incentive could either be to offer discounted ferry tickets, offer free passes to current members, current active members of the department. After all, the ferry company already offers discounted prices to seniors, handicapped residents in the communities on Ocean Beach, Saltaire and Dunewood and their respective administrations.

I called George Hafele of the Fire Island Ferries to explore the possibility of such a program. Mr. Hafele explained that the Fire Island Ferry ticket prices were overseen, regulated and determined by your committee of the County Legislature. That is why I am here before you today asking for your help.

I would like to propose a test program be undertaken to see if it could make a difference. We do not feel that the Fire Island Ferry should shoulder the financial burden of such a program, they are already most generous and civic-minded. With less than 40 active members in our department, spreading the financial burden over the general public would seem possible without creating much impact. Thank you for your consideration in this matter. Sincerely, John Gellatly.

CHAIRMAN CARACAPPA:

Mr. Gellatly, why do you feel that the Fire Island Ferry shouldn't burden the responsibility if they're so civic-minded? I'm sure it's a

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very de minimis amount if you're talking about your members, just your members --

MR. GELLATLY:

Just active members.

CHAIRMAN CARACAPPA:

Active members, it's got to be --

MR. GELLATLY:

We have about 40 active members in the department.

CHAIRMAN CARACAPPA:

Right, so the number is insignificant, very small.

MR. GELLATLY:

It is in terms of the relationship with the entire business operation of Fire Island Ferries, I assume. I assume that there are thousands upon thousands of trips that take place. I know from past things that they've done for us, the Fair Harbor Fire Department, such as when we have a Memorial Day Kids Parade, the Islip Band comes over to lead the parade and everything with their bagpipes and drummers and everything and they've always given a free ride for those guys for that thing.

In addition to that, when we celebrated our 70th Anniversary, the Fair Harbor Fire Department is now 72 years old, there's a lot of advertising space around the terminal and they were gracious enough -- which they sell, and they were gracious enough and kind enough to give us and put up at their expense a placard telling -- we had an old 1930's photograph of the Fair Harbor Fire Department people and it showed them doing everything and they put it up right next to the entrance where Fair Harbor residents go. Those are just two examples of what Fire Island Ferries has done for us in terms of the civic -- yes?

LEG. FOLEY:

No, I go through the Chair.

CHAIRMAN CARACAPPA:

Go ahead, Brian.

MR. GELLATLY:

I think that -- I mean, it is going to be some kind of a burden and it

would probably be easier to be spread amongst the thousands of riders as opposed to burdening the ferry company with it; it's going to be less of an impact.

LEG. FOLEY:

If I may, Mr. Chairman. Thank you for coming down here today, John. The question I have, is there a target number of new recruits that you are looking to achieve or to gain? You said you had 40 members out of a possible -- how large a pool of residents would you say you have; not just residents but those who you think --

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MR. GELLATLY:

We would love to have 50 to 55, but one of the more inherent difficulties that we have right now is that the average age of our active members is around 48 years old. And we're -- we may know how to fight fires but we're a little old to be doing the heavy lifting and one of the things that I think could attract younger members is this. I mean, a ferry ride costs quite a bit to go over and come back, probably older members could afford it but younger members may not necessarily. I think it would attract younger people to our department which we desperately need.

LEG. FOLEY:

I know that -- again through the Chair -- I know that on the mainland, whether it's in Nassau County or in Suffolk, both ambulance districts as well as fire districts are trying to find creative ways to recruit volunteers on the mainland, and in some ways we in County government have been trying to help that effort as well. One of the ways in which we've done that is to request, for instance, the Board of Trustees at the Community College to offer discounted tuition to those students who are members of the ambulance or fire departments. And I imagine what you're trying to do here is to see whether or not a variant of that could be applied on a seasonal basis to your fire district. It's a novel idea and it's the first I think that we've all heard of it, so it's something that we could certainly take into consideration. And I'm sure after today that other fire departments the length of Fire Island, I can already see at Davis Park, for instance, and some others --

MR. GELLATLY:

Absolutely.

LEG. FOLEY:

-- who are in a similar situation, whether it's the Pines or Cherry Grove or some of the others, you know?

MR. GELLATLY:

I couldn't agree with you more in the scheme of things in terms of the number of people who go to each one of those communities and come back for them. I think that the number of fire department trips is minuscule.

I also think that from a philosophical perspective, maybe we shouldn't be asking our volunteer fire fighters to pay to get to where they have to serve on a philosophical plane, it kind of rubs me.

CHAIRMAN CARACAPPA:

The active members, are they all residents of Fair Harbor?

MR. GELLATLY:

The active members are all -- Fire Island communities are kind of unique in their nature. Many of our fire fighters are home owners but they aren't necessarily registered voters in the community, some of our members are non-homeowners but renters, so there's a whole mix match of people.

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CHAIRMAN CARACAPPA:

But the majority of the people who are in your department are there when they're on call, they're on the island, they're vacationing in their homes or renting, it's not like they're coming over to be on call at the firehouse and then going back to the mainland.

MR. GELLATLY:

No, you're absolutely right.

CHAIRMAN CARACAPPA:

So they're there in their homes, they're there in their real estate, they're there in their rented spaces for a certain -- whatever time it may be and you're asking that we give -- the County give free ridership or discounted ridership to these people to go to their homes and rentals because they're volunteer firemen.

MR. GELLATLY:

They're on 24-hours a day call when something happens in that community and they're there.

CHAIRMAN CARACAPPA:

I know they're there because they live there.

MR. GELLATLY:

Yeah, they do. But there are also a number of cases where the various fire -- I mean, ferry companies, when we have a big fire, whether it's on the eastern end or the northern end of Fire Island, mainland fire fighters will also come over in a specific fire incident which has

happened a number of times.

CHAIRMAN CARACAPPA:

The Public Works Committee would like to welcome Legislator Carpenter who would like to say a few words.

LEG. CARPENTER:

Thank you, Legislator Caracappa. I just wanted to speak to the comment that Legislator Foley made about the Community College and your concern about trying to recruit new members. Actually, what it is is that -- and it would certainly appeal most often to younger members, but anyone who is not currently a member of the fire department or an ambulance district, if they make a commitment to volunteer for five years they get free tuition, full tuition at the community college, two years.

MR. GELLATLY:

Do people know about this?

LEG. CARPENTER:

Well, I've sent letters out to the various departments letting them know about it, yeah. But it seems that you're interested in trying to encourage volunteers, so I would ask that you help spread that word.

MR. GELLATLY:

I would be glad to and I think it would be helpful for all the departments if we could get that published in, you know, our town

papers and everything, that would be great; a five year commitment for free tuition.

LEG. CARPENTER:

Exactly.

MR. GELLATLY:

That's great.

LEG. CARPENTER:

We thought so, that's why we passed it.

MR. GELLATLY:

I really appreciate it. If there's anything else that we can do to help increase volunteerism, I think maybe we should look at it, and I guess that's the genesis of this litter.

CHAIRMAN CARACAPPA:

Mr. Gellatly, I would like to thank you for coming down. The way the

process works is barring this being part of the proposal put forth by Fire Island Ferries as part of their rate structure, it would take a resolution of this Legislature or individual Legislator to make what you're asking happen. I haven't seen anything by way of that at this point in time, so we'll have to wait and see if it is included in the proposal by Fire Island Ferries; and if not, I would suggest you lobby Legislators who represent that area to do a resolution, if that's what they feel is prudent at this point in time.

MR. GELLATLY:

Thank you very much for your time.

CHAIRMAN CARACAPPA:

Thank you. The next speaker is Cliff Clark. Mr. Clark, welcome.

MR. CLARK:

Thank you, Mr. Caracappa, I appreciate it. I see Mr. Foley and Ms. Carpenter and every six or seven years we show up here and you folks are here every time; it's good to see you're still around.

LEG. CARPENTER:

For a while.

MR. CLARK:

Good. I was in the Budget Review Office for some business, we're actually coming in for a rate application change for South Ferry Company and there are two companies that service Shelter Island, there's the North Ferry Company owned by Property Owners Association and then the South Ferry owned by myself and my family, I'm the President and CEO; it's been in our family 200 years.

(*Legislators O'Leary & Crecca entered the meeting at 3:15 P.M.*)

And I was with Kevin Duffy and Jim Spero and they told me that you were having a hearing today regarding our franchise and they thought it might be just good timing if I came back and sat here and just offered if there's anything that I can add to what you have in front

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of you regarding the South Ferry Franchise. We have been doing it since 1793, we'd like to do it for some more years if you don't mind. It was a suggestion of BRO that I stop by and see if I can be of any service.

CHAIRMAN CARACAPPA:

The public hearing was last week, today we'll vote on it as a committee and send it before the Legislature. This is just an extension of your license.

MR. CLARK:

Yes.

CHAIRMAN CARACAPPA:

It's been brought to my attention that next year you'll be asking for a rate increase, not now.

MR. CLARK:

I put it in today.

CHAIRMAN CARACAPPA:

You put it in today. So if any Legislators have questions with relation to the rate increase, we appreciate you coming down now and asking if there are questions with relation to that rate increase. What's the increase, if you don't mind telling us now?

MR. CLARK:

It can't be said because we have so many different fares, we have passengers, trucks, cars, buses, everything, so it's going to come out to about 11.3% average, that's after six-and-a-half years since we had our last one.

CHAIRMAN CARACAPPA:

All right. Well, that process will run it's due course with relation to public hearings and I'm sure you'll be back answering questions.

MR. CLARK:

I will, absolutely.

CHAIRMAN CARACAPPA:

And I recommend you talk to Legislator Caracciolo; good luck.

MR. CLARK:

Yes, Mike is aware of it.

CHAIRMAN CARACAPPA:

We'll see you back here when that time comes.

MR. CLARK:

Okay. Thank you very much.

CHAIRMAN CARACAPPA:

I appreciate you coming down. The next speaker is Dan Sicilian. He just walked out? All right, here he comes; you're up.

MR. SICILIAN:

Thank you, Legislator Caracappa. My name is Dan Sicilian, 3rd Vice-president of Suffolk County Association of Municipal Employees. We're here today to advocate that the committee address IR 1975, creating a new position of Director of Highway Planning and Permits in the Department of Public Works. This position would replace a current position which is Federal Construction Projects Coordinator which will not be funded in the 2004 year.

CHAIRMAN CARACAPPA:

That bill was in Ways & Means.

MR. SICILIAN:

It originally went before Ways & Means and was defeated and we're asking it be brought before you guys at --

CHAIRMAN CARACAPPA:

It's not part of this committee, it hasn't been assigned to this committee. It takes the Presiding Officer to assign resolutions to their respective committees. I would -- first and foremost, we would have to have the bill reintroduced if it was defeated or a motion needs to be made on the floor of the Legislature for a discharge out of that committee which has to be done at the next General Meeting or else it does have to be refiled. So the options are that or the refiled of the bill and once the bill is refiled, seeing that it's a personnel matter it has to go to Ways & Means, correct?

MR. SABATINO:

Well, under the current jurisdiction, reclassifications have to go to Ways & Means.

LEG. CRECCA:

I have a question for Counsel on that.

CHAIRMAN CARACAPPA:

Legislator Crecca.

LEG. CRECCA:

Counsel, could this be discharged at the General Meeting with ten --

MR. SABATINO:

With 12 votes.

LEG. CRECCA:

Twelve votes, okay.

LEG. FOLEY:

Mr. Chairman, since we're on the subject matter. If it was discharged next Tuesday, though, there's no corresponding position in the '04 budget; is that correct? Then they want to create a new position, in the '04 budget the position isn't in the budget, what would happen --

it's reclassified, I don't know whether that automatically means the position can move into the new year or not.

CHAIRMAN CARACAPPA:

Commissioner, just give us your take on it, please.

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COMMISSIONER BARTHA:

In the past it has where the reclassification has taken place late in the year. This is one I spoke this morning about and it's something that we support, it's a career employee who's been with the department over 25 years and it's a competitive position, it requires a degree. You know, Civil Service did the desk audit and in July they recommended to the County Exec's Office that it be included, that a resolution be filed. We had actually requested it in our budget request in May of this year.

LEG. FOLEY:

Thank you.

CHAIRMAN CARACAPPA:

Well, Charlie -- Mr. Sicilian, are you finished?

MR. SICILIAN:

Yeah.

CHAIRMAN CARACAPPA:

Okay, thank you very much. I would ask you to stay tuned and just see what happens on Tuesday with relation to a discharge attempt; if that discharge attempt fails, I would ask that if you can convince the County Executive to refile the bill to do it immediately and if not to contact me, I will most definitely be the sponsor of it if that needs to be the case.

COMMISSIONER BARTHA:

Thank you.

CHAIRMAN CARACAPPA:

Okay? Anyone else wishing to address the Legislature at this point in time on any matter? We'll go to the agenda, it's a rather long one today.

Tabled Resolutions

1543-03 - Implementing Leadership in Energy and Environment Design (LEED) Program for future County construction projects (Viloria-Fisher). I will make a motion to table.

LEG. FOLEY:
Second.

CHAIRMAN CARACAPPA:
Second by Legislator Foley. All in favor? Opposed? Abstentions?
1543 is tabled (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1773-03 - Approving extension of license for the South Ferry Company, Inc. (Caracciolo). I'll make a motion to approve, second by Legislator O'Leary. All in favor? Opposed? Abstentions?
1773 is approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1820-03 - Transferring Assessment Stabilization Reserve Funds to the Capital Fund, Amending the 2003 Operating Budget, Amending the 2003 Capital Budget and Program and appropriating funds for Chemical Bulk

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Storage Facilities for Sanitary Facilities in Suffolk County Sewer Districts (CP 8178) (County Executive).

LEG. FOLEY:
Explanation, Mr. Chairman.

CHAIRMAN CARACAPPA:
Commissioner?

COMMISSIONER BARTHA:
You should have a corrected copy now. BRO made a point at the last meeting about the identification of the different sewer districts that this money would be used in and the County Executive's Budget Office worked with BRO and submitted a corrected copy. This work is for Chemical Bulk Storage Facilities, obviously, and it's to make them safer for the delivery of chemicals, it's spill containment.

CHAIRMAN CARACAPPA:
Very good. I'll make that motion, second by Legislator Crecca. All in favor? Opposed? Abstentions? It's approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

Introductory Resolutions

Moving on to 1850-03 - Allocating pay-as-you-go funding for planning for the construction of noise abatement structures adjacent to Patchogue-Mt. Sinai Road, CR 83, between Granny Road and Bicycle Path, Town of Brookhaven (CP 5546.110) (Caracappa). Commissioner, if you want to just weigh in on this, what's the position of the department?

COMMISSIONER BARTHA:

This is an area where there's been chronic noise problems, noise complaints by the neighborhood. We did a noise study in the area and found that the spikes in the noise readings that go with the different periods of traffic are excessive and are at a level that warrant the construction of noise barriers.

CHAIRMAN CARACAPPA:

Keep in mind this is engineering and planning and we'll address the construction funds down the road in some Capital Program; which one that will be we're not quite sure. Legislator Foley?

LEG. FOLEY:

I'm ready to second the motion.

CHAIRMAN CARACAPPA:

Thank you. I make the motion, second by Legislator Foley. All in favor? Opposed? Abstentions? Approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi). Thank you.

1859-03 - Authorizing public hearing for authorization of approval of Cross Bay Ferry license for Fire Island Ferries, Incorporated (Presiding Officer Postal). Motion by myself, second by Legislator Foley. All in favor? Opposed? Abstentions? Approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi). The public hearing will be set.

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LEG. FOLEY:

Date?

CHAIRMAN CARACAPPA:

That is the next General Meeting.

MR. SABATINO:

No, it will be set for December 16th.

CHAIRMAN CARACAPPA:

December 16th. There was a motion and a second. All in favor? Opposed? Abstentions? That is approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1860-03 - Approving Cross Bay Ferry license for the Fire Island Ferries, Incorporated (Presiding Officer Postal). Motion to table by myself, second by Legislator Crecca. All in favor? Opposed? Abstentions? Tabled (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

LEG. FOLEY:

Does the license have to be tabled, can we move on the license?

MR. SABATINO:

No, you have to wait for the hearing to be closed.

CHAIRMAN CARACAPPA:

There was going to be a report to go along with it.

MR. SABATINO:

Yeah, table it; after the hearing is closed then you'll be able to vote at that juncture.

CHAIRMAN CARACAPPA:

So that is tabled.

1861-03 - Authorizing public hearing for authorization of approval of lateral ferry license for Fire Island Ferries, Incorporated (Presiding Officer Postal). Motion to table by myself, second by Legislator O'Leary. All in favor? Opposed? Abstentions? That is tabled as well (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

PLEASE SEE CHANGE IN VOTE ON PAGE 12

1862-03 - Approving lateral ferry license for Fire Island Ferries, Incorporated (Presiding Officer Postal). Motion to table by myself, second by Legislator Lindsay. All in favor? Opposed? Abstentions? Tabled (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1936-03 - Authorizing the execution of an agreement with the New York State Department of Transportation for transit Capital Assistance (County Executive).

LEG. FOLEY:

Motion.

CHAIRMAN CARACAPPA:

Motion by Legislator Foley, second by myself.

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LEG. FOLEY:

Just on the point, if we can hear from the Commissioner the highlights of this particular agreement. Is there anything new to it; could you fill us in?

COMMISSIONER BARTHA:

Sure. There's nothing new to this. This authorizes the County Exec to enter into an agreement for \$738,000 of grant money that has already been allocated through resolution to purchase buses, this merely authorizes the County Executive to sign the grant agreement.

LEG. FOLEY:

Mr. Chairman, if I may go back to 1861.

CHAIRMAN CARACAPPA:

Yeah, I made an erroneous motion. Motion to reconsider by Legislator Foley, second by myself. All in favor? Opposed? Abstentions? It's before us again.

1861-03 - Authorizing public hearing for authorization of approval of lateral ferry license for Fire Island Ferries, Incorporated (Presiding Officer Postal). There's a motion to approve the public hearing, setting the public hearing. Motion by Legislator O'Leary, second by Legislator Crecca. All in favor? Opposed? Abstentions? 1861 is approved for a public hearing (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

Moving back down to 1936, motion by Legislator Foley, second by myself. All in favor? Opposed? 1936 is approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1939-03 - Amending the 2003 Capital Budget and Program and appropriating funds in connection with planning for a memorial for Victims of the September 11th Terrorist Attacks (CP 1773) (County Executive). Motion by Legislator Lindsay?

LEG. LINDSAY:

Yeah, but I have a question.

CHAIRMAN CARACAPPA:

Second by myself. On the motion, Legislator Lindsay.

LEG. LINDSAY:

The \$300,000 for planning?

COMMISSIONER BARTHA:

Correct.

LEG. LINDSAY:

What is the total cost?

COMMISSIONER BARTHA:

We have an approximate budgetary estimate at this point of \$2 million.

LEG. LINDSAY:

And it's going to go over by the Dennison Building?

COMMISSIONER BARTHA:

By the Dennison Building in the --

CHAIRMAN CARACAPPA:
Freedom Plaza?

COMMISSIONER BARTHA:
Actually, not the Freedom Plaza, towards the -- there was a subsequent resolution that changed that.

LEG. LINDSAY:
Will that be our most expensive monument?

COMMISSIONER BARTHA:
Yes.

LEG. CRECCA:
The east side of the building, is that what you are talking about?

COMMISSIONER BARTHA:
By Vets Highway on the south corner of Vets Highway and the Dennison Building parking lot it will be.

CHAIRMAN CARACAPPA:
Armed Forces Plaza.

COMMISSIONER BARTHA:
Okay. I was thinking Freedom Plaza; Freedom Plaza is where it was originally supposed to be and we had it changed. We don't -- when you say Armed Forces Plaza, the committee really wanted it to be distinct from Armed Forces Plaza.

CHAIRMAN CARACAPPA:
Legislator Crecca.

LEG. CRECCA:
Do we have a -- we had talked about trying to come up with sort of a master plan for the Dennison Building corridor, if you want to call it, Dennison Building property with monuments and things like that; was that ever done, is anyone aware?

COMMISSIONER BARTHA:
There's a committee that the siting things have to go through and this site has gone through there and there was a resolution that authorized it to be placed at that location.

CHAIRMAN CARACAPPA:
That original master plan for Armed Forces Plaza was done back in 1997, around there, it wasn't anything ground breaking other than to say that with Vets Highway being -- what's the word I'm looking for? With implement construction on Vets Highway, that we should concentrate on moving any monument with relation to Armed Forces Plaza

away from Vets which we did with World War II. With the Memorial Siting Committee, which I chair, we have dealt with the September 11th

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Memorial and we made a conclusion that it should be placed on the east side of the Dennison Building which, in my estimation, is Freedom Plaza.

LEG. CRECCA:

That's changed according to what Charlie said.

CHAIRMAN CARACAPPA:

That's news to me.

LEG. CRECCA:

Can I make a suggestion? Why don't we -- can we get, you know -- can we have a rendering location wise, a map of the Dennison Building property, where the current sites are and what the overall plan is? I say that only because if we're going to spend a tremendous amount of money on a memorial of this magnitude, I really think we need to look at the overall site and make sure it's, A, in the best spot on that site and, B, I think we've got to take into account the future of that site and what's going to be developed there in further monuments and parking and things like that before we go sighting a \$2 million monument.

CHAIRMAN CARACAPPA:

What I'll do is I'll make a motion to discharge without recommendation, take it off the committee agenda and put it on the floor. I'm sure we can get a rendering of some sort or some sort of clarification as to the location between now and the General Meeting.

LEG. CRECCA:

Yeah, this bill doesn't obligate us to a site anyway, right?

COMMISSIONER BARTHA:

Correct. But I will give you a location of the sighting as well as a brochure which depicts the design that the committee had selected before the meeting next Tuesday.

CHAIRMAN CARACAPPA:

Counsel says we have to know where we're sighting it before we plan it.

COMMISSIONER BARTHA:

I understand that and I'll also give you a Legislative history on that.

CHAIRMAN CARACAPPA:

Okay, we'll get clarification between now and then. Let's just move it out of committee now with a motion to discharge without recommendation by myself. Is there a second?

LEG. CRECCA:

Second.

CHAIRMAN CARACAPPA:

Second by Legislator Crecca. All in favor? Opposed? Abstentions? Discharged Without Recommendation (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

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1945-03 - Amending the 2003 Capital Budget and Program and appropriating funds for the acquisition of land for the reconstruction of Deer Park Avenue East, CR 66, Town of Huntington (CP 5508.211). (County Executive). Commissioner?

COMMISSIONER BARTHA:

This is for an improvement project that's already been completed, it's a Real Estate resolution to fund the acquisition of the property.

LEG. LINDSAY:

Motion.

CHAIRMAN CARACAPPA:

Motion by Legislator Lindsay, second by myself. All in favor? Opposed? Abstentions? 1945 is approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1949-03 - Amending the 2003 Capital Budget and Program and appropriating funds in connection with a Highway Transportation Needs Assessment (CP 5530) (County Executive). Commissioner?

COMMISSIONER BARTHA:

The highway Transportation Needs Assessment Program that we have is -- this is to expand that, it will allow us to include a GIS component for waterways as well as providing enhanced accident analysis. This system has been tremendously valuable to us in identifying highway improvements and scheduling those funds for improvements.

LEG. FOLEY:

Motion.

CHAIRMAN CARACAPPA:

Motion by Legislator Foley, second by Legislator O'Leary. All in favor? Opposed? Abstentions? It's approved (VOTE: 5-0-0-1 Not

Present: Legislator Guldi).

1950-03 - Appropriating funds in connection with the Suffolk County Share for Participation in the reconstruction/widening of CR 3, Wellwood Avenue Bridge, Town of Babylon (CP 5851) (County Executive). Motion by myself, second by Legislator O'Leary. On the motion, Legislator Foley.

LEG. FOLEY:
Which bridge is this on?

COMMISSIONER BARTHA:
Wellwood Avenue over Southern State Parkway.

LEG. FOLEY:
Thank you.

CHAIRMAN CARACAPPA:
All in favor? Opposed? Abstentions? It's approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

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1956-03 - Transferring Assessment Stabilization Reserve Funds to the Capital Fund, Amending the 2003 Operating Budget, Amending the 2003 Capital Budget and Program and appropriating funds for improvements to Suffolk County Sewer District No. 20-William Floyd (CP 8148) (County Executive).

LEG. O'LEARY:
Motion.

CHAIRMAN CARACAPPA:
Motion by Legislator O'Leary, seconded by myself. All in favor? Opposed? Abstentions? It's approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1957-03 - Transferring Assessment Stabilization Reserve Funds to the Capital Fund, Amending the 2003 Operating Budget and appropriating funds for Project Labor Agreement Services for Sanitary Facilities in Suffolk County Sewer District No. 3-Southwest (CP 8180) (County Executive).

LEG. FOLEY:
Motion.

CHAIRMAN CARACAPPA:
Motion by Legislator Foley, second by Legislator Lindsay. All in favor? Opposed? Abstentions? It's approved (VOTE: 5-0-0-1 Not

Present: Legislator Guldi).

1958-03 - Amending the 2003 Adopted Operating Budget and the 2003 Capital Budget and Program and accepting and appropriating funds in connection with the purchase of Sewer Billing Software and Hardware (CP 8182) (County Executive).

LEG. O'LEARY:
Motion.

CHAIRMAN CARACAPPA:
Motion by Legislator O'Leary, second by Legislator Foley.
Commissioner, anything to say on this?

COMMISSIONER BARTHA:
We send out 300,000 bills a year to sewer districts and take in and receives 300,000 bills a year. This will allow us to upgrade the system, we'll be able to take payments by credit card, people will be able to pay over the Internet directly if they like from their checking account; basically what private industry has available.

CHAIRMAN CARACAPPA:
Very good. All in favor? Opposed? Abstentions?
Approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1959-03 - Transferring Assessment Stabilization Reserve Funds to the Capital Fund, Amending the 2003 Operating Budget, Amending the 2003 Capital Budget and Program and appropriating funds for engineering Services for an Infiltration and Inflow Study in Suffolk County Sewer District No. 3-Southwest (CP 8181) (County Executive).

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LEG. FOLEY:
Explanation.

COMMISSIONER BARTHA:
The sewer system in Southwest Sewer District is now 25 years old. This is what's commonly referred to as an I & I study to identify and point a leakage in the system as well as points of illicit discharge into the system. We have -- during periods of heavy rainfall we have a tremendous increase in the amount of flow to the treatment which should not be allowed. We're seeking to identify where there's coming in.

LEG. FOLEY:
If I may, Mr. Chairman. This kind of project would not be eligible for any State or Federal funding?

COMMISSIONER BARTHA:

No.

LEG. FOLEY:

Being that the end point, if you will, is in the -- is at least two miles into the ocean. That being the case, there's both the State and the national interest in this particular facility. Does the department attempt to secure grant monies, are there grant monies available either from the Feds or State for something of this nature?

COMMISSIONER BARTHA:

We've included this project along with the incinerators at Bergen Point for such improvements on our list of projects that we seek money for, that has not become available. We have been successful in getting grant money for the North Shore sewage treatment plants in Port Jefferson and Kings Park across from Long Island Sound.

LEG. FOLEY:

Okay.

CHAIRMAN CARACAPPA:

All in favor? Opposed? Abstentions? Was there a motion, do we have a motion and a second? Motion by Legislator Foley, second by Legislator O'Leary. All in favor? Opposed? It's approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1964-03 - Authorizing the execution of an agreement between the County and the New York State Department of Transportation for 100% Federal and State aid funding for the continuation of the Suffolk Clipper Bus Service on the Long Island Expressway (County Executive).
Motion by Legislator Crecca, second by myself.

LEG. CRECCA:

Put it on the consent calendar?

CHAIRMAN CARACAPPA:

Can we put this on the consent calendar, Paul?

MR. SABATINO:

Yes, it would be eligible.

CHAIRMAN CARACAPPA:

Okay. So there's a motion to approve and place on the consent calendar by Legislator Crecca, second by myself. All in favor? Opposed? Abstentions? That is approved and placed on the consent calendar (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1969-03 - Authorizing the execution of an agreement by the Administration Head of Suffolk County Sewer District No. 3-Southwest with Superior Packaging - 324 South Service Road, Melville, NY, 11747 (County Executive).

LEG. CRECCA:

I will make a motion to approve.

LEG. O'LEARY:

Second.

CHAIRMAN CARACAPPA:

Motion by Legislator Crecca, second by Legislator O'Leary. All in favor? Opposed? Abstentions? It's approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1979-03 -- that was a good year -- A resolution authorizing the issuance of \$19,500 Serial Bonds of the County of Suffolk, New York, to pay part of the cost of the purchase and installation of Bus Shelters (CP 5651.516)(County Executive). Motion by Legislator Foley.

LEG. FOLEY:

Thank you, Mr. Chairman.

CHAIRMAN CARACAPPA:

Second by myself. All in favor? Opposed? Abstentions? It's approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

LEG. FOLEY:

Next week.

LEG. CRECCA:

The Brian Foley Bus Shelter.

MR. SABATINO:

I'm sorry, just one technical point, though.

CHAIRMAN CARACAPPA:

Sure.

MR. SABATINO:

It's a bond resolution but there appears to be a clause appropriating money; ordinarily bond resolutions can't appropriate money.

COMMISSIONER BARTHA:

The appropriating resolution which identified the shelters has already passed, there was some -- it didn't have the accompanying bond resolution apparently.

MR. SABATINO:

Yeah, that's what I thought, okay. So for the Clerk's Office benefit, if you could just -- the provision appropriating monies in the resolution should be stricken; the resolution passed but it should be done with the appropriating clause stricken from the resolution.

LEG. LINDSAY:
(Inaudible).

LEG. FOLEY:
We don't have BRO here; it's a fair question. It's 19,000 --

MR. SABATINO:
The actual program has already been appropriated, the bond somehow fell by the wayside. In this resolution the technical detail issue is a threshold question which, you know, could have been addressed -- well, actually this goes back to the year 2000, it goes back a couple of years.

LEG. FOLEY:
This was a resolution initially approved in the year 2000?

CHAIRMAN CARACAPPA:
For bond resolution.

MR. SABATINO:
Yeah, November of 2000, but somehow --

LEG. FOLEY:
So in November of 2000 when we were in a much more difficult fiscal situation than now is why we used some of the Capital as opposed to pay-as-you-go. Now, I'm not going to get into it today, Mr. Chairman, but the obvious question then becomes if this is the follow-up to a 2000 resolution and it's 2003, you know, maybe in the new year if we have to get on this issue again of the long lead time between the time this Legislature approves and appropriates bus shelters and then when they actually are installed. And again, we're not pointing fingers at the department because we know at times it could also be the landowner or it could be some other situation. But there's a long --

CHAIRMAN CARACAPPA:
The State.

LEG. FOLEY:
Yeah, and the State. There's a long lead time and I can still think of Clubhouse of Suffolk, you know, over on Lakeland, right next to the fire department, that's going on I think five years. So you know, if we're going to really try to recruit more patrons for our buses, we

have to approve the amenities and the way to improve the amenities is through the bus shelters in part but it shouldn't take two or three or four years. Again, it's not -- it might be an execution of a contract, it may not be out of the department's -- it could be out of the department's hands, an issue with the County Attorney's Office. So these are things that, Mr. Chairman, in the new year that we need to take a closer look at.

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CHAIRMAN CARACAPPA:

We'll leave that for the next Chairman, Legislator Foley.

LEG. FOLEY:

Or the new Presiding Officer, Legislator Caracappa.

CHAIRMAN CARACAPPA:

No, that person, too. Okay, 1979, there is a motion and a second. All in favor? Opposed? Abstentions? It's approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

1991-03 - Appointing members to the Suffolk County Transportation Advisory Board (John Corrado, Judy Record and Robert J. Smith) (Foley).

LEG. FOLEY:

Motion, Mr. Chairman.

LEG. LINDSAY:

Second.

CHAIRMAN CARACAPPA:

Motion by Legislator Foley, second by Legislator Lindsay. All -- I know Mr. Corrado is here, if anyone has any questions for him.

LEG. FOLEY:

Also, Mr. Chairman, Ms. Record, she couldn't be here today but if it is the will of the committee I can ask of her to attend on the 2nd of December. She's one of two serving in the capacity representing those who utilize the bus system and who also are physically challenged.

CHAIRMAN CARACAPPA:

I as one member of the committee don't see it necessary for her to come down to Riverhead at the next meeting, so just convey that to her.

LEG. FOLEY:

Thank you.

CHAIRMAN CARACAPPA:

I'm very pleased to see Mr. Corrado participating in what is a very important committee and John's record with relation to transportation and his work here in Suffolk County is wonderful and he's going to be a wonderful addition to this committee and we welcome him. So with a motion and a second being made, all in favor? Opposed? Abstentions? Approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

2007-03 - Appropriating funds in connection with intersection improvements on CR 19, Patchogue-Holbrook Road at Old Waverly Avenue, Town of Brookhaven (CP 5040.310) (County Executive). Motion by Legislator Lindsay, second by myself. All in favor? Opposed? Abstentions? 2007 is approved (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

Sense Resolutions

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Moving on to Sense Resolutions. Sense 66-2003 - Memorializing Sense Resolution requesting Metropolitan Transportation Authority (MTA) to reject Huntington Railyard Locations (Cooper). Is there a motion?

LEG. CRECCA:
Motion to table.

LEG. LINDSAY:
Second.

CHAIRMAN CARACAPPA:
Motion to table by Legislator Crecca, second by Legislator Lindsay. All in favor? Opposed? Abstentions? It's tabled (VOTE: 5-0-0-1 Not Present: Legislator Guldi).

Sense 67-2003 - Memorializing Sense Resolution requesting the State of New York Department of Transportation to raise speed limit on Long Island Expressway (LIE) (Caracciolo). Motion by myself, second by Legislator Crecca. All in favor?

LEG. CRECCA:
Can we change it to 70 miles an hour? No, I'm kidding.

CHAIRMAN CARACAPPA:
All in favor? Opposed?

LEG. FOLEY:
Opposed.

CHAIRMAN CARACAPPA:

**Legislator Foley is opposed. Abstentions? Sense 67 is approved
(VOTE: 4-1-0-1 Opposed: Legislator Foley - Not Present: Legislator
Guldi).**

**Any other business to come before this committee? Hearing none, I
would like to wish everyone a happy Thanksgiving. We are adjourned.**

(*The meeting was adjourned at 3:42 P.M.*)

**Legislator Joseph Caracappa, Chairman
Public Works & Transportation Committee**