

PUBLIC WORKS & PUBLIC TRANSPORTATION COMMITTEE

Of the

Suffolk County Legislature

Minutes

A regular meeting of the Public Works & Public Transportation 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 **May 31, 2005**.

Members Present:

Legislator Allan Binder • Chairperson

Legislator Pete O'Leary • Vice•Chair

Legislator Angie Carpenter

Legislator Brian Foley

Legislator John Kennedy

Legislator Vivian Vilorio•Fisher

Also In Attendance:

Mea Knapp • Counsel to the Legislature

Alexandra Sullivan • Chief Deputy Clerk/Suffolk County Legislature

Bill Faulk • Aide to Presiding Officer Caracappa

Ellen Martin • Aide to Legislator Binder

Ben Zwirn • Assistant County Executive

Charles Bartha • Commissioner/Department of Public Works

Richard J. LaValle • Chief Deputy Commissioner/Dept of Public Works

Tom Muratore • Vice President/Suffolk County PBA

Bill Small • 4th Precinct Trustee/Suffolk County PBA

Robert Fagerlund • 4th Precinct Trustee/Superior Officer's Association

Michele Isabelle•Stark • Program Coordinator for Cultural Affairs •

SC Department of Economic Development, Workforce Housing

& Cultural Affairs

All Other Interested Parties

Minutes Taken By:

Donna Catalano • Court Stenographer

(*THE MEETING WAS CALLED TO ORDER AT 2:06 P.M.*)

CHAIRMAN BINDER:

If everyone will rise for the Pledge of Allegiance led by Legislator Carpenter.

SALUTATION

Public Works and Public Transportation Committee Meeting will come to order. We don't have any public hearings set, so I'll go straight to the cards. It is a long agenda. I am asking anyone that comes up to speak to adhere to a three minute rule. I don't have that many cards, but the agenda is significantly long, and we're getting going a half an hour late today. So I'd appreciate your indulgence on that. First I've got Bill Small, the Fourth Precinct Project. Just come up and sit down. It's probably easier if you just come up, sit down, grab a microphone.

MR. SMALL:

My name is Bill Small. I'm with the Suffolk County PBA, Fourth Precinct Trustee. I'd like to thank the committee for allowing me the time to speak with your bus schedule this morning •• this afternoon. I'm here basically to request your assistance to ensure and potentially accelerate the timeline for construction of a new Fourth Precinct, which is desperately needed.

I'm joined by members from other unions that will speak briefly and reaffirm what I'm about to tell you. Basically, we're just looking for your help. Whatever you can do to help us to get a new precinct constructed is what we're looking for. I've been a police officer for 26 years, I've been a trustee in the precinct for 14 years. As I'm sure you already know, the precinct was constructed in 1973. The building's been in operation in excess of 30 years uninterrupted. We've been open 24 hours a day, seven days a week, 365 days for over 32 years without closing, we've never closed.

At my request, some of you have visited the precinct and viewed the conditions there. You certainly are all welcome. I look forward to the opportunity to show any and all of you the precinct and the condition it is in. In addition to severe space limitations within the building, we control the temperature of the building by opening and closing the front doors in both the winter, the summer, fall, year around. We have an air conditioning unit outside, a condensing unit, that has an oscillating lawn sprinkler that operates 24 hours a day, seven days a week, June through September supplied by a garden hose that stretches across the precinct parking lot to cool the condensing units so that the air conditioning can operate.

Even with that, the cops themselves, detectives and plain clothed officers have installed unauthorized window units through the windows to supplement the air conditioning. It simply just don't work. Last summer, we attempted to install additional units, the County did, in both the Inspectors and the Deputy Inspector's Office. They were unable to do it because it blows the circuit breakers, it's just not adequate power.

I'll briefly go over some of the other problems with the precinct. There's no handicapped entrance to the front of the precinct. You walk up to the front of the precinct, no handicapped entrance. We have a building with multiple rat traps strategically placed around the building perimeter. There's multiple incidents of exposed wirings throughout the precinct. The mens and ladies room and precinct locker facilities are deplorable at best. I would say that the mens room at the Port Authority Terminal in Penn Station is cleaner and better equipped than the facilities at

the precinct.

The railings to the entrance to the rear of the precinct are completely rusted through, there's nothing holding them there, it's just railing and concrete. We have crumbling concrete basement steps. The roof leaks. Few of the building windows open. The ones that do open, we have to use pliers to open them. The floor tiles throughout the building have worn through. I question any of you, have you ever seen a floor tile completely worn through? And imagine how long it would take and the wear and tear that would be required to get to that level. I have some pictures here you can take a look at. And I ask you how long and how much use has it had to get to that level? And that to me just exemplifies the entire precinct.

CHAIRMAN BINDER:

Sum up if you can.

MR. SMALL:

Sure. It's a nonsecure parking lot, particularly late in the evening, total access by anybody in this day of heightened security. We have a building that operates 24 hours a day, seven days a week, and at best, it gets cleaned two to three hours a day. I'm here, and I'll close, just to solicit your help and do whatever I can do to help you to get the job done. We're just looking to speed that project up and put it on the forefront. And I appreciate your time and any help.

CHAIRMAN BINDER:

Any questions from members? Legislator Kennedy.

LEG. KENNEDY:

Thank you, Mr. Chair. Mr. Small, we've had conversations about this before. And obviously, you know, the Fourth Precinct is in my Legislative District, I've had an opportunity to go ahead and have other conversations with police personnel in there, and I've heard first hand accounts, I guess, about the conditions you work under. And it's, I guess, unfortunate at best and difficult. However, what I will say to you is I know that you need to have the situation remedied. There was discussion, I guess, as far as the planning money goes with looking at some alternate sites. I've had several discussions with the administration. I'm told it's resolved and that we have a clear direction to go in as far as siting for the new construction. So that should not prove to go ahead and extend the timeline. And I'm going to specifically request from DPW that they fast track the RFP process to go ahead, get the plans and move quickly and expeditiously for construction.

MR. SMALL:

We would certainly appreciate your help and the help of everybody here.

LEG. KENNEDY:

Well, my colleagues all feel the same way. As a matter of fact, I've had the opportunity to be at the Sixth Precinct opening just a couple of weeks ago, and I guess it's a real testament to what can be done when good planning is put in place. It's a beautiful facility. So I hope we get the same kind of experience here in the Fourth.

MR. SMALL:

We look forward to it. Thank you.

CHAIRMAN BINDER:

Legislator Foley.

LEG. FOLEY:

Thank you, Mr. Chairman. And thank you for placing on the record the concerns that many of us had been about that particular precinct. The actual construction of the new precinct, I would imagine, is still some years away. With that said, I think what needs to be broached here today with the committee and also the Department of Public Works is the following; are there certain steps that could be taken to at least remediate some of the problems existing at the current Fourth Precinct on a short term basis. And I think that needs to be addressed. As much as we're looking forward to a new precinct, I think it's going to be at least 18 months if not longer away from construction, and I stand to be corrected on that.

With that said then, I think •• and given the gravity and endemic problems of the current building, I think we should some •• at least some discussion on whether there's some short term ways to mitigate some of the existing problems within the building. So I think that should be something that we would take up either today or in the near future, because certainly these problems should not stand as they are for the next 18 to 24 to 30 months. Even if it's an accelerated process, and I agree with Legislator Kennedy that that should be undertaken, but even with an accelerated process, given all the Capital Projects that already underway, I think need to do some short terms things there in order to ameliorate some of the problems that your membership is having with the building.

MR. SMALL:

I know I speak for the entire precinct, we're just looking for your help in anything you can do. We greatly appreciate it.

LEG. FOLEY:

Thank you. Thank you, Mr. Chairman.

CHAIRMAN BINDER:

Thank you. You should know, I don't want to repeat myself as they all come up, this Legislature really is committed to trying to help you out. We've done that in other precincts. And we understand as a board, because in a sense, you know, if you have a company and there's a board of the company, we are the board of two and a half billion dollar company and you are the guys who are working in that company. And we have a responsibility to you to try to get you what you need to efficiently and correctly carry out your duties, particularly duties that are so important to the life, health and safety to the people of Suffolk.

MR. SMALL:

I've been in that precinct 26 years. I can tell you, I speak for every cop in that precinct, if there was a tent outside, you know, we're still going to come to work and we're going to job the best we can.

CHAIRMAN BINDER:

That's the point. Right. We know that.

MR. SMALL:

We're just looking for some help from your government body here to help us out to get that precinct to the forefront and not put it off any longer than it has, because the truth is that it should never be in the condition it is in today.

CHAIRMAN BINDER:

Agreed. Thanks.

MR. SMALL:

Thank you.

CHAIRMAN BINDER:

Next is Robert E. Fagerlund.

LEG. CARPENTER:

Excuse me, Mr. Chairman. Mr. Small, do you have those photos. Did you pass those photos out? Pictures are worth a thousand words.

MR. FAGERLUND:

Good afternoon. My name is Robert Fagerlund. I work over at the Fourth Precinct, I've been

there for the last 13 years. I'm currently the Fourth Precinct Trustee for the SOA.

I'd like to thank the ladies and gentlemen of the committee for hearing me on this issue. And like Bill Small stated, our main •• our main issue is that we want this precinct to get moving quickly. Instead of delaying it and delaying it, we want the planning and construction to go ahead as fast as possible. Bill brought up a lot of points that I also have. I won't reiterate the same points. It's structural •• many structural problems; the heat and air conditioning units don't operate at all. One of the other problems that wasn't brought up is we have numerous insects that have been breeding in the waste drainage systems of the precinct; we have sewer flies that come out of the shower drains, we've had worms come out of the water fountain. Those are just totally deplorable.

At night, we have had people that really don't know where the front door is coming into supposedly secure entrances for police personnel only. We redirect them around to the front of the building. In the past we have had •• the fire department was called this past winter regarding the oil burner backfiring releasing fumes throughout the building. I personally know that's occurred several times. Pretty much to sum up, Bill Small hit on the main issues. I'd just like to thank you for hearing me. And I appreciate any help that can be done to expedite project. Thank you.

CHAIRMAN BINDER:

Thank you. Any questions of the committee? Thanks. Next up is Ray Griffin.

MR. GRIFFIN:

Good afternoon. I'm Ray Griffin, First Vice•President of the Suffolk Detectives Association. First of all, I'd like to thank you for allowing us to address you today regarding the Fourth Precinct

Project. I'm especially happy to hear your attitude towards •• you believe in what we're presenting is the correct thing. Just so you are aware, this not only an issue for our work members, this morning, myself and our Second Vice President Bill Plant toured the Fourth Precinct Detective Squad Room. We didn't go into the main part, just the squad room, which is attached to the main precinct. The first thing we noticed as we pulled up is that the main entrance to the Detective Division, there's a cone you must walk around because the steps are crumbling. Now this is not only on the issue for the sworn members, it's also a place where they bring people in custody, people to be interrogated, as well as victims, they must travel up and down those same stairs.

All the conditions that Bill Small mentioned regarding windows, air conditioning, all of that exists in the same facility where the detectives are. One other thing that was kind of deplorable for me is that within their confines, there are two interview rooms. As you know, every detective unit must have interview rooms. The second room is also the lunch room for the detectives. They share room that room with •• they have to clean the room after somebody is interrogated or a witness is interviewed and wait until that room becomes available before they can have anything to eat. So I just wanted to say thank you. I didn't want to take much of your time. I just hope •• with us it's more of a time •• as quickly as you can do something for us, we would really appreciate it.

CHAIRMAN BINDER:

Thank you. Any questions? Thank you very much.

MR. GRIFFIN:

Thank you.

CHAIRMAN BINDER:

Next up is Tom Muratore.

MR. MURATORE:

Ladies and gentlemen, my name is Tom Muratore, and I'm the Vice President, Suffolk County PBA. As you can see, it's important to the police officers in Suffolk County the conditions that are going on in Fourth Precinct. And to address Legislator Foley's attitude about we'll do a lot of temporary stuff, well, you know, for the rats, we can take care of with the traps that are there, I guess with the worms and sewer flies we can use Raid and these other things, but I think •• and the fumes, we can't even open the windows to take care of the fumes. I guess to take care of the air conditioner we can buy a larger lawn sprinkler.

I think we're past temporary. I think we have to do something, and I appreciate Mr. Kennedy asking DPW to fast track the process. It needs to be done now. I mean, it's not •• I remember 33 years ago when they opened that place. You know, that was the flagship of the County. It was one of the nicest newest precincts, but, you know, time has taken it's toll. The lack of maintenance in the place is deplorable. I mean, from what I'm hearing from my trustee, we get cleaning maybe two to three hours a day, maybe monday through Friday. Like, yesterday was a holiday, so I know nobody cleaned up over the last weekend. So you can imagine what the place must be like this morning.

From what I'm hearing from my friends in AME, they have, like, maybe three or four janitorial personnel that take care of this whole complex, cleaning thousands and thousands of square feet of area. That's part of the reason the place is running down. So even if we do as Mr. Foley says some temporary work, we have to keep it up. But it's not going to work. We need to join together. I know there might be differences of political agendas here on each side of the aisle, but knowing this group, like Public Safety, it's a group that works together. It's done a lot of

good for cops in Suffolk County and for the people in Suffolk County, because you owe it to them too, you know? They come into these precincts.

And I guess there are ways that we can bring this to task. I mean, we can get a hold of OSHA, we can get a hold of the County fire people that come in to look at the fire codes and all this other stuff. But I don't know that we want to do that. I don't think that we act like, you know, our neighbors in Nassau County and go public with this and bring people into the precinct and show them what it's like and what the public and what the cops and even criminals have to deal with.

I mean, I can honestly say, and I spoke to the warden before, that the conditions in jail, which are deplorable, are much better than they are in the Fourth Precinct where police officers have to work. So, please, whatever you can do with this. If it's a site that needs to be taken care of, do that. You have a plan that you can just put into effect; take the Sixth Precinct and just bring it right over here. But whatever you can do, we would appreciate it. Again, thank you for your time. And to some of the Legislators who went through this, we apologize for putting you through it twice, we know you're our champions and this group is just as much. So please help us. Thank you.

CHAIRMAN BINDER:

Thank you. First, Legislator Carpenter.

LEG. CARPENTER:

Thank you. Thank you very much, Tom and to everyone in the precinct, thank them for their patience through this situation. I had an opportunity to tour the precinct last year, and I was told that DPW was trying to put some band-aids on it. I know they've done a good job in some

cases in trying to make it almost habitable, I'm not even going to say habitable, but there's just so much you can do. And there's no denying that no one should be in that building now. And hopefully, through the Chairman, we can get some answers today from the Commissioner to see, you know, if there's anything else we can do to help expedite it. I know Legislator Kennedy has been working feverishly. And I think we put some issues to bed that were causing us to perhaps drag our heels on it. But again, thank you for coming down and thank everyone there for their patience. We will try to do our best.

MR. MURATORE:

Thank you.

CHAIRMAN BINDER:

Next, Legislator Foley.

LEG. FOLEY:

Thank you, Mr. Chairman. And, Tom, it's good to hear you on the issue. Just so that it's clear in everyone's mind, we'd all like to see it accelerated. At the same time, given the realities of public letting and construction phases and the like, it still remains that for at least the next year, I would imagine at least a year, that that place will be home for the Fourth Precinct. Given that, we need to look at not just a long term ultimate solution, but whether or not there are some short term things that can be done to alleviate the current problems.

To alleviate the current problems, in no way short changes or means that we are trying to delay the final answer. It's just that it's a realistic situation that's occurred in the Fifth Precinct, it

occurred in the sixth Precinct as well, that while a long term solution was a new location, that there were some short term things that could be done to try to at least reduce the amount of problems that the •• your membership and AME membership had to live with in a day in and day •out basis.

So the two aren't mutually exclusive. You can still move forward with accelerating the project, but at the same time, in the mean time, until that's completed, I certainly would believe that there are things that could be done to try to at least make the problems less severe then what they currently are. That was the point that we are raising.

MR. MURATORE:

Good. Thank you, Legislator Foley.

CHAIRMAN BINDER:

Legislator Kennedy.

LEG. KENNEDY:

Mr. Chairman, thank you. Tom, I think I'm going to echo what I had shared with your colleagues. The other thing that I'm going to say is that I'm fortunate, I guess, as a freshman Legislator to have had the benefit from all folks around this horseshoe as far as support towards trying to move this forward. I think everybody here agrees that safety of personnel is key and paramount, and we do not want to see any police personnel or the public at risk with coming into a facility such as that.

I'm also going to suggest that what Legislator Foley is kind of indicating, I guess, is a double-pronged approach. I will talk with Chairman Bartha again. I will get from Chairman Bartha a date concern as to when the RFP will be let and when the RFP will be back in order to go ahead and then start the time period going forward. If anything I've learned how to do in 28 years as a municipal employee, it's to go ahead into status, and date certain is what makes projects come together. So I will make •• through a variety of ways, speak to him and make sure that I kind of join Charlie at the hip in order to go ahead and make sure that this one comes to fruition.

The other thing that I will do, though, is take up on what Legislator Foley talked about, perhaps may be a punch list of absolutes that need to be remedied right now. Some of those pictures are quite distressing as far as broken walkways and things such as that. Nobody should be in there under those kinds of conditions.

MR. MURATORE:

Thank you.

CHAIRMAN BINDER:

Legislator Vioria•Fisher.

LEG. VILORIA•FISHER:

Thought you were off the hook there.

MR. MURATORE:

I did.

LEG. VILORIA • FISHER:

Out of the hot seat. I'm just going to say that what Legislator Kennedy said is absolutely correct, we are all in support of this and in support of pushing up the calendar on this project, not only because of the deplorable condition under which people are working •• and I've very proudly stood with my colleagues at the opening of the Sixth Precinct, I had gone to visit the Sixth Precinct before that, and this is the way we want to see our government run, the way we see this inviting building in Selden. It's just a good example of what we should have.

And I also have the added interest in this since before it became •• it seemed to be a critical issue during this budget period, that it will be built according to LEEDS standards, which means that it provide a better working atmosphere for the workers who are there all day; the air quality and climate controls will all be in place to provide the best working conditions possible. So we are all really looking forward to seeing that date concern that Legislator Kennedy is referring to. We are all looking to the Commissioner for those dates and have it moved up as expeditiously as possible.

CHAIRMAN BINDER:

Tom, I appreciate your comments before the committee, and not just yourself, but bringing a number of people to talk specifically about it to make sure it's on the front burner and not the back burner.

MR. MURATORE:

Good. Thank you.

CHAIRMAN BINDER:

Thanks. The last card I have is Michelle Isabelle•Stark.

MS. ISABELLE•STARK:

Good afternoon, Chairman Binder and Legislators. My name is Michelle Isabelle•Stark. I'm the program coordinator for Cultural Affairs in the Department of Economic Development and Workforce Housing. And one of the programs I'm responsible for is administering the Cultural Tourism Program, which is funded by some of the hotel•motel taxes that are collected in the County.

I recently completed a mapping of all the cultural and arts organizations that are funded through the County, and there are distinct clusters throughout Suffolk County, arts clusters; Huntington, South Shore, the East End, both forks, the North Fork and South fork and also the North Shore. The Three Village and Port Jefferson area has a lot of cultural activity. We have the Stony Brook Film Festival, we have the Staller Center, the Wang Center, the Long Island Museum, Theatre Three in Port Jefferson, just a wonderful collection of organizations.

One of the problems is getting people from one spot to another. We get a lot of foot traffic from Connecticut, they come over on the ferry and they stay in Port Jefferson, because they have really no way to get to Stony Brook. So I'm here to support the resolution, 1394, which is going

to enhance bus service from Port Jefferson to Stony Brook. Both of these areas, the Three Village and Port Jefferson are part of the Long Island North Shore Heritage area. And we really need to support the growth of cultural tourism with public transportation. So that why I'm here today. Thank you.

LEG. VILORIA • FISHER:

Thank you.

LEG. FOLEY:

Thank you.

CHAIRMAN BINDER:

Thank you. Any questions? Thank you very much. Okay. Anyone else wanted to come before the committee that didn't give us a card? If not, we're going to go to the agenda. Let me ask Charlie to come up.

COMMISSIONER BARTHA:

Good afternoon.

CHAIRMAN BINDER:

All right. We will start with tabled resolutions. Legislator Losquadro. You are right. I made a

promise, and I must keep that promise. What was the number that you wanted.

LEG. LINDSAY:

1573.

CHAIRMAN BINDER:

1573, if you don't mind, we'll take out of order to let Legislator Losquadro all the way •• all those in favor? Opposed? We'll take **1573** out of order to make a colleague happy. That's what we're here for.

1573•05 • Directing the Commissioner of Public Works to utilize the former 6th Precinct building for Police purposes (Losquadro).

I'll make the motion, seconded by Legislator Carpenter.

LEG. LOSQUADRO:

On the motion.

CHAIRMAN BINDER:

On the motion, Legislator Losquadro. It's in your area so why don't you tell us about this?

LEG. LOSQUADRO:

Thank you. This has been ongoing for some time. This predates my tenure in office. There were commitments made to the surrounding Coram community when the plan was first floating to move the Sixth Precinct to its new location in Selden. The reason why there was not public opposition at the time is commitments were made to the community that a police presence would be maintained •• a uniformed police presence would be maintained at the old Sixth Precinct facility. And in keeping with that, last year we put money into the budget with the near completion of new Sixth Precinct to renovate that facility to bring it back up to a habitable condition. And I have been in discussions with the Commissioner's Office since he •• since his confirmation hearing as a matter of fact •• on this issue. And so far, we have not received any satisfaction.

I have taken a multi•pronged approach to this here. Here with me, I have several hundred pieces of correspondence from members of the surrounding community. This issue is not going away. I did have a meeting with the Commissioner of Public Works, and there seems to be a bit of movement on this, but I will not back out of this resolution. I would like to see it passed. I would like to see the pressure continued to be brought to bear on the Commissioner's Office to act on this as expeditiously as possible.

I refer to this as the broken window theory, which I'm sure we're all familiar with that concept. I drive through that area on a regular basis, and there are alcohol bottles lined up outside of the bus station •• the bus stop right outside of the former Sixth Precinct Building. The building has been vandalized. This is something that needs to be acted on and acted on very quickly. And I encourage all my colleagues who are members of this committee, and thank you, by the way, Mr. Chairman, for indulging me. I do miss taking part in this committee, but I certainly have enough on my plate already this year. So I would ask my colleagues to move on this.

CHAIRMAN BINDER:

I make a motion, seconded by Legislator Carpenter.

LEG. FOLEY:

Sixth Precinct is in my district and O'Leary's district.

CHAIRMAN BINDER:

I apologize. We'll make the motion O'Leary, seconded by Legislator Foley. Do this together. It will be a nice, beautiful thing we have going here. Does everyone feel better?

LEG. FOLEY:

Yes.

CHAIRMAN BINDER:

I don't want anyone to feel upset here. We're ready to go. Does anybody have any comments on it that are on the committee?

Legislator Foley.

LEG. FOLEY:

Thank you, Mr. Chairman. I stand ready to support it and to hear from the Commissioner, but what I would ask of the sponsor, and I know that we're probably past the point of amendments, but looking at the bill, it says for police purposes. Do we want to give thought to broadening that to public safety purposes in the following •• for the following reason: Whether the District

Attorney's Office could utilize that space, whether Domestic Violence Outreach Program could utilize that space? Are there broader public safety, let's say, activities beyond specifically police purposes ••

LEG. LOSQUADRO:

If I may. Counsel, I do not believe this would preclude additional uses. Again, Legislator Foley, the intent of this is to jump start the process.

LEG. FOLEY:

I agree.

LEG. LOSQUADRO:

And I have had discussions with Public Works, and there has been an interest in the Space Management Committee by the Department of Probation to utilize a portion of the space, and I think that is a wonderful proposal. But again, in keeping with the commitments made to the community, again, predating my tenure, the reason there was not public outcry over the movement of this facility, and Legislator Foley, you can attest to this, this was done in a public forum, they were assured that a uniformed police presence would be maintained in that facility.

LEG. FOLEY:

Right. If we could hear from Counsel on that, I think it's important, particularly for space management purposes.

CHAIRMAN BINDER:

The question is for Counsel's interpretation of the legislation, what it will ••

MS. KNAPP:

It does say for police purposes. And I don't believe that that would include a department other than one directly under the supervision of the Police Commissioner.

LEG. LOSQUADRO:

Would that include a portion of the usage? I don't think •• so long as the Police were using a portion of the facility, would it necessarily preclude other uses?

MS. KNAPP:

It does not say that the entire facility has to be used for police purposes, but under this resolution, certainly a portion of it would have to be for a purpose under the Commissioner of Police.

LEG. LOSQUADRO:

That is my intent.

CHAIRMAN BINDER:

If you want to finish, Legislator Foley.

LEG. FOLEY:

Thank you, Mr. Chairman. I'd like to hear from Legislator O'Leary as well with his public safety background. But if we want to broaden this, Counsel, if this was approved, which I expect it will be, what do we need to do in order to broaden in it in the way that I mentioned and have additional departments as sponsor had mentioned as potential tenants for the building?

MS. KNAPP:

It would be simple to include Probation for police or probation purposes. I don't think I can call that police related, I believe it would have to be specific as to Probation.

LEG. LOSQUADRO:

If I may, Mr. Chairman.

CHAIRMAN BINDER:

Legislator Losquadro.

LEG. LOSQUADRO:

Seeing as how Counsel has made it clear that so long as a portion of the facility used for police

purposes, it would satisfy the language in this resolution, I don't think we necessarily want to limit ourselves by listing every potential usage. I would rather keep it open on the back end so that whatever visionary process that's going to take place within the Space Management Committee, so long as the portion being utilized by the Police Department satisfies the language in the bill, I would rather leave the back end open.

CHAIRMAN BINDER:

Can I make a suggestion? What we might want to do is pass this today, and the sponsor could work on language that is not specific, that doesn't list •• which listing precludes, because that which is not included is precluded. So what we can do is you can talk about issue areas, types of services in broad breast strokes that would be allowed ••

LEG. LOSQUADRO:

I'd be happy to do so.

CHAIRMAN BINDER:

•• and actually maybe create a process for getting them in, because if everybody that wanted to would get in, you wouldn't have any room for what you need.

LEG. LOSQUADRO:

Well, that's why we have Space Management Committee.

CHAIRMAN BINDER:

Right. So you put the process in there on how •• maybe even how they're to decide priorities to decide who will get first dibs, second dibs on this space. So I would suggest that the sponsor work on that. But this would start the process of creating the space for police purposes, and that, I think, is appropriate. Legislator O'Leary.

LEG. O'LEARY:

Thank you, Mr. Chair. Just for the sponsor's edification, this was discussed at length in the most recent Space Management Committee Meeting, and there was a presentation on the part of John Desmond from the Probation Department who has expressed a keen interest in occupying a good portion of this particular building. Speaking on your behalf, I raised the issue of this particular resolution that's before us, and I stressed the fact that I thought the intent •• going back to our previous conversations, that the intent was not only a police presence there at the old Sixth Precinct building, but a uniformed police presence. And there's quite a difference, you know, between the two.

There was some discussion about Domestic Violence there. That is not a uniformed command. There was some discussion about having a relief point of the local sector car operator there. I don't know if that's going to be sufficient for the purposes of the community and their intent with respect to a uniformed presence in that building. So if you are going to look at this and the original intent of not only the respond but the community as well, I think there's a need and a demand to have a uniformed police presence in the Sixth Precinct. Is that your understanding?

LEG. LOSQUADRO:

Absolutely.

LEG. O'LEARY:

All right. Just so you are aware, the suggestions and recommendations by police personnel who were at the Space Management Committee were for plain clothed units and a relief point for a sector car. I don't think that's what you intended.

LEG. LOSQUADRO:

No. Again, I had conversation with the Commissioner of Public Works just at the end of last week, and I think I made that position very clear.

CHAIRMAN BINDER:

Legislator Viloría•Fisher.

LEG. VILORIA • FISHER:

Thank you, Mr. Chair. I too attended some of those hearings where there was a representation that we would have a police presence in the future there. However, I have a question regarding the condition of this building, because just as we have been discussing all day, our tours of the Fourth Precinct and the deplorable conditions, when we were fighting the fight for the Sixth Precinct, I toured that building and, the condition were very difficult to work in. How will we address those issues with the new users of the building? How much of the building is up to snuff and usable? I'm asking the Commissioner, I guess.

COMMISSIONER BARTHA:

We are in the process of evaluating that. Approximately half a million dollars has been appropriated by the Legislature for repairs, rehabilitation to that building. Our initial impression is that that should be sufficient to make the building capable of being used without making major renovations. Most of the walls in the police precincts are concrete block walls, so we can't be moving walls, partitions, around. Probation's use is a particularly suitable use, because they're looking for a number of smaller spaces. But we are in the process of evaluating that.

LEG. VILORIA • FISHER:

Thank you, Charlie.

CHAIRMAN BINDER:

Legislator O'Leary.

LEG. O'LEARY:

It's my understanding, Commissioner, that there's been funding to the amount of 1.5 million with respect to the Sixth Precinct Building, and that funding is contingent upon a police presence at that building. I don't know that it's 500,000. I mean, I think there was some conversation in space Management that there was 1.5, is that accurate, Jim?

MR. SPERO:

I think the 1.5 in the program, about 500,000 has actually been appropriated so far.

LEG. O'LEARY:

Okay. But the appropriation is contingent upon a police presence?

MR. SPERO:

I think •• technically, I don't think the appropriation •• it was stipulated in the appropriating resolution, but that's a policy decision the Legislature can make.

LEG. O'LEARY:

I understand that. But this was in the conversation of Space Management. It's my understanding that it's contingent upon a police presence, the funding.

MR. SPERO:

The committee agreed to that. The Space Management Committee did agree to having a police presence in that facility.

COMMISSIONER BARTHA:

And I can assure you that I have been working with the County Executive's Office, and they are working with the Police Commissioner as for an appropriate police presence in the building. And as Legislator Losquadro mentioned, he and I met Friday. I related that information to the County Executive's Office as to the Legislator's intent and wishes, and I anticipate we are going to be able to resolve this.

LEG. LOSQUADRO:

Mr. Chairman. In the interest of having things move concurrently, part of the problem with this moving along so slowly has been each side waiting for a response. When the Commissioner and I sat down and discussed it, there are items within the renovation that can commence prior to the final determinations being made. So the Commissioner has assured me that some of the work on the roof and the windows, these things can get started right away. Instead of waiting for that final determination then commencing that work, these things can happen concurrently and greatly speed up the process. It was a very productive meeting.

CHAIRMAN BINDER:

Any comments? If not, 1573, motion by Legislator O'Leary, second by Legislator Foley. All in favor? Opposed? **1573 is APPROVED**

(VOTE: 6•0•0•0)

LEG. LOSQUADRO:

Mr. Chairman and the Committee, thank you for indulging me. Enjoy the rest of your meeting.

CHAIRMAN BINDER:

We'll go back to 1146.

LEG. KENNEDY:

Mr. Chairman, I was going to ask just for a second, is there an opportunity to go ahead and question the Commissioner about some of what we just heard about the Fourth Precinct or will we do that as we go along?

CHAIRMAN BINDER:

Let's get through the agenda. Right after the agenda is over, we'll get to questions.

TABLED RESOLUTIONS

1146•05 • Authorizing execution of agreement by the Administrative Head of Suffolk County Sewer District No. 3 • Southwest with the owner of Tilles Corporation Center East (HU•0999) (County Executive).

1146. I want to make a motion one more time to table, seconded by Legislator O'Leary. All in favor? Opposed?

LEG. FOLEY:

Opposed.

LEG. VILORIA•FISHER:

Opposed.

CHAIRMAN BINDER:

TABLED (VOTE: 4•2•0•0 Opposed; Legis. Foley and Vioria•Fisher).

We have two opposed.

CHAIRMAN BINDER:

1323•05 • Approving amended Cross Bay Ferry License for Bay Shore Ferry, Inc. (Presiding Officer Caracappa). Let me get Counsel to comment on exactly where we are on the ferries.

MS. KNAPP:

Bay Shore Ferry, Inc., we've been advised is basically ceased operating a ferry service. So this resolution, which would have deleted one of their landing points as we were advised that they no longer had permission to land, is actually moot and should probably be withdrawn. We're waiting for a little more paperwork, which is why it had not been.

CHAIRMAN BINDER:

Motion to table subject to call.

LEG. FOLEY:

Second.

CHAIRMAN BINDER:

Seconded by Legislator Foley. All those in favor? Opposed?

TABLED SUBJECT TO CALL (VOTE: 6•0•0•0)

1363•05 • A resolution calling for a public hearing for the purposes of considering the proposed increase and improvements of facilities for Sewer District No. 11 • Selden (CP 8117)(County Executive).

MR. BARTON:

Mr. Chairman. I've received submission from the Commissioner as Administrative Head of these sewer districts that's involved with the public hearing that are proposed by 1363 and 1364. All the Legislators were copied, so they're probably back at your office. That's the backup material on the hearings that would be held. In consultation with the department, I also submitted the date of June 28th for those public hearings on those resolutions. They had been, previous to the corrected copied deadlined •• amended copies, they had been blank. But we've agreed to June 28th. They are prepared now, and they're ready for your consideration to set those public hearings. June 28th.

CHAIRMAN BINDER:

Motion to approve 1363 by Legislator Vilorina•Fisher, second by Legislator O'Leary. All in favor? Opposed? **1363 is approved**

(VOTE: 6•0•0•0)

1364•05 • A resolution calling for a public hearing for the purposes of considering the proposed increase and improvements of facilities for Sewer District No. 18 • Hauppauge Industrial (CP 8126)(County Executive). Motion by Legislator Kennedy seconded by Legislator Carpenter. All in favor? Opposed? **Approved (VOTE: 6•0•0•0)**

1394•05 • Authorizing the execution of an agreement between the County and CBS Lines, Inc., for enhanced bus services on Route S60 including additional service in the area of downtown Stony Brook (Viloria•Fisher).

LEG. VILORIA•FISHER:

Motion to approve.

CHAIRMAN BINDER:

Motion to approve by Legislator Viloria•Fisher, seconded by Legislator Foley. Let me ask Mr. Bartha, I wanted to wait until today, where are we on the record with CBS Lines?

COMMISSIONER BARTHA:

We've concluded our review of the information that was forwarded to us and made an evaluation of that and forwarded it on to the District Attorney's Office for further review. I'm not sure you want me to talk about this in any more detail or whether you want to have an Executive Session.

CHAIRMAN BINDER:

I don't think it's a good idea in public session. So the matter has been forward on to to District Attorney. Legislator O'Leary.

LEG. O'LEARY:

Just a question, Commissioner. Is the target of the probe CBS Lines that •• I mean, was there information received that you warranted required the attention of the District Attorney's Office the subject of that particular information, CBS Lines, Inc?

COMMISSIONER BARTHA:

An employee of CBS Lines.

LEG. O'LEARY:

Okay.

LEG. VILORIA • FISHER:

Mr. Chairman.

CHAIRMAN BINDER:

Legislator Vilorina • Fisher.

LEG. VILORIA • FISHER:

Commissioner, when you did receive the information, did it raise enough concerns for you to •• for it to preclude your extension of this bus service or your contract with CBS Lines in general?

COMMISSIONER BARTHA:

No.

LEG. VILORIA • FISHER:

So it didn't rise to the level of concern that would make you want to withdraw any contract with them?

COMMISSIONER BARTHA:

That's correct.

LEG. VILORIA • FISHER:

Okay.

CHAIRMAN BINDER:

Legislator O'Leary.

LEG. O'LEARY:

The only concern that I would have, Legislator Fisher, is that until such point in time that the District Attorney's Office makes a determination on whether either one individual or others are implicated in these allegations, I would be concerned about moving forward with this.

LEG. FOLEY:

Can we go into Executive Session, Mr. Chairman?

CHAIRMAN BINDER:

What I'd like to do is skip over 1394, we'll do it last. We'll go into Executive Session, we'll come out, and that's the last legislation we'll deal with.

LEG. FOLEY:

As long as we have a full compliment of the committee.

CHAIRMAN BINDER:

I haven't heard anybody is leaving.

1440•05 • To promote fuel efficiency by requiring the purchase of hybrid vehicles for Legislative use (Cooper). Motion to table by Legislator O'Leary, seconded by myself. All in favor? Opposed?

Tabled (VOTE: 6•0•0•0). We'll talk about it next time.

1466•05 • Amending the 2005 Capital Budget and Program and appropriating funds in connection with the feasibility study for noise abatement structures on CR 67, Motor Parkway from Harned Road to Shinbone Lane (CP 5546)(Kennedy). Legislator Kennedy, what is your pleasure?

LEG. KENNEDY:

Motion to approve.

CHAIRMAN BINDER:

Motion to approve by Legislator Kennedy, seconded by Legislator O'Leary. On the motion, I hear Ben out there in the wilderness wants an opportunity to speak on this.

MR. ZWIRN:

I'll let Charlie go first, then I'll just •• the only thing I'm going to say is that this is •• I've been down there, I understand the people there have a real concern. This goes back to Legislator Kennedy, predecessor who started the project, Legislator •• Judge Crecca. It's just an expensive •• it's a very expensive way to go. And what the County Executive is afraid of is that if we build a wall, not only will they come, everybody's going to want a sound barrier wall in Suffolk County. As Commissioner Bartha will explain, it's just an extraordinary expensive thing for the

County to undertake.

CHAIRMAN BINDER:

Commissioner.

COMMISSIONER BARTHA:

I just want to point out this is for study. If it does reach the point of construction, the cost the construction for sound walls presently is approximately \$750 a foot. So the cost amounts very rapidly. And there are a number of locations that we have studies underway now; County Road 83, as well as a portion of Nicolls Road.

CHAIRMAN BINDER:

I guess my suggestion is, as you said, it's a feasibility study, a study will give us those numbers. I understand you have numbers, but the feasibility study would give us a full blown understanding of what would be required of the County to get this done, and we could take that information and compare it to budgets and where we are at the moment that it's done. So •• and what would be the upshot of it. And I think it would be more right for debate at that point. So that's why I think it would be important to pass this. Legislator Kennedy.

LEG. KENNEDY:

Mr. Chair, thank you. Just two points that I'd like to go ahead and bring out. First of all, this resolution would supplement an existing resolution that's already been approved by the Legislature in order to go ahead and obtain a useful study, something that's actually going to furnish us with some hard and fast information.

The other thing that I'll offer, too, is the area is actually unique, I believe, in its confluence of three different types of roadways; Motor Parkway, which is a County roadway, Sagtikos Parkway, which is a state-based roadway and 495, which is federal and state highway. So notwithstanding the fact that you've got a price quote for County-borne construction, one of the most poignant things to bring out here is the fact that there may be a sound source that emanating from other municipalities and jurisdictions, which we would then be able to go ahead and make the case for in order to go ahead and remedy the situation. So I believe the money is well spent and certainly something that we very much need.

CHAIRMAN BINDER:

We have a motion and a second. Any comments? All in favor? Opposed? **Approved (VOTE: 6 •0•0•0)**

1481•05 • Amending the Adopted 2005 Operating Budget to transfer funds from Fund 477 Water Quality Protection, Amending the 2005 Capital Budget and Program and appropriating funds in connection with storm water remediation improvements various County parks, Town of Smithtown (Kennedy).

LEG. FOLEY:

Explanation, please.

CHAIRMAN BINDER:

Motion by Legislator Kennedy to approve, seconded by Legislator Carpenter. Mr. Kennedy.

MR. KENNEDY:

Thank you. Yes. As a matter of fact, this is a project actually that had passed the Water Quality Committee, I believe it was probably 18 months or so ago, it might even have been earlier than that. What it would do is •• it actually, I believe, is the core and the crux and the essence of 477 in that it would deal with storm water runoff from some interior town•based roadways that abut Blydenburgh County Park. And so really the County would be the beneficiary, I guess, of improving the quality of the water for the wetlands in Blydenburgh.

CHAIRMAN BINDER:

Legislator Vilorina•Fisher.

LEG. VILORIA•FISHER:

Which road, off of 454, 25?

LEG. KENNEDY:

Actually it's off of Old Willets, North Lane, I believe, Croft. Roadways that actually come in really just north of where our DPW garage and things are here in the North Complex.

LEG. FOLEY:

Question.

CHAIRMAN BINDER:

Legislator Foley.

LEG. FOLEY:

Commissioner, by adding this to the number of projects we already have, what kind of timeline are we looking at? I mean, it's a substantial amount of money, \$700,000.

COMMISSIONER BARTHA:

The timeline for design ••

LEG. FOLEY:

Sure. If we approve this, I know there's a number already in the pipeline so to speak.

COMMISSIONER BARTHA:

I'll turn to Bill Hillman.

LEG. FOLEY:

I know there's a number of storm water initiatives throughout the County.

COMMISSIONER BARTHA:

I'm sorry. Bill has refreshed me. This is •• this project would actually be brought to fruition by the Town of Smithtown. They would hire an engineer and go to construction with it. So this would not tax our staff.

LEG. FOLEY:

All right. So to the sponsor then, these are town roads, again, similar to what you're doing in Lake Ronkonkoma?

LEG. KENNEDY:

Yes. As a matter of fact, it is interior town roadways that dead end actually right in the County park. And we've been assured by the Superintendent of Smithtown, the Highway Superintendent that, in fact, the work and all construction is going to be done by the highway department itself. So as I said, it's kind of the essence of 477 in that it leads to improvement and enhancement of runoff conditions with the County parkland being the beneficiary.

LEG. FOLEY:

Through the Chair, this is the second resolution the sponsor's had allocating dollars for townships. Towns •• it's my understanding the towns are also eligible for storm water remediation funding directly from the state, is that not correct, Commissioner?

COMMISSIONER BARTHA:

Yes, that's correct.

LEG. FOLEY:

Do we know whether in this case there's any matching monies from the Town of Smithtown or at least some proportionate contribution they're making to this effort?

LEG. KENNEDY:

Yes. As a matter of fact, if you take a look, and this is •• precedes my time here, but anecdotally I've been told that the total project actually was a million•one or a million•two in composition. The balance of the funding associated with the project is being committed, I believe, and now I'm really hypothesizing, that it's town•based funding, or in the alternative, it might have been direct application to state for remediation. When the project was vetted by the Storm water Committee, I believe, it was approved to the tune of about 700,000, because, I guess, that's where the committee felt the direct nexus was as far as benefit to ••

LEG. FOLEY:

When was it approved •• through the Chair, when was it approved by the Storm water Committee? Last fall? I don't need a specific date.

COMMISSIONER BARTHA:

Late 2003, second half of 2003.

LEG. FOLEY:

Late 2003. Through the Chair, it would be helpful, Legislator Kennedy, if we had some •• because there's no documentation as part of backup of the town's contribution.

LEG. KENNEDY:

I'd be happy to get something to substantiate that and go ahead and share it with me colleagues.

LEG. FOLEY:

Before next Tuesday, right?

LEG. KENNEDY:

Sure. Sure.

LEG. FOLEY:

Thank you.

CHAIRMAN BINDER:

Any other questions? If not, we have a motion and a second. All in favor? Opposed?

Approved (VOTE: 6•0•0•0).

1502•05 • Authorizing public hearings pursuant to Article 2 of the Eminent Domain Procedure Law of the State of New York in connection with the acquisition of properties to be acquired for intersection improvement on CR 46, at Surrey Circle, Mastic, Town of Brookhaven, Suffolk County, New York (County Executive). Motion by Legislator O'Leary, seconded by Legislator Carpenter.

LEG. O'LEARY:

On the question.

CHAIRMAN BINDER:

On the question, Legislator O'Leary.

LEG. O'LEARY:

I bring your attention to 1616, it's an identical resolution to 1502.

COMMISSIONER BARTHA:

1616 has been withdrawn.

LEG. O'LEARY:

I'm sorry. I don't have the revised agenda. 1616 has been withdrawn? Never mind. Motion to approve.

CHAIRMAN BINDER:

We have a motion and a second. All in favor? Opposed?

Approved (VOTE: 6•0•0•0).

1506•05 • Appropriating funds in connection with the reconstruction of CR 11, Pulaski Road, from Larkfield Road to NYS 25A, Town of Huntington (CP 5095) (County Executive). I'll make the motion.

LEG. O'LEARY:

Second.

CHAIRMAN BINDER:

Seconded by Legislator O'Leary. All in favor? Opposed?

Approved (VOTE: 6•0•0•0)

1507•05 • Appropriating funds in connection with the movable bridge needs assessment and rehabilitation (CP 5806)(County Executive).

We keep fixing this movable bridge. We have a motion.

LEG. O'LEARY:

Motion.

CHAIRMAN BINDER:

Motion by Legislator O'Leary, seconded by Legislator Foley. Commissioner, who don't you tell us about more money for the movable bridge?

COMMISSIONER BARTHA:

We have four moveable •• vascular bridges actually, and this is the Quoque bridge. It was built in early '40s. We did some rehabilitation on it around 1989, and this is to do a complete assessment of it, whether the bridge should be replaced or rehabilitated.

CHAIRMAN BINDER:

Okay. It would be bad if something bad happened and we didn't do what we needed to do. We have a motion and a second. All in favor? Opposed? **Approved (VOTE: 6•0•0•0).**

1508•05 • Appropriating funds in connection with the rehabilitation of CR 83, Patchogue•Mt. Sinai Road from NYS Route 25 to NYS Route 112, Town of Brookhaven (CP 5563) (County Executive). Motion by Legislator Foley, second by Legislator O'Leary. All in favor? Opposed?

Approved (VOTE: 6•0•0•0).

1512•05 • Appropriating funds in connection with the alteration to Labor Department Buildings, North County Complex (CP 1608) (County Executive). Motion by Legislator Kennedy, seconded by Legislator Carpenter. Any questions on the motion? All in favor? Opposed? **Approved (VOTE: 6•0•0•0).**

1557•05 • Appropriating funds and authorizing the execution of an agreement with New York State to accept Job access and Reverse Commute Transportation Program funds (JARC) (County Executive).

LEG. FOLEY:

Motion.

LEG. VILORIA•FISHER:

Second.

CHAIRMAN BINDER:

Motion by Legislator Foley, seconded by Legislator Viloría•Fisher. What is the percent on this •• on the agreement?

LEG. FOLEY:

It's just local monies.

LEG. VILORIA • FISHER:

Fifty percent, right? No.

CHAIRMAN BINDER:

Budget Review, do you have it.

LEG. VILORIA • FISHER:

It's State and Federal picking it up.

CHAIRMAN BINDER:

Is there any local match? That's really the question?

LEG. VILORIA • FISHER:

No.

MS. KNAPP:

My notes don't indicate •• it's \$120,000.

LEG. VILORIA • FISHER:

And it's 60 from fed and 60 from state.

CHAIRMAN BINDER:

There's isn't a local match, Budget Review?

MR. SHINNICK:

The JAC funding will cover 50% of the cost of operating this project. We're allowed to use State Operating Assistance that we're already receiving to cover the match.

CHAIRMAN BINDER:

So the 120 is half and we're going to come in with 120?

MR. SHINNICK:

The 120 represents \$60,000 federal money and \$60,000 State Operating Assistance.

CHAIRMAN BINDER:

Then there's no local match at all on that?

COMMISSIONER BARTHA:

I think what Bob is saying is that the state portion is being used by for local match.

MR. SHINNICK:

That's correct.

CHAIRMAN BINDER:

Motion was to approve and put on the Consent Calender. All in favor? Opposed? **Approved and placed on the Consent Calender (VOTE: 6•0•0•0).**

1558•05 • Authorizing the execution of an agreement between the County of the New York State Department of Transportation for 100% Federal and State aid funding for the continuation of the HOV Bus Service on the Long Island Expressway (County Executive). Same motion, same second, same vote. APPROVED AND PLACED ON THE Consent Calender (VOTE: 6•0•0•0).

1559•05 • Authorizing the Commissioner of Public Works to apply for a New York State Department of State Quality Communities Program Grant (County Executive).

LEG. FOLEY:

Motion.

CHAIRMAN BINDER:

Motion by Legislator Foley, seconded by Legislator O'Leary. All in favor? Opposed? **Approved (VOTE: 6•0•0•0).**

1560•05 • Approving maps and authorizing the acquisition of lands together with findings and determinations pursuant to Section 204 of the Eminent Domain Procedure Law in connection with the acquisition of the properties for intersection improvements on CR 100, Suffolk Avenue and Brentwood Road/Washington Avenue, Town of Islip, Suffolk County, New York, CP 5065 (County Executive).

LEG. CARPENTER:

Motion.

CHAIRMAN BINDER:

Motion by Legislator Carpenter, second by Legislator O'Leary. All in favor? Opposed?

Approved (VOTE: 6•0•0•0).

1584•05 • Approving amended ferry license for Fire Island Ferries, Inc. (Presiding Officer Caracappa).

LEG. CARPENTER:

Motion.

CHAIRMAN BINDER:

We have a motion to table by Legislator Carpenter, seconded by myself. All those in favor? Opposed? On the motion, Legislator Foley.

LEG. FOLEY:

Thank you, Mr. Chairman. The hearing is for which •• for next Tuesday? When is the hearing?

MS. KNAPP:

No. This is the resolution that got caught up in confluence of circumstances, which was supposed to have been laid on table as a late starter at the last meeting. It's been filed and will be laid on the table at the next meeting, so the public hearing resolution will be eligible for consideration on the 28th, which means it will set the public hearing for first meeting in August. But in the interim, in the interim, we provided two resolutions to the County Attorney's Office

who's going to review them with the County Executive for temporary licenses, and those should be voted on at your meeting on Tuesday.

LEG. FOLEY:

Okay.

CHAIRMAN BINDER:

That would be with a CN.

MS. KNAPP:

It's my understanding that we are going to get CNs for this.

CHAIRMAN BINDER:

We have a motion and a second to table. All in favor? Opposed?

Tabled (VOTE: 6•0•0•0).

1590•05 • Appropriating funds in connection with replacement of major buildings operations equipment at various County facilities (CP 1737) (County Executive).

Members should be aware that this is a replacement of pay•as•you•go money with serial bonds. Budget Review wants to make comment.

MR. SPERO:

There are a number of pay•as•you•go resolutions on today's agenda that use serial bonds instead of the pay•as•you•go funding.

CHAIRMAN BINDER:

I was going to point that out and make sure everyone knows that. So we have a •• do we have a motion?

LEG. KENNEDY:

Mr. Chair.

CHAIRMAN BINDER:

Legislator Kennedy.

LEG. KENNEDY:

Just a question for Mr. Spero. Where are we at now with pay•as•you•go as far as balance?

MR. SPERO:

During the break I checked. There's still about 11.5 million left in the account. So there's well over, you know.

LEG. KENNEDY:

Eleven and a half mill that's been encumbered at this point. Okay. Thank you.

CHAIRMAN BINDER:

I have a motion by Legislator Kennedy, seconded by Legislator Foley.

LEG. O'LEARY:

Motion to table to be consistent with what we've done in previous committees.

CHAIRMAN BINDER:

I don't know what committees.

LEG. O'LEARY:

To reconsider using pay•as•you•go monies rather than bonding.

CHAIRMAN BINDER:

Okay. I guess the general reason is if you got the money, use it. I guess I've always kind of been on the other side of that thinking that when the money is cheap, bond it. And •• but at least for one round I'll table it and have discussions with my colleagues about that. That's kind of been •• there's been talk in the Legislature about the thought, you know, low interest environment, of whether bonding is appropriate or using pay•as•you•go money when you have it. So I think •• I think that's worth more discussions on the general theory rather than on specific bills. So all those that are listed on these, I'll make a motion to table them. And •• so there can be more discussions on which way we want to go as a body. Legislator Foley.

LEG. FOLEY:

You have to make a motion for each resolution, correct?

CHAIRMAN BINDER:

At each one. Right. I make a motion to table, second by Legislator O'Leary.

LEG. VILORIA•FISHER:

I just had a question.

CHAIRMAN BINDER:

Legislator Vilorina•Fisher.

LEG. VILORIA • FISHER:

Jim, if you could just go through each one the four to see which of the criteria of 5•25•5 they meet as opposed to being bonded.

MR. SPERO:

1590 is a recurring Capital Project, so it falls under the criteria as a recurring project.

LEG. VILORIA • FISHER:

Okay. 1591.

MR. SPERO:

The same with 1592, roofs on County buildings, recurring Capital Project; 1593 is a five year; 1597, also five years, this would own be pay•as•you•go for the County portion; 1598, same situation with that one.

LEG. VILORIA • FISHER:

Bus shelters are considered five years, Jim?

MR. SPERO:

Yes. 1602, culverts, five year project; 1605, building operations and maintenance equipment, recurring project; 1609, the pump out vessels are a five year life; and 1630 ••

LEG. VILORIA • FISHER:

1605 you said is equipment that is a five year life, is that what you said?

MR. SPERO:

That's right.

LEG. VILORIA • FISHER:

I was just trying to look at the criteria. And the bonding, they're all five year bonds, or •• we will ask that as we get to each one, Jim.

MR. SPERO:

The one the committee is on right now actually has a longer life than five years, however, it's a recurring project, so it falls under the 5•25•5 umbrella as does roofs for County buildings.

LEG. VILORIA • FISHER:

Thank you, Jim.

CHAIRMAN BINDER:

So we have a motion to table and a second. All those in favor? Opposed?

LEG. FOLEY:

Opposed.

LEG. VILORIA • FISHER:

Opposed.

CHAIRMAN BINDER:

Opposed, Legislator Foley, Legislator Viloría•Fisher.

Tabled (VOTE: 4•2•0•0 Opposed: Legislators Foley & Viloría•Fisher)

1591•05 • Appropriating funds in connection with the installation of emergency systems for major County•owned buildings/NYS Fire Standards (CP 1710)(County Executive). I'll make the motion, seconded by Legislator O'Leary. All in favor? Opposed?

LEG. FOLEY:

Opposed.

LEG. VILORIA • FISHER:

Opposed.

CHAIRMAN BINDER:

Legislator Foley and Legislator Viloría•Fisher are opposed.

TABLED (VOTE: 4•2•0•0 Opposed: Legislators Foley & Viloría•Fisher)

1592•05 • Appropriating funds in connection with the roof replacement on various County buildings (CP 1623) (County Executive). Motion to table, seconded by Legislator O'Leary. Budget Review, you said that this •• I think this is an ongoing project also of roof replacement. So that's the same question as 1590.

MR. SPERO:

Right. It's a recurring Capital Project.

CHAIRMAN BINDER:

Right. We have a motion and a second. All in favor? Opposed?

LEG. FOLEY:

Opposed.

CHAIRMAN BINDER:

Opposed to table, Legislator Foley. **TABLED (VOTE: 5 • 1 • 0 • 0 Opposed: Legislator Foley).**

1593 • 05 • Appropriating funds in connection with the application and removal of lane markings (CP 5037) (County Executive).

LEG. FOLEY:

Motion to approve, Mr. Chairman.

CHAIRMAN BINDER:

Motion to approve by Legislator Foley, seconded by Legislator Viloría • Fisher.

LEG. FOLEY:

On the motion, Mr. Chairman.

LEG. O'LEARY:

Motion to table, Mr. Chairman.

CHAIRMAN BINDER:

Motion to table by Legislator O'Leary, seconded by myself. Legislator Foley, on the motion.

LEG. FOLEY:

While all the resolutions are important, I think this is, let's say, the preeminent resolution of the group that we have. Lane markings may sound like a rather mundane part of the responsibilities of the Department of Public Works, but it is an essential component of improving traffic safety among our busiest roadways. We know that drivers are driving faster than ever. You can speak to the Police Department about that we know that there are more and more dangerous intersection and through lanes throughout the County system of roads. I can speak, for instance, about County Road 83, North Ocean Avenue, from Expressway north to Bald Hill. It's one of the busiest areas in all of Suffolk County. The lane marking there, which are basically paint, is literally rubbed away by tires within a matter of months, all the more reason who it need thermoplastic application as opposed to the usual paint.

That's why I would hope that in this particular case with this resolution, I think the majority of the committee have made •• has made its point on the principle of 5•25•5, but I would ask you that this one be approved in order for the department to move forward as quickly as they can to get the new lane marks particularly for the busy summer season. Lane markings have been proven to visually assist drivers, particularly at night, on what are the right •• what are the correct lanes that they're traveling in. Again, general with the multi•lane County roads, this is an essential element in improving traffic safety along those roadways. I would ask the committee to approve this one.

CHAIRMAN BINDER:

Legislator O'Leary.

LEG. O'LEARY:

I concur with Legislator Foley on the importance of lane markings, however, that's not the questions before us. The question is a funding source. And with consideration of perhaps changing that from the Executive's standpoint, I would look to table one cycle.

LEG. KENNEDY:

Mr. Chair.

CHAIRMAN BINDER:

Legislator Kennedy.

LEG. KENNEDY:

I agree also with the importance as far as, you know, traffic safety and good visual ability for drivers. I'm taking a look at the list, and it's a fairly ambitious list, I see that there are some County roads that are identified actually that are in my district, some that, as a matter of fact, I know are the subject of Capital Projects right now. So I guess I'd ask two things, one, CR 76, I know that we just recently discussed a project to go ahead and do reconstruction by Hoffman Lane where it intersects 76, a taking associated with the corners and improvements for viability and things such as that.

So my first question is where would these lane markings come in conjunction with a Capital

Project designed to go ahead and obviously redesign an intersection? I would imagine that you would have to remove asphalt and go ahead and take a bunch of things away from that. Secondly, the decision to bonds or to go as pay•as•you•go, what does that do as far as time frame to actually get markings on roads?

COMMISSIONER BARTHA:

Let me answer in general first, and then Bill will answer more specifically. Actually each of these four resolution that you just considered, I urge you to consider on their merits, because they are all important projects. This one, however, is time sensitive because you can only do it during the appropriate seasons, applying thermoplastic. So certainly, one cycle would not have a major impact on it, but I would urge you to resolve the financing before then. As far as the specific question, I'd turn to Bill.

LEG. KENNEDY:

Can I just follow up on that statement? Charlie, maybe I'll direct it to Jim Spero ••

CHAIRMAN BINDER:

Let me just interrupt and let you know that we're having a meeting of the committee in two weeks. There's another committee meeting in two weeks. It's not like •• if it doesn't pass today, we're not looking at August for lane markings.

LEG. KENNEDY:

Then I'll delay that question. Okay. Mr. Hillman, just share with me in specifics County Road 76.

MR. HILLMAN:

I believe the project you are speaking of will take several years to accomplish, and the pavement markings typically do not last more than •• it depends on the volume of roadway •• volume of traffic on that roadway, but generally they don't last more than one or two years. So this would be •• would be probably very good timing.

LEG. KENNEDY:

Okay. I'm going to ask you to just clarify that for me. So then the markings we have on our whole set of County roadway systems have a useful life of approximately 24 months?

COMMISSIONER BARTHA:

Let me jump in there a little bit. The thermoplastic markings last longer. The painting, where we just simply paint, they last less than a year as far as them being satisfactory. The thermoplastic depending on the level of traffic can last as much as five years or as little as two years as Bill has said.

LEG. KENNEDY:

Do we do this ourselves, Charlie, or is this let out?

COMMISSIONER BARTHA:

The thermoplastic we let out. That's pretty specialized equipment. The painting itself, we general do ourselves.

LEG. KENNEDY:

That's County employees, and we have line painting crews?

COMMISSIONER BARTHA:

Yes. Crew.

LEG. KENNEDY:

Crew, one crew. How many miles of County roadway do we have?

COMMISSIONER BARTHA:

We have about 400 miles of County road, which is 1200 lane miles.

LEG. KENNEDY:

Okay.

CHAIRMAN BINDER:

We have a motion and a second to table. That takes precedence. All in favor? Opposed?

LEG. FOLEY:

Opposed.

LEG. VILORIA • FISHER:

Opposed.

CHAIRMAN BINDER:

Opposed, Legislator Viloría•Fisher, Legislator Foley. **1593 is tabled (VOTE: 6•0•0•0).**

1596•05 • Amending the 2005 Operating Budget by appropriating surplus funds form Fund 221 fund balance and amending the 2005 Capital Budget and Program in connection with design of improvements to Suffolk County Sewer District No. 21 • SUNY at Stony Brook (CP 8121) (County Executive).

LEG. VILORIA • FISHER:

Question of the Commissioner.

CHAIRMAN BINDER:

Legislator Vloria•Fisher.

LEG. VILORIA•FISHER:

Charlie, is this in connection with any of the new construction planned at the university or is this in their regular operation?

COMMISSIONER BARTHA:

This does not directly relate to the new construction proposed at the college. This relates to the Clean Waters Bill by the state and the more restrictive discharge limits into the Sound.

LEG. VILORIA•FISHER:

Okay. Motion to approve.

LEG. FOLEY:

Second.

CHAIRMAN BINDER:

Motion to approve by Legislator Vloria•Fisher, seconded by Legislator Foley. All those in favor?

Opposed? **APPROVED (VOTE: 6•0•0•0).**

1597•05 • Accepting and appropriating Federal aid (80%), State aid (10%) and County funds (10%) in connection with the purchase and installation of bus shelters (CP 5651) (County Executive). These are considered less than five years, and that's why they are on the pay•as•you•go. I have a motion to approve by Legislator Viloría•Fisher, seconded by Legislator O'Leary.

CHAIRMAN BINDER:

This is also •• this is one of the ones using pay•as•you•go money, not serial bonds.

LEG. O'LEARY:

It's using pay•as•you•go?

CHAIRMAN BINDER:

I'm sorry, using serial bonds, not pay•as•you•go.

LEG. O'LEARY:

Motion to table.

LEG. VILORIA • FISHER:

On the motion.

CHAIRMAN BINDER:

We have a motion to approve by Legislator Vilorina • Fisher, seconded by Legislator Foley. Motion by Legislator O'Leary to table, seconded by myself. Legislator Vilorina • Fisher.

LEG. VILORIA • FISHER:

Commissioner Bartha, we had a discussion at an earlier committee •• well, I wasn't in that committee •• other people had a discussion at an earlier committee regarding the bonding being equivalent to five years on some of these projects, but that the reality of the projects would be more like five years. How long •• I would like to know what the reality of bus shelter's life span is. Are they five years or more? Some of them look pretty old to me.

LEG. O'LEARY:

Depends on the area.

COMMISSIONER BARTHA:

I'll defer to the Director of Transportation Operations.

MR. SHINNICK:

Generally speaking, bus shelters have a reasonable life of seven to ten years. Things happen. If they get hit or exposed to extreme wear, they may need to be replaced or refurbished before five years. But we expect seven to ten years.

LEG. VILORIA • FISHER:

Okay. And although this resolution for \$232,000?

MR. SHINNICK:

\$325,000.

LEG. VILORIA • FISHER:

That's only 20% of the whole project? Is it 80%? What's the break down on this project? I thought it was state aid •• federal aid, state aid and County funds.

LEG. O'LEARY:

Eighty•ten•ten.

COMMISSIONER BARTHA:

Legislator O'Leary's correct.

LEG. VILORIA • FISHER:

What is our portion?

MR. SHINNICK:

Thirty two thousand •• five hundred.

LEG. VILORIA • FISHER:

Okay. Eighty•ten•ten. Thank you.

LEG. KENNEDY:

Mr. Chair.

CHAIRMAN BINDER:

Legislator Kennedy.

LEG. KENNEDY:

This is a question for Mr. Spero. What does it cost the County of Suffolk to bond \$32,500?

MR. SPERO:

If you look at the backup, the cost is \$3980 over five years.

LEG. VILORIA • FISHER:

I withdraw my motion.

LEG. KENNEDY:

You're talking about in excess of 10% just to let the bond and then there's the interest as well or does that include the interest?

MR. SPERO:

That is the interest cost.

LEG. KENNEDY:

That is the interest cost. What about the administrative costs and the other fees associated with letting a bond?

MR. SPERO:

The fees associated with a bond issue are generally tied into the size of the issue itself, no matter the value of the bonds being issued.

LEG. KENNEDY:

One percent, two percent?

MR. SPERO:

It could be 2% the bonds issuance.

LEG. KENNEDY:

Okay. Thanks.

CHAIRMAN BINDER:

The motion to approve is withdrawn.

LEG. O'LEARY:

On the question of the tabling motion.

CHAIRMAN BINDER:

Legislator O'Leary.

LEG. O'LEARY:

Has there been a priority list established for the installation of bus shelters and locations?

MR. SHINNICK:

We don't have a complete priority list yet. We are going to be conducting a passenger count study the second half of this year to do just that. Right now the sites that we're putting forward are the ones that we know there's an identifiable need for a shelter.

LEG. O'LEARY:

And this amount of money would enable us to construct how many •• approximately how many bus shelters?

MR. SHINNICK:

We've included a list of shelters with the reso, approximately 20, 22 and then replacement services, refurbishing, for several others.

LEG. O'LEARY:

And have those 20 or 22 bus shelters been identified as to location?

COMMISSIONER BARTHA:

Yes, in the backup.

LEG. O'LEARY:

I guess, I ought to look at that.

COMMISSIONER BARTHA:

I didn't mean it that way. I was just hoping you would say good job.

CHAIRMAN BINDER:

Motion to table and a second. All in favor? Opposed? **1597 IS TABLED (VOTE: 6•0•0•0).**

1598•05 • Amending the 2005 Capital Budget and Program and authorizing planning funds in connection with equipment for public transit vehicles • Automated Vehicle Locator System, accepting and appropriating funds Federal aid (80%), State aid (10%) and County funds (10%) (CP 5648)(County Executive). Same question.

LEG. KENNEDY:

Mr. Chair.

CHAIRMAN BINDER:

We have a motion to table by Legislator O'Leary, seconded by myself.

LEG. KENNEDY:

I was just going to ask for an explanation on this one. What vehicles are we contemplating, and what is an automatic vehicle locator?

MR. SHINNICK:

This is for the County transit buses as well as the para transit services, and the intent is to have a GPS tracking of the vehicles as they travel about the County. We have had recently installed 3200 bus stops throughout the County, and they're all being geocoded for the purpose of being used in this program. What will happen with the transit buses is as they travel along the bus line and approach specific locations, we're required by the Americans with Disabilities Act to have announcements made on board for people with visual impairments as to where they are. This capability will allow the vehicles to automatically trigger as they pass a certain point and the announcements will be made. It will also give us the opportunity to track the paratransit vehicles, which are traveling around the County on reservation basis picking up people so that we have a better idea where they are relative to where we think they should be and give us a better capability of scheduling those vehicles.

LEG. KENNEDY:

Those paratransit vehicles actually go directly to residences, isn't that the case, in order to go ahead and pick them up?

MR. SHINNICK:

That's correct. It's a curb to curb service, which means they'll go outside of the facility to pick up people and bring them similarly to where ever are going.

LEG. KENNEDY:

Who will have the •• who has the equipment? Do we have the equipment there in Yaphank or where ever Transportation is located to visually monitor, like the S 60 going up and down 347? Who's going to •• who's going to monitor it?

MR. SHINNICK:

That's part of the purpose of this particular resolution, to get an expert consulting firm to come in and design the system. What we envision is that the equipment will be installed at the bus operations facility where in the case of paratransit, the buses are being dispatched from, so they can monitor the effectiveness of the schedule.

LEG. KENNEDY:

So this is then to commission the study to recommend the purchase of a system for installation and how to deploy it.

MR. SHINNICK:

It's to design the system itself and help us through the procurement process.

LEG. KENNEDY:

Okay. Thank you.

COMMISSIONER BARTHA:

One of the most frequent complaints we get is the lack of announcement on the public transit as to location of it. So this will certainly improve our performance in that regard and provide much more accountability for the transit system in general.

CHAIRMAN BINDER:

We have a motion and a second to table. All in favor? Opposed?

Tabled (VOTE: 6•0•0•0).

1599•05 • Authorizing public hearings pursuant to Article 2 of the Eminent Domain Procedure Law of the State of New York in connection with the acquisition of properties to be acquired for the reconstruction of CR 16, Smithtown Boulevard at CR 93, Rosevale Avenue and Gibbs Pond Road, Town of Smithtown, Suffolk County, New York (County Executive).

LEG. KENNEDY:

Motion to approve.

CHAIRMAN BINDER:

Motion by Legislator Kennedy, second by Legislator Carpenter. Anything on that? All in favor? Opposed? **Approved (VOTE: 6•0•0•0).**

1600•05 • Appropriating funds in connection with the reconstruction of CR 4, Commack Road, from the vicinity of Nicholls Road to Polo Street, Towns of Babylon and Huntington (CP 5560)(County Executive). I'll make the motion on that, seconded by Legislator Carpenter. All in favor? Opposed? **Approved (VOTE: 6•0•0•0).**

1601•05 • Appropriating funds in connection with the rehabilitation of various bridges and embankments (CP 5850)(County Executive). Motion by Legislator Foley, seconded by Legislator O'Leary. All in favor? Opposed? **Approved (VOTE: 6•0•0•0).**

1602•05 • Appropriating funds in connection with the reconstruction of culverts (CP 5371)(County Executive). We've got the same question on this, that is pay•as•you•go questions.

LEG. O'LEARY:

Motion.

CHAIRMAN BINDER:

Motion to table by Legislator O'Leary, seconded by myself. All in favor? Opposed? **Tabled**
(VOTE: 6•0•0•0).

1605•05 • Appropriating funds in connection with the Public Works Buildings operating and maintenance equipment (CP 1806) (County Executive). Same question.

Motion to table by Legislator O'Leary, seconded by myself. All in favor? Opposed? **Tabled**
(VOTE: 6•0•0•0).

1609•05 • Amending the 2005 Capital Budget and Program and appropriating funds in connection with the purchase of sewage pump•out vessels (CP 8229)(County Executive). Same question on this. Motion to table by Legislator O'Leary, second by myself.

LEG. FOLEY:

Motion to approve.

CHAIRMAN BINDER:

Motion to approve by Legislator Foley, seconded by Legislator Carpenter. This is also a question of pay•as•you•go versus Capital Budget •• serial bonds.

LEG. CARPENTER:

The boating season is upon us.

LEG. FOLEY:

Yep.

LEG. CARPENTER:

And considering how long it takes for the acquisition process to go forward, I think this is something that we really can't even way afford to wait two weeks for.

CHAIRMAN BINDER:

Considering the timing, I'm going to withdraw my second of the tabling just because of the timing on this one of all of them. I don't even know even two weeks as you're getting into June is a long time in the boating season. Legislator O'Leary.

LEG. O'LEARY:

I'll abstain.

CHAIRMAN BINDER:

We have a motion and a second to approve.

LEG. KENNEDY:

Mr. Chair, on the motion. I held this question off before, but I'm going to have to ask Mr. Spero now. Is there any difference in time frame between the ability to go ahead and fulfill the mission of the resolution by electing to bond as opposed to going to pay•as•you•go? How soon do you get the money?

MR. SPERO:

As soon as the Legislature appropriates the funds.

LEG. KENNEDY:

With what? With pay•as•you•go?

MR. SPERO:

However it's done, whether it's serial bonds or pay•as•you•go.

LEG. KENNEDY:

I'm confused.

MR. SPERO:

The department then puts the authorization to go ahead and issue a purchase order against the appropriation. What will happen is then, in this case, the Health Department will tell •• inform the County Comptroller's Office to include \$100,000 in the next bond issue for the purchase of this vessel.

LEG. KENNEDY:

But pay•as•you•go and serial bonding for your purposes to effectuate this action are absolutely identical, there's no difference?

MR. SPERO:

There's no difference. It's the appropriation that's key, and once the appropriation is established, purchase orders can be written against that appropriation even though the bonds technically may not be issued until the fall.

LEG. KENNEDY:

Thank you.

CHAIRMAN BINDER:

We have a motion and a second to approve. All in favor? Opposed? Legislator O'Leary abstains.

APPROVED (VOTE: 5•0•1•0 Abstention: Legislator O'Leary).

1615•05 • Approving the purchase of vehicles in accordance with Section 186•2(B)(6) of the Suffolk County Code and in accordance with the County Vehicle Standard (County Executive).

LEG. FOLEY:

Explanation on this one.

CHAIRMAN BINDER:

Right. So this is something I want to ask about. I was talking a look at this, and I noticed that there are a number of cars on here, on the appendix, there's sedans •• six full sized sedans, there's four full sized marked sedans, there's another 14 for Civil Service and other sedans, mid sized. Now this says that it is in accordance with Section 186 2•B 6 of the Suffolk County Code. So I went and I took a look at that.

The Suffolk County Code 2•B 6, my understanding, is •• says that there has to be a standard that's created, if we created the standard based on the grid •• and maybe you can tell me what that standard car is according to Suffolk County Law, because this says it's according to the standards. I just •• I still haven't been informed as to what the standard car is. I mean, I've been waiting to hear what the standard vehicle is. What is the standard? What's the car? And the winner is? We did this obviously to get the best cars at the lowest price and safety in putting all these things together. It would be a standard County car that we thought would be what we should be buying, and then from that, we would have •• we would have deviations, but then you would come before us with those deviations and tell us what those deviations are and why you need, in this case, let's say a larger vehicle, a Hummer if you needed it, if that's what you wanted. We just want to know why that is.

As I'm looking here, let me •• I'm looking at the law six •• as number of •• so let's say 2•B 6, 2 •B 6 says no vehicle shall be purchased or leased by the County of Suffolk unless the vehicle acquired •• I can go through the language. As long as the vehicle meets the County Vehicle Standard. That is supposed to exist. The first question is, does the County Vehicle Standard as outlined in 2•B 5•B as its said it's supposed to be set up each year no later than January 1st of the year for which the analysis is to be determined, because you need an analysis, cost •• lowest cost per vehicle using a grid showing maintenance cost, gas cost, aggregate acquisition cost and liability. Putting those all together you're supposed to come out with the standard vehicle. So now I've taken enough time to talk between you and I've kept talking just in to give you time to think about it. What is the standard vehicle? Could you tell me what that is.

COMMISSIONER BARTHA:

We have the analysis •• the analyses that you're making reference to.

CHAIRMAN BINDER:

We've never seen this, so I'm just curious.

COMMISSIONER BARTHA:

We will provide it to you. But there is not a single standard vehicle, because each department •• each use even within the department is different. So what we do is we use this grid to determine the need, and then you have the general category of different vehicles that it would fall into, and we take bids then on vehicles for the different categories.

CHAIRMAN BINDER:

Wait a minute. That wasn't the intention of the law. Just let me •• it's pretty clear. You can say there are different reasons that others need to deviate from the standard, and that says •• and it says that the County Vehicles Standard may only be deviated incorporating clear articulated justification for such deviation. So in other words, it was supposed to be a vehicle. I think it was clear on the record over and over again how this was discussed, that there was a vehicle that was going to be used for general purpose. Now, I understand there will be deviations, but pool cars, normal wear and tear, people driving the County should have a particular car that is the lowest cost to maintain and the lowest cost for gas, the lowest cost for general use and not so may be small that it puts in a liability question. And that's kind of making the balance.

So then there should be a car. And I don't know what that would be, but a car. Now, then there might be •• you might say that in department A or department B, a lot of people could use that car, no problem. But there are a number of people who it would be inappropriate for them to use that car. If that's true, then you need to then give us an articulated justification for the deviation. And say, in Public Works, that vehicle would not meet requirements because we have •• we need trucks, because they are out in •• they are going to marshland or parkland, and we have them doing heavy lifting, that's it. It would take about one sentence.

All you have to do is then tell us why you want a truck and not a car and why, let's say, a Ford escort •• I don't even know if they make them anymore, but I'll give it as an example •• if a Ford Escort were the car that we all are now using, why do we need a truck or an SUV, or let's say we needed a Crown Vic instead of the Ford Escort. Well, you would have to say maybe that a Commissioner shouldn't be seen in a Ford Escort, needs to be seen in a Crown Vic. That might be the justification. Or I don't know.

But the point would be when we were buying these vehicles we would be getting the lowest cost, lowest priced vehicle that was reasonable for us to use considering the general uses for driving around. I mean, Consumer Affairs, they go and check. Sanitarians, they go check restaurants. I mean, we can go through all these jobs where people just have to drive to and from their job.

And they are, as you say, a number of jobs where •• I know sanitarians who have to put certain things in their cabs. We got them pick•up trucks because they have a separated cab and the fumes would be bad if it was in the trunk, it would actually leak into the cab of the car, and so they needed it separate. So we went and got them pick•up trucks. That was appropriate. And all you would have to do is tell us, and we would just sign off on it. But what I'm seeing here is a lot of trucks and all kinds of •• I mean, why •• you know, an example, I would ask.

COMMISSIONER BARTHA:

I think I understand.

CHAIRMAN BINDER:

Why is there a sedan •• why do we need a full sized sedan by the DA? Why full sized? Why not the cheaper one? What are they doing with the sedan that he needs a full sized, he can't have an Escort type that would save us some money?

COMMISSIONER BARTHA:

I think at this point there's really no choice other than to table the resolution, and we will provide you with more information at the next meeting that I trust •• I hope will satisfy.

CHAIRMAN BINDER:

Legislator Carpenter, then Legislator Kennedy.

LEG. CARPENTER:

Hi, Charlie, how are you? I was a little distressed looking at the backup and not seeing any vehicles in there for Marine Bureau. And really kudos to your department and Lorraine Hickey, because I know that they've done their best to try to patch things up and get them vehicles, but it is at the point that •• the point of being ridiculous really. Go ahead.

COMMISSIONER BARTHA:

The Police and the Sheriff are exempt from that resolution. We have vehicles on order for the Marine Bureau. And in the mean time, we're working with actually lending them other vehicles and actually purchasing used vehicles. We're working with them closely.

LEG. CARPENTER:

I understand that the 2002 Expeditions, if you can find some of them, work pretty good on the beach.

COMMISSIONER BARTHA:

Right.

LEG. CARPENTER:

Also I noticed an Expedition at the gas pump the other day, and I asked the gentleman where he worked when I saw that nice Expedition that would look really great with Marine Bureau decals on it, and he told me that he worked in the DA's Office.

CHAIRMAN BINDER:

With an Expedition? Is there a particular reason we might need an Expedition in the DA's Office?

LEG. CARPENTER:

It could be undercover. No, it really could. And it may be a vehicle they get with forfeit, you know, seizure forfeiture monies, but it could be all of those. But I did see the DA and asked if he might not want to lend some to the Marine Bureau while they're waiting for theirs to arrive. When are they due to get here.

MS. HICKEY:

If all goes well with the vehicles we're acquiring under the used vehicle contract, within a week or two we should have vehicles for them.

LEG. CARPENTER:

Thank you so much.

CHAIRMAN BINDER:

As you know, there is an exemption for •• we have an exemption, I'm pretty sure it's for the Sheriff.

COMMISSIONER BARTHA:

Sheriff and Police.

CHAIRMAN BINDER:

And Police. So when the DA •• when the Marine Bureau needs them, there's an understanding that they need them, they should go get them. But for the rest of the County, and I'm seeing a lot of the rest of the County on here •• I'm just making it clear so when they come back they know what they have to tell me. Legislator Kennedy.

LEG. KENNEDY:

Charlie, I guess I'd go along with my colleagues are asking. In particular, I took a look at to me it seems like there's about 25 in total pick•ups with four wheel drive capability in there. And, you know, I think it's self evident when we're talking about DPW. I'm assuming that you're talking about vehicles that are may be one ton, ton and a half capacity that will push snow. Although, I wonder, I wonder why Planning needs a four wheel drive. Is Planning now in the business of plowing, or are they going to be, you know, pulling out debris?

LEG. CARPENTER:

They check property. I can see that.

LEG. KENNEDY:

I understand that. But I'm also wondering if they do something to grade four wheel drives? In other words, a heavy duty ••

CHAIRMAN BINDER:

Off•road.

LEG. CARPENTER:

They go on properties. Whatever they do.

LEG. KENNEDY:

I'm not questioning the need to get ahead and get off•road access. What I am saying is, is when you get down to the decision making or the threshold making for purchase, do you look at some of the uses of the four wheel drive? Is it for access, or is it, you know, ancillary to carrying load or snow or things like that?

COMMISSIONER BARTHA:

Absolutely. We look at all those considerations.

LEG. KENNEDY:

So something that's merely access may be a lighter grade vehicle then something that's going to push snow?

COMMISSIONER BARTHA:

Yes.

LEG. KENNEDY:

So you're not looking at an F•350 or something like that ton and a half in order to go through Planning?

COMMISSIONER BARTHA:

That's correct.

LEG. KENNEDY:

Okay. Thank you.

LEG. VILORIA • FISHER:

Motion to table.

CHAIRMAN BINDER:

Motion to table by Legislator Vioria•Fisher, seconded by myself. All in favor? Opposed?

LEG. FOLEY:

Opposed.

CHAIRMAN BINDER:

Legislator Foley is opposed. **1615 IS TABLED (VOTE: 5•1•0•0 Opposed: Legislator Foley).**

1630•05 • Amending the 2005 County Operating Budget to transfer funds from the General Capital Reserve Fund to cover the deficiency of appropriations in Fund 105 •County Road for snow removal services (County Executive). Motion by Legislator O'Leary, seconded by Legislator Foley.

LEG. FOLEY:

On the motion.

CHAIRMAN BINDER:

On the motion.

LEG. FOLEY:

Thank you, Mr. Chairman. I know Ms. Hickey has sat •• has gone back into the audience so to speak, but I did want to thank her for the great job that the Highway Maintenance Division did this year. I mean, it was exceptionally difficult, and I'm sure not just in my Legislative District, but I know throughout the County. The County roads were among the best plowed roads this winter season. And they did an extraordinary job under very difficult circumstance. And if you could convey, again, my thanks to the different yards that were involved in plowing the roadways. It was an excellent job, as I said, under very difficult conditions.

CHAIRMAN BINDER:

We have a motion and a second. All in favor? Opposed?

Approved (VOTE: 6•0•0•0)

LEG. CARPENTER:

Mr. Chairman, I would just like to second Legislator Foley's remarks. Even at the West End Towns, it was really, really great.

CHAIRMAN BINDER:

Okay. We have one that we're going to back to, 1394, that we skipped over. What we're going to do is we're going to have an Executive Session on this. And then after that session, we'll come in and consider •• we'll come back in and consider that bill before adjournment. So, please, if you need to be here for considering the resolution, please come back in. I'm going to make a motion, a second by Legislator O'Leary.

LEG. FOLEY:

On the motion, Mr. Chairman. You just need to state explicitly for the purposes of.

CHAIRMAN BINDER:

Right. Sixteen years, I can handle that one. I make a motion and a second to have an Executive Session for •• the looking at 1394, but specifically for questions what the questions are surrounding •• that might be surrounding legal questions on CBS Lines, Inc., potential litigation, existing litigation, current investigations or possible investigations by either the County itself or the District Attorney. We're going to look at those things and those things only. Authorized for this are the those designated by the Commissioner and the Commission of Public Works, the County Executive's Office, Mr. Zwirn is here, County Attorney's Office, Budget Review, Counsel, members and if member has staff here, they can also be in here for that. Turn off the microphones. We have a motion and a second. All in favor? Opposed? We are in Executive Session.

(* AN EXECUTIVE SESSION WAS HELD FROM 3:49 P.M. UNTIL 4:18 P.M. *)

CHAIRMAN BINDER:

We're back in session. We are up to **1394**. Legislator Viloría•Fisher.

LEG. VILORIA•FISHER:

Mr. Chair, I'd like to make a motion to discharge without recommendation, because if this situation ••

LEG. FOLEY:

I'll second the motion.

LEG. VILORIA • FISHER:

•• arises to the level where all Legislators should be looking at the bus service and this particular issue with the bus service, I would like to bring it before the full.

LEG. FOLEY:

Mr. Chairman.

CHAIRMAN BINDER:

Legislator Foley.

LEG. FOLEY:

Thank you. It was stated on the record earlier that there's been some information that's been forwarded to the District Attorney's Office, and that investigation will obviously move forward. At the same time, there has been a demonstrated need to extend this particular route from Port Jeff to downtown Stony Brook, especially for the summer months. Part of the reasons were outlined by Ms. Stark earlier. And over a period of time, it's been demonstrated by Legislator Viloría •Fisher as well as the chambers of commerce involved that this extension would be •• would well

serve the area, particularly those who depend upon bus service to get to work, not just in Port Jeff, but also in the Stony Brook area as well.

So certainly, if and when, the District Attorney finalizes his findings we can make an ultimate decision on the line at that point. But I think in the mean while simultaneous with that review, given the situation that there are a number of bus patrons that would utilize this extension, I would support the sponsor's motion to discharge without recommendation.

CHAIRMAN BINDER:

On the motion. Are there any other opportunities for another bus line for a bid, a quick bid? At the other end of it, is there another line with another company that does attach to it? So, is there another way that the services can be provided? Because I think there's a general feeling here, this is not a partisan question. I mean, the people in this area, we'd like to be able to provide the service to, that's not a question. I think there's a real discomfort even following Executive Session, there's just a discomfort by a number of us with going forward with anything at that point on this. What are the alternatives? What else could be done to quickly provide service? Is there anything else?

MR. SHINNICK:

The majority of this particular bus line travels directly on top of the existing bus line, the S 60. The routing of the service is what the

S 60 does basically in the area of Port Jefferson Station to Nicolls Road near Stony Brook. So basically, we developed a service that would be co routed with the S 60 and the schedule coordinated with S 60. Passengers in the common area of the bus lines would have their choice as to either bus line to utilize. So basically, I don't believe there's any alternatives.

CHAIRMAN BINDER:

There's no other company that could fill this?

MR. SHINNICK:

To be introducing an entirely different company into the area, this company holds a franchise along that roadway, I'm not sure contractually what ••

CHAIRMAN BINDER:

I don't know how that works, right, either with the franchise.

LEG. VILORIA • FISHER:

Mr. Chair, the franchising problem is an issue we've talked about in the past when i looked at another bus company possibly doing this route. Actually, we could be liable if we formed competition against an existing contract franchise holder, isn't that so?

MR. SHINNICK:

The situation with have competing services along the same roadway is you don't always create totally new riders. You begin to share the existing ridership, which will detract some of the fare revenues and the usage from the existing bus line.

CHAIRMAN BINDER:

All right. So we have a motion and a second. I'm going to make a motion to table and a second by Legislator O'Leary.

LEG. VILORIA • FISHER:

On the motion.

CHAIRMAN BINDER:

Legislator Vioria • Fisher.

LEG. VILORIA • FISHER:

Again, you also have a letter before you from the Staller Center. This is possibly the largest event that occurs at the Staller Center, the film festival that's held during the summer. If we don't pass this now, it will be another summer that there's no public transportation from the ferry to bring people over to the Staller Center, from the Staller Center to bring people to lodging. Many of the participants in the Staller Center event come without vehicles. And we have been trying to find a way to have public transportation there.

We have a •• this is also the height of the tourist area season for the Hamlet of Stony Brook. I have been working on this since December. As I said, the monies were set in place at the time of the omnibus. The people of my community, from the president of the university to the dishwasher at the Three Village Inn, have been anticipating this bus service to provide the kind

of transportation that they need from the from the ferry from Port Jeff Station, from •• there's no bus at all by the Stony Brook Train Station. So this is for the community.

If there are questions regarding this company, those questions can be addressed and should be addressed. But this company already holds the franchise on this route. They already hold the franchise. We are not giving them a new account. We are not giving them a new route. This is an extension of an existing route. We can't overlap that route with another company, because they are the owners of that franchised route right now. So what I am asking you to do is to respect what our policy statement was at the time we drew up a budget, which was that all of my omnibus money was going to be put, earmarked, for the extension of this route for the benefit of the residents of my community. I'm asking you to honor that policy statement that was made in our budget.

It's very important that when we draw a budget together as colleagues, as a body, that that policy statement that we have drawn up together is honored at the time of its execution. I am not amending the budget or raiding another area of the budget. This is where I allocated that money that was discretionary for each of us, for the purpose of supporting programs in my district. This is the one most important element that will combine the arts from Port Jefferson through Setauket to Stony Brook. It's a very difficult area to find parking, it's a very difficult area to traverse, and the residents of my community need this.

We should and must go on with an investigation, but that's issue that must be addressed at a later time. That is not the question that is before us. The question that is before us is whether or not you will honor the policy statement that we all signed on to when we voted on our budget for 2005.

CHAIRMAN BINDER:

The concern here I think is obvious. It's not a question of a policy statement. I think every Legislator would want to help each Legislator regardless of party with these kind of programs, because they're in some sense all of our constituents, even if we only have our own areas. And when we see a need we like to see if there's a way to fill it. But the Legislator also asks for members to put their vote on the line when there is a question of a District Attorney investigation, it could be wider spread than we think, there could be •• the problem could be more endemic. And unfortunately, it's not a question of other bus companies that maybe come and we may want to look at an overall policy and that really is down the road, but at this moment, we're being asked to extend and increase the amount of money that a particular bus company makes. That is ••

LEG. FOLEY:

They provide a service.

CHAIRMAN BINDER:

Providing services and making additional money with an extension of a service. The question then for us is as Legislators, and each individual Legislator, with their comfort level with voting for something that is currently under review by the District Attorney and might be wider spread than, you know, then we're looking at. We're not exactly •• I don't think anybody is really sure. It's unchartered territory.

I think generally there's been a question when a Legislator puts something in omnibus and everyone's backed that. But I think it's not •• I've been here 16 years, and I'd say it's very

unusual for something in omnibus to have this kind of members, for individual members and their votes. And I think •• I understand the appeal and I understand the concern for the Legislator in the district. But I think each Legislator has a responsibility when they're voting on these things to themselves, to the constituents that they respect, there's a fiduciary responsibilities, there's a number of responsibilities we have to carry out. And each one of us have to think about whether they think this vote is appropriate. It's not a question of a deal, not a question of giving it, because we said •• because it's in •• no matter how good or bad it is.

At the time it was done, it was all good faith, and no one had •• this question was not a question when this put into the omnibus. And so no one had a question at the time. Often questions, unfortunately, do arise. There is a question. For that reason •• if the tabling fails, that will be fine too. But I can tell you that on approval or discharge, I'll be voting just as an abstention. I'm not for it, I'm not against it.

LEG. VILORIA • FISHER:

I'm not asking you to vote to approve, I'm asking to discharge without recommendation.

CHAIRMAN BINDER:

I understand. And I would abstain even to a discharge at this point, because of how I feel about what the situation is with this. That's my vote. And I don't know of the votes are here to discharge it anyway. But I'm going to make •• I have a motion to table so it would still be a live bill.

LEG. VILORIA • FISHER:

But it wouldn't be live for my constituents for the summer. Okay. I have voted on things to

support colleagues who have districts on the South Shore who rely on maritime votes because of beach use or boat use, and I've understood that. The 25 A corridor is the heritage corridor that connects the hamlets that are the three major hamlets of constituency, which are Port Jefferson, Setauket and Stony Brook. This would be a link for those three hamlets. I'm not asking for an approval at this point in time, I'm asking for a discharge without recommendation.

LEG. FOLEY:

Mr. Chairman. Mr. Chair.

CHAIRMAN BINDER:

Legislator Foley.

LEG. FOLEY:

Thank you. Thank you, Mr. Chairman. When one reviews the legislation, it doesn't automatically •• it doesn't direct the Commissioner to automatically sign an extension of the bus line. When you read both the whereas clauses as well as the resolved clauses, it not just essentially, it states clearly and unequivocally is that it authorizes the department to negotiate with CBS. So it does not automatically force the department to agree to the extension. It authorizes the negotiations to commence for that proposed extension. And I think that's an important distinction to be made, it's not an automatic extension of the bus line. What it is is we're authorizing the department to negotiate.

LEG. FOLEY:

Move the question, Mr. Chairman.

CHAIRMAN BINDER:

Legislator Foley.

LEG. FOLEY:

Just a follow up. Are we still in litigation in a broader sense with bus companies on routes? Over a period of years, is there litigation in other areas?

COMMISSIONER BARTHA:

Yes.

LEG. FOLEY:

And during that period of time have we approved extensions of bus routes in order to •• in order to have bus routes that mirror the times the bus patrons need to go work and get home from work? It's a rhetorical question. The answer is yes; is that not correct?

COMMISSIONER BARTHA:

We have extended services, yes.

LEG. FOLEY:

That's right, for a number of routes where there is litigation, correct?

COMMISSIONER BARTHA:

That's correct.

LEG. FOLEY:

Because we understand collectively, through the Chair, that while there is litigation going on, while there are investigations, the fact of the matter is the buses are there to serve the public and that there's a need for the bus patrons to have enhanced bus schedules and extensions of bus line •• bus routes in order for them to access work and to get home from work.

So again, let's call it, the simultaneous track, there's plenty of precedent for it in our deliberations over it for these many years. And no one is saying that •• no one taking the latest charge lightly. But at the same time, we have an imperative to those who utilize the bus. And I would say, Mr. Chairman •• and I respect Legislator Vioria•Fisher's about •• of attending to her district's needs. But I would say that there are those who would utilize this bus from outside of her district who would go to Port Jeff Station as the connecting bus from points south, particularly, to then work in Old Stony Brook or some other areas. So this is a broader issue in one district, and I would say it's a town•wide, could even be County•wide. But certainly there's precedent in the past that while litigation is underway, we can't ignore the needs of those who utilize these buses.

CHAIRMAN BINDER:

Thank you. The nature of the litigation, I assume, has nothing to do with any kind of investigation. There's no criminal investigations associated with those litigations, is that true?

COMMISSIONER BARTHA:

That's true.

CHAIRMAN BINDER:

They have to do with franchises and ownership and thing like that, I assume.

COMMISSIONER BARTHA:

Correct.

CHAIRMAN BINDER:

Okay. So there would be really no reason to question an extensions or anything else under that kind of litigation. It's just a disagreement as to ownership. And to make the leap to criminal investigation and kind of make an analogy ••

LEG. FOLEY:

Well, this is the first that it's been stated on the record that it's criminal.

CHAIRMAN BINDER:

Excuse me. You are interrupting me. There was no reason to do that. So to make the leap of connecting investigations and litigation and kind of say them in the same sentence as if, well, if we did it one, we should do it with other, I think is somewhat beyond the pail. And to put Legislators in that position of voting for something where they have a severe discomfort because of impending investigations, not litigation, I would say that's unfortunate. I mean, I understand the need and I understand the desire and I understand the want.

LEG. FOLEY:

Thank you. Fine.

CHAIRMAN BINDER:

We have to have our votes. We have a motion and a second to table.

LEG. VILORIA • FISHER:

I just have a question of the Commissioner.

CHAIRMAN BINDER:

Legislator Viloría • Fisher.

LEG. VILORIA • FISHER:

Being that this investigation is ongoing, do you feel comfortable continuing your contract with CBS?

COMMISSIONER BARTHA:

The existing contract that we have?

LEG. VILORIA • FISHER:

Yes.

COMMISSIONER BARTHA:

Yes.

LEG. VILORIA • FISHER:

And are you •• are you proceeding with any steps to have a stricter look, a closer look, a harder look, at the way in which they report their fares to you?

COMMISSIONER BARTHA:

We would have to look at the cost effectiveness of that, and until the District Attorney's

investigation was concluded, if there is a District Attorney's investigation, until that was concluded for us to have a handle on exactly the magnitude for us to make ••

LEG. VILORIA • FISHER:

So your comfort level with this company at this time doesn't rise to the level of suspicion that would warrant your taking a hard look at all of the financial dealings that you have with them?

COMMISSIONER BARTHA:

We have asked the District Attorney's Office to take a hard look.

LEG. VILORIA • FISHER:

No. I'm talking about the fare •• no. That's on that specific allegation. I'm talking about the way in which they account for their fare, the accounting of their fare box. You are not going to send someone to read the numbers on their fare box yourselves •• the County is not going to assign someone to go to each bus route and be the second person to sign off on the readings of the fare boxes each evening?

COMMISSIONER BARTHA:

That's correct.

LEG. VILORIA • FISHER:

So therefore, your level of suspicion with regard to the company, with regard to CBS, has not

risen to that level?

COMMISSIONER BARTHA:

That's correct.

LEG. VILORIA • FISHER:

That is to say that you have a level of confidence with this company at this time?

COMMISSIONER BARTHA:

That's correct.

LEG. VILORIA • FISHER:

So I'm asking my colleagues to trust your professionalism and the level of confidence that you have that you can continue to carry on business with this company and to add a very small amount to the business that we have with that company by adding this small leg of a route to a large existing route, which is one of many that that bus company holds by not even a yeah or nay vote at this point, but simply a discharge without recommendation to allow this to go to the floor. And perhaps the DA's Office will find that there is one individual who falsified records before next week.

You know, they found somebody who had run away from home and was in another state in a very short period of time. So I just ask that it be discharged without recommendation and let it

go to the full Legislature. If the level of suspicion has not risen to the threshold on the part of the Commissioner and the people who work in his department to make them review every fare box with every penny and every overage, then I believe that we should have that kind of confidence in your professionals that we would allow a very small extension to the existing contract. This is a drop in the bucket compared to what the level of contract is.

CHAIRMAN BINDER:

There's a motion and a second on tabling. All in favor? Opposed?

LEG. FOLEY:

Opposed.

LEG. VILORIA • FISHER:

Opposed.

CHAIRMAN BINDER:

Opposed we have Legislator Foley and Legislator Viloría•Fisher.

THE BILL IS TABLED (VOTE: 4•2•0•0 Opposed: Legislators Foley & Viloría•Fisher).

I make a motion to adjourn, seconded by Legislator Kennedy. Before we adjourn, Legislator

Kennedy has some questions.

LEG. KENNEDY:

Actually, I need Mr. Zwirn at the table, if I can, please. This is in relation to the Fourth Precinct. We heard from several people before about the conditions of the Fourth Precinct. I have had an opportunity to have some conversations with the administration, and I believe some questions and concerns early on about siting have been •• have a good reason to believe that's been cleared up. I'm wondering, though, whether or not Commissioner Bartha has that same ability which then might lead us towards this next process. All I need to be able to do is say to the both of you •• I think the Commissioner needs to know, I guess, succinctly the direction that he's going in. And I need to know from Charlie, when is the RFP going to be let?

COMMISSIONER BARTHA:

The RFP will be put out next month, June regardless of the siting issue. We will have the RFP out in June, which means we'd have it returned late July. We'd make the selection during August. September we would start negotiating and processing a contract. Before the end of the year, we will start the design of the new Fourth Precinct. I would anticipate approximately 12 months to do that design and ••

LEG. KENNEDY:

Is there any way to move that up? I mean, just based on what you heard today. I understand, you know, this is government, there's set time frames, things take time, people need input, all that other kind of stuff. However, you heard what they said today. The only other thing that I'm going to say to you is what, if anything, could you do to remedy some of what •• I'm a little concerned about saying this, but it does appear to be hazardous conditions there for personnel. Can you patch the steps, the concrete steps? Are there things like that you can do?

COMMISSIONER BARTHA:

There's some things we can certainly do. I will speak to the Commander of the Precinct, and we will go over it with him to see what the priorities are. Everything costs money, as you know. And we would look to see what could accomplish within a reasonable amount of money.

LEG. KENNEDY:

Get a punch list and a price list.

COMMISSIONER BARTHA:

Yes.

LEG. KENNEDY:

Okay. And Ben, can that ••

MR. ZWIRN:

I'll take back the testimony that we heard today. I know you have had conversations, I think, with Kevin Law and ••

LEG. KENNEDY:

Which •• please, I have had not had an opportunity to go ahead and speak with him yet, but thank him. I appreciate that. But I think there's just one last piece to this puzzle, and that's that Charlie needs to hear what's transpired.

LEG. KENNEDY:

Okay?

MR. ZWIRN:

Okay. Thank you.

LEG. CARPENTER:

So when is the ribbon cutting?

CHAIRMAN BINDER:

Thanks.

COMMISSIONER BARTHA:

Half of you won't be here for the ribbon cutting.

CHAIRMAN BINDER:

I'm not going to make any comments. I'll leave that right there. Thank you for •• thank you for your input. Motion to adjourn, seconded by Legislator Carpenter. All in favor? Opposed?
Adjourned.

(* THE MEETING WAS ADJOURNED AT 4:40 P.M. *)

_ _ **DENOTES BEING SPELLED PHONETICALLY**