

PUBLIC WORKS

AND

TRANSPORTATION COMMITTEE

of the

SUFFOLK COUNTY LEGISLATURE

A regular meeting of the Public Works and Public Transportation Committee of the Suffolk County Legislature was held in the Rose Y. Caracappa Legislative Auditorium of the William H. Rogers Legislature Building, Veterans Memorial Highway, Smithtown, New York, on Tuesday, June 6, 2007.

MEMBERS PRESENT:

Legislator Jay Schneiderman - Chairman
Legislator Steve Stern - Vice-Chairman
Legislator Jack Eddington
Legislator Joseph Caracappa
Legislator Rick Montano

ALSO IN ATTENDANCE:

George Nolan- Counsel to the Legislature
Kevin Duffy - Budget Review Office
Gil Anderson - Commissioner - DPW
Lou Calderone - Deputy Commissioner - DPW
Catherine Stark - Aide to Chairman Schneiderman
Renee Ortiz - Chief Deputy Clerk - Legislature
Ben Zwirn - County Exec's Office
Gail Lolis - County Attorney's Office
All Other Interested Parties

MINUTES TAKEN BY:

Donna Catalano - Court Stenographer

(*THE MEETING WAS CALLED TO ORDER AT 2:07 P.M.*)

CHAIRMAN SCHNEIDERMAN:

I'd like to call the meeting to order of the Public Works and Transportation Committee this 5th day of June 2007. If you all will join us for the Pledge of Allegiance led by Legislator Montano.

SALUTATION

CHAIRMAN SCHNEIDERMAN:

All remain standing for one moment, we'll do a moment of silence for all those who have given their lives in defense of our nation, including two recent Suffolk County members who died in the conflict in Iraq.

MOMENT OF SILENCE

CHAIRMAN SCHNEIDERMAN:

Thank you. We have a relatively brief agenda today. Do I have any yellow cards? It appears not. We have no presentations either. I'm sure my colleagues appreciate that. We'll see how long we can drag it out. We'll go right to the agenda. I'll ask Commissioner Anderson to step forward. Any comments before we begin? All I can say is on behalf of all those who live and work on the South Fork, thank you for the cones. There's a collective sigh of relief heard throughout the County. It's making a huge difference, as you know. A lot of people, you know, who commute to that area, 45 minutes to an hour less in commuting time now that the cones are back. I did notice you changed the configuration a bit. I think that makes it easier to set up as well.

COMMISSIONER ANDERSON:

That's one of the main intents.

CHAIRMAN SCHNEIDERMAN:

It seems fine. So to you and all your staff and Mr. Hillman and Lorraine Hickey and all the others involved, thank you.

COMMISSIONER ANDERSON:

I would give a special kudos to both Lorraine --

CHAIRMAN SCHNEIDERMAN:

You've also made my phone a lot quieter.

COMMISSIONER ANDERSON:

I just wanted to -- again, my thanks to both Lorraine and to Bill Hillman. Bill for the bridge and the timeliness of that and getting that completed, and Lorraine for the hard work that they're doing now, you know, for the projects. I'm glad to see it's going well.

CHAIRMAN SCHNEIDERMAN:

I just ask -- knowing that after Labor Day, the cones are coming down and we move toward widening the road, that we could use some of the time now between now and then to try to figure out if there is -- are some mitigating measures that can take place during, you know, this fall as well as in the spring of next year to allow for the traffic to move. It would be appreciated. We have an opportunity to look at some of those ideas.

COMMISSIONER ANDERSON:

We have been -- in fact, I think it was Friday afternoon, we were knocking that around for quite some time. Honestly, the best thing at this point that we can come up with is to -- you know, providing everything falls in place and the contracts starts when it starts and everything is in order, he really should be ready to begin work the day after Labor Day.

So once that's, you know in place, the only thing that really makes any sense at this point, as difficult as is, is to basically let him get in there and knock out what he has to knock out. Otherwise it just prolongs the job and exacerbates the area for an extended period.

CHAIRMAN SCHNEIDERMAN:

Also, before we start, there was a question that came in up in Budget and Finance regarding some safety improvements to a median on William Floyd Parkway, I believe, was the highway. I think it involves some plantings that were designed to make for safer turns. I'm not quite sure. Anybody from that Budget and Finance who is familiar with that? They had asked -- somebody from -- I think Cameron Alden had asked me to ask you if those were necessary for public safety. I believe it was a bill sponsored by Legislator Browning.

COMMISSIONER ANDERSON:

I'm going to let Bill answer this one.

CHAIRMAN SCHNEIDERMAN:

I had promised him I would ask the question.

MR. HILLMAN:

It's simply planting in a median to prevent people from crossing over. It's a "T" intersection presently, and people are crossing over the median on the William Floyd Parkway. This is \$15,000 to simply plant appropriate shrubbery and things to restrict that movement.

CHAIRMAN SCHNEIDERMAN:

And this will help? It's needed?

MR. HILLMAN:

Yes.

CHAIRMAN SCHNEIDERMAN:

And you have no money in any other lines?

MR. HILLMAN:

No.

CHAIRMAN SCHNEIDERMAN:

To cover this. There's no landscaping funds?

MR. HILLMAN:

No.

CHAIRMAN SCHNEIDERMAN:

Okay. All right. I won't belabor it. Any other questions on that point? Legislator Montano.

LEG. MONTANO:

So it's sort of in the nature of a safety improvement. It will prevent people from crossing over where they're not supposed to essentially.

MR. HILLMAN:

Correct.

CHAIRMAN SCHNEIDERMAN:

Okay. Is it possible that maybe, Bill, you could give Cameron Alden a call, because he had some concerns about that? So we will move right to the agenda. Starting with Tabled Resolutions.

2594-06, Directing the Department of Public Works to conduct a traffic study of County

Road 111 from the Long Island Expressway to Sunrise Highway. (Romaine)

I'll make a motion to table. You've already done that, right? Is there anything you wanted to add?

COMMISSIONER ANDERSON:

I just wanted to give you an update on where we are with the project that's ongoing on 111.

CHAIRMAN SCHNEIDERMAN:

Okay.

COMMISSIONER ANDERSON:

We have installed both traffic signals at the interchange of the Expressway. The North Service Road signal was installed the weekend of May 26th. The southerly traffic signal was installed on the 2nd, which was last weekend. The plans for the median installation are underway, and we're hoping to bid that in July for construction immediately after Labor Day. And the traffic study is underway that we're currently, you know, undertaking. And counts will begin shortly, because now it is the summer season and appropriate for, you know, the taking of the traffic counts.

CHAIRMAN SCHNEIDERMAN:

Legislator Eddington.

LEG. EDDINGTON:

Thank you very much.

CHAIRMAN SCHNEIDERMAN:

Do you have a comment?

LEG. EDDINGTON:

No.

CHAIRMAN SCHNEIDERMAN:

I thought you had a comment. Any questions on County Road 111? All right. There's a motion to table and a second. All in favor? Opposed? Abstentions? 2594 is **TABLED (VOTE:5-0-0-0)**.

1079-07, Adopting Local Law No. 2007, A Local Law to amend the County policy for sewer connections to promote affordable housing. (Schneiderman)

I'm going to make a motion to actually approve this bill. This has been amended to address the concerns Legislator Stern had. I had to bring it back to public hearing. It went through that public hearing process, so it has some protections in terms of keeping these affordable. It's also been expanded not to include only ownership, but also rental apartments. This would require that 20% of the -- 20% of the housing if it's ten or more units would be in this category of affordable in terms of the County's definition. So I would like to make a motion to approve.

LEG. EDDINGTON:

Second.

CHAIRMAN SCHNEIDERMAN:

Seconded by Legislator Eddington. All in favor? Opposed? Abstentions? 1079 is **APPROVED (VOTE:5-0-0-0)**.

1103-07, Directing the Department of Public Works to expand the 7D Bus Route. (Romaine)

Is there a motion?

LEG. CARACAPPA:

Motion.

CHAIRMAN SCHNEIDERMAN:

Motion by Legislator Caracappa, I will second it.

COMMISSIONER ANDERSON:

Is this a motion to approve?

CHAIRMAN SCHNEIDERMAN:

On the motion, Commissioner.

COMMISSIONER ANDERSON:

Again, this is --

CHAIRMAN SCHNEIDERMAN:

You guys are doing this, I believe.

COMMISSIONER ANDERSON:

Right. We're doing this right now. I just wanted to give you an update.

LEG. STERN:

Motion to table.

LEG. EDDINGTON:

Second.

CHAIRMAN SCHNEIDERMAN:

There's a motion to table by Legislator Stern, seconded by Legislator Eddington. On the motion, again, Commissioner, it's already happening.

COMMISSIONER ANDERSON:

Yeah. At this point, we've expanded into the Yaphank Industrial Park. We expect to receive the schedule within the next ten days, and we expect the start date -- the actually start date of the expansion two weeks after that. We've been working with Mike {Giacomaro}, who is one of the local civic leaders and have obtained the appropriate shift times from local, you know, firms within the industrial park. We're looking to target 7:00 a.m. and 4:00 p.m. shifts. And there is some communication that's still needed to finalize everything with the bus company, but, you know, we're at the final arrangements right now.

CHAIRMAN SCHNEIDERMAN:

Are you coordinating at all with the sponsor of the resolution? Is he aware that this is happening? Are you satisfying his concerns?

COMMISSIONER ANDERSON:

No. I will follow up with him.

CHAIRMAN SCHNEIDERMAN:

If you would give him a call. Okay. There's a motion to table and a second. All those in favor? Opposed? Abstentions? 1103 is **TABLED (VOTE:5-0-0-0)**.

1359-07, Amending the 2007 Capital Budget and Program and appropriating funds in connection with stormwater system discharge remediation and stream water silt removal and remediation at the Nissequogue Tributary headwaters north from CR 76, Townline Road to Miller's Pond, Smittstown, Lake Ronkonkoma, Old Nichols Road, Corridor, and surrounding areas (CP 8710). (Kennedy)

What are we doing with this, Commissioner?

COMMISSIONER ANDERSON:

I'd request that it be tabled. We'd like to work with the Legislator to develop a bill that is clearer in its intent. It appears as though the bill should be -- attempts to address stormwater remediation, but it doesn't state that the funds are being drawn from the 477 Fund, so.

CHAIRMAN SCHNEIDERMAN:

Has this been through the committee? Has it gone through the Water Quality Committee that approves -- that preapproves 477 Funds?

COMMISSIONER ANDERSON:

No, it hasn't.

CHAIRMAN SCHNEIDERMAN:

All right. So we have to table it anyway.

COMMISSIONER ANDERSON:

It doesn't --

CHAIRMAN SCHNEIDERMAN:

Oh, it's not 477 Funds? I misunderstood.

COMMISSIONER ANDERSON:

It appears to want to be drawn from that the way -- you know, the way it's written, but it's not very clear. We'd like to just attempt to --

MR. NOLAN:

There are also some questions regarding SEQRA. So we might want to hold off.

CHAIRMAN SCHNEIDERMAN:

All right. So does somebody want to make a motion to table?

LEG. MONTANO:

Motion to table.

LEG. EDDINGTON:

Second.

CHAIRMAN SCHNEIDERMAN:

Motion to table by Legislator Montano, seconded by Legislator Eddington. Any discussion? All those in favor? Opposed?

LEG. CARACAPPA:

Opposed.

CHAIRMAN SCHNEIDERMAN:

Legislator Caracappa opposed to tabling.

CHAIRMAN SCHNEIDERMAN:

Abstentions? I'll abstain. Actually, make mine opposed to tabling. There's four votes to table, two opposed.

MS. ORTIZ:

No. Three.

CHAIRMAN SCHNEIDERMAN:

It's tabled. 1359 is **TABLED (VOTE:3-2-0-0 - Opposed - Legis. Caracappa and Schneiderman)**

1367-07, Requiring the use of bio-diesel fuel in the Suffolk County fleet to reduce emissions, improve air quality and promote the use of alternative fuels. (Losquadro)

Is there a motion?

LEG. EDDINGTON:

I'll make a motion to table, but I'd like to ask a question.

CHAIRMAN SCHNEIDERMAN:

Motion to table. Any other motion or seconds?

LEG. CARACAPPA:

Motion to approve.

LEG. STERN:

Second.

CHAIRMAN SCHNEIDERMAN:

All right. There's a second to table. There's a motion by Legislator Eddington to table, seconded by Legislator Stern. Motion to approve by Legislator Caracappa. In the spirit of compromise, I'll make a motion to discharge without recommendation to get it to the floor.

LEG. LOSQUADRO:

On the motion to table, let me -- if the Chair would recognize me even though I'm not a member of committee, I'd like to explain why this bill should be moved forward.

CHAIRMAN SCHNEIDERMAN:

I'm sorry. Let's hear from the sponsor first. If you don't mind. Legislator Losquadro.

LEG. LOSQUADRO:

Thank you. Thank you, Mr. Chair, for recognizing me. I was here at the last committee meeting on this resolution and since have done a fair amount of additional research, spoken with the Department of Public Works. I know that there was some confusion as to how this bill would dovetail with Legislator Cooper's bill which sought to implement ultra low sulfur diesel and retrofit technology on our fleet vehicles.

Well, I wanted to get a definitive answer to a question that I already knew the answer to, so I contacted the Department of Public Works, and which I already knew to be case because we have to comply with Federal Law, the diesel fuel that we're using, that we're blending our bio diesel with right now, is ultra low sulfur diesel. We are already using ultra low sulfur diesel, because if we didn't, we'd be in violation of Federal Law. All 2007 newer vehicles must be operated on ultra low sulfur diesel. So there's no reason not to move forward with blending the rest of our fuels with bio diesel right now, because we're already using ultra low sulfur diesel. By holding off even a short period of time, we're just losing the benefit of blending the rest of our fuel with the bio diesel.

The retrofit issue is a separate issue entirely. I've been speaking with the Department of Public Works about that. I'll be happy to offer Legislator Cooper's Office my expertise and work with them on that in developing an implementation plan that takes into account the age of the vehicles, their useful service life, what sort of custom fabrication would be necessary for these installs on some of the off-road vehicles. There's a lot more to these installations than was originally put forward by

Legislator Cooper in his bill. I've had these discussions with the Department of Public Works.

I think that's something that's going to take a little time to work out in terms of developing that entire list of the fleet, what those useful life expectancies are, what the cost to benefit ratio would be for the retrofit. This could, you know, potentially take another couple of months. I hope we can get it done sooner than that, but I think it's going to take a little time to work that out.

In the interim, I see no reason not to move forward with a separate issue, which is the implementation of the bio diesel County-wide. This initiative I started over three years ago, we've been using it for two years now in the County successfully. And, you know, maybe it's because I have a head cold today and I'm just not in the mood, but I am not agreeable to just having that as something that's lumped in with another bill. This is an initiative that I have worked on for a long time, and I want to see it as a stand-alone bill that moves this forward for the entire County. So we're ready to move forward on that. The other issue is something that we can continue to work on. And like I said, I'll be happy to lend whatever knowledge I have to this process, but the bio diesel is an issue that's ready to move right now and is separate and apart from the retrofit.

CHAIRMAN SCHNEIDERMAN:

Okay. We have several members, I think, that want to comment, including myself. Legislator Eddington.

LEG. EDDINGTON:

Thank you. And by no means would I want to question or challenge the knowledge in this area of Legislator Losquadro. My concern is that we had talked about this, and since there were two different bills, my understanding was that the Legislator was going to be talking to Legislator Cooper and then it would be somehow resolved. And I know you spoke to DPW, but have you worked this out with Legislator Cooper?

LEG. LOSQUADRO:

I just spoke with Legislator Cooper's Office about -- I don't know, close to an hour ago. Again, the only compromise that was offered was to include bio diesel in their resolution. As I said, maybe it's my head cold, but that's not something that's agreeable to me. This is an initiative I've worked on for a long time, and it's something I would like to move forward. You know, if that's a compromise, then there's some work to be done in the art the negotiation.

LEG. EDDINGTON:

I guess my response would just be that -- I guess it was a month ago that we discussed getting together and you guys talking it out. And now you're telling me an hour before this meeting you finally did discuss this. I need more time to look over this.

LEG. LOSQUADRO:

This came to my surprise as well. I've been discussing this for quite some time, and no compromise was offered other than today to ask me to table this bill for another cycle and that bio diesel would be added into the resolution once, once, the retrofit issue was worked out. As I said, the issue of the retrofit -- and I'm sure Mr. Anderson can confirm this, because I've had these discussions -- is something that's going to take a little time to figure out what is going to be the best timeline in which we can implement that.

I did not have the retrofit as part of the my resolution, but I think it is something that's going to give us an added benefit in terms of our air quality. And I'm willing to work with Legislator Cooper on that. But to me, these two issues are separate and apart. And I would not want to see one lumped into another bill just for the sake of expediency.

CHAIRMAN SCHNEIDERMAN:

Legislator Montano.

LEG. MONTANO:

Just so I'm clear. If I recall, at the last meeting, the retrofit bill came before the committee and Department of Public Works was in opposition to it. We had some questions about the financial impact. And if I recall, that bill was tabled, was it not?

LEG. LOSQUADRO:

Yes. And it bumped up against the Six Month Rule, and Legislator Cooper's Office is planning on filing an amended copy of that bill.

CHAIRMAN SCHNEIDERMAN:

They missed the deadline.

LEG. MONTANO:

Well, an amended copy or to reintroduce it?

LEG. LOSQUADRO:

To reintroduce it.

LEG. MONTANO:

But it's not refiled as of this moment?

LEG. LOSQUADRO:

No.

LEG. MONTANO:

Let me ask you this Commissioner. With respect to -- what is your position with respect to this bill, because on the other bill I know you were in opposition? I just want to get your thinking on this one.

COMMISSIONER ANDERSON:

The Department generally approves efforts obviously to improve the environment. This one, the impacts are relatively minimal, with the exception of, you know, it will take time to implement, we have to clean out tanks -- we've discussed all this -- you know, the filters. And obviously there are no funds to implement this, although the cost considerably -- the costs for this bill are considerably less than for the retrofit. Retrofit you are looking at --

LEG. MONTANO:

A lot of money there. I think 10,000 per vehicle. Your statement, if I recall correctly, was that some of the vehicles aren't even worth 10,000.

COMMISSIONER ANDERSON:

Yeah.

LEG. MONTANO:

So we would be throwing good money after bad. What is the fiscal impact -- if I can ask BRO, what's the fiscal impact, if any, on this bill?

MR. MAGGIO:

You have a \$25,000 cost to clean the tanks, fuel filters, pump modifications to vehicles, then you have. Based on the number of gallons that have been used in the past, a cost of about 25 cents more per gallon, the average price of the fuel, which --

LEG. LOSQUADRO:

Actually, it's considerably less than that based on the figures I have.

MR. MAGGIO:

It's been changing, I understand, fluctuating.

LEG. LOSQUADRO:

Even if you do the average over that time, it only worked out to about a thousand dollars a month even at its highest point. So even if you quadrupled that, you'd only be talking about maybe \$4000 difference at its highest. But right now bio diesel is actually slightly cheaper. The B-20 is actually slightly cheaper than the pure petroleum.

MR. MAGGIO:

Right. And decreasing in price.

LEG. MONTANO:

Just so I'm clear, the impact to the department is minimal and the cost is minimal. Because I thought you said that there was no financial component to this, did I hear that correctly? No. I mean, within your department. Did you say that there was nothing budgeted for the implementation?

COMMISSIONER ANDERSON:

There is nothing budgeted currently. We would have to change filters -- again, it's a minimal cost. We would have to change filters. Ten of the 12 underground tanks would have to be cleaned out. You know, things like that, but that's considerably --

LEG. MONTANO:

But it's going to be done with existing personnel and, you know, your existing monetary allotment for the year, is that what you're saying?

COMMISSIONER ANDERSON:

No. What I was saying is this wasn't budgeted as part of our normal, you know --

LEG. MONTANO:

Well, that's what I'm getting at. How are you going to do it if it's not budgeted?

LEG. LOSQUADRO:

If I may, Legislator Montano, that would be something that would have to be addressed in the Operating Budget for next year. In my bill, I gave them until the end of 2008 to implement this. So in the Operating Budget --

LEG. MONTANO:

2008 or 2007?

LEG. LOSQUADRO:

No, 2008. I gave them next year to implement this. I understand logistics that you can't just clean out these tanks in a week. You know, they have a set schedule of work that they have to accomplish, and I'm very cognizant of that. And I'm willing to work with them on that. So in the Operating Budget for 2000 --

CHAIRMAN SCHNEIDERMAN:

It could happen earlier in --

LEG. LOSQUADRO:

It could happen much earlier. But I'd like to give them that window in which to accomplish this without overburdening them. They are going to accomplish it with their own -- with their own staff. The only thing they would have to hire out, periodically tanks are cleaned or replaced anyway, I believe there are a few tanks scheduled for replacement and cleaning next year. If any additional cost will be associated in this, you know, I'll address that in the Operating Budget for 2008.

CHAIRMAN SCHNEIDERMAN:

A couple of comments. First, thank you for coming so we have your expertise as we discuss it. And I think we're fortunate actually to have somebody with such expertise. I don't think there's anyone else on this Legislature who knows nearly as much about bio diesel as you do, Legislator Losquadro. In fact, there's probably not that many people in the County who have your knowledge about bio diesel.

And I too agree that these are very separate bills. Your bill deals with reducing fossil fuel use and Cooper's bill deals with air pollution. They're good bills. Cooper's bill is not ready for prime time. I have a suggestion as to how that bill can be modified in a way similar to what we've done with other legislation like the -- when we prohibited CCA in marine environments or non shielded light fixtures. We have provided the department head, the Commissioner, with certain discretion so that it would be basically a policy, but that policy could be waived if, let's say, the cost exceeded the cost of purchasing a new piece of equipment or whatever that threshold might be.

That bill isn't ready. I hate to hold up a good bill simply because somebody wants them to happen at the same time, which there's nothing wrong with that. But these bills stand on their own. They're separate bills. They're both good bills. I want to support and cosponsor both of them. So I don't see any reason why your bill needs to be modified. The one concern that was raised about low sulfur, you have already addressed, which is already the law. I haven't really heard any arguments yet. You can make them, but I haven't heard any reason why we shouldn't move forward on it.

I have a motion discharge without recommendation. I haven't heard a second on that. If there is no second on that, I will move to second Joe's motion to approve. Is there any more discussion? We have a motion still to table, which would take precedent. There was a motion and a second, am I right? Are those still out there? Okay. So we have to call the vote first. Any more discussion on the tabling motion itself? Okay. Before was there a second to my motion to discharge without recommendation? In which case, I will second Joe's motion to approve. So we have a motion and a second to approve. We'll take the vote on the tabling? All in favor of tabling? Opposed?

LEG. MONTANO:

Opposed.

LEG. CARACAPPA:

Opposed.

CHAIRMAN SCHNEIDERMAN:

Opposed. Okay. So the tabling motion fails. We have a motion to approve -- in the sake of compromise, I can remake the motion at this point to discharge without recommendation as well. All right. Motion to approve and a second. Any discussion? All those in favor? Opposed? Abstentions? The bill is **APPROVED (VOTE:5-0-0-0)**.

LEG. LOSQUADRO:

I'd like to thank the members of the committee for moving this out. It is a bill that is very easy to implement. We're already doing it with almost 30% of our fleet usage right now, and this is simply going to expand it to that other 70%. So thank you.

CHAIRMAN SCHNEIDERMAN:

Good work, Legislator Losquadro. That was unanimous. That was unanimously approved.

1377-07, Amending the 2007 Capital Budget and Program and appropriating funds in connection with the reconstruction of CR 17, Carleton Avenue/Wheeler Road, Town of Islip (CP 5097). (Co. Exec.)

LEG. MONTANO:

Motion.

CHAIRMAN SCHNEIDERMAN:

There's a motion to approve by Legislator Montano, any seconds?

LEG. EDDINGTON:

Second.

CHAIRMAN SCHNEIDERMAN:

Seconded by Legislator Eddington. Commissioner?

COMMISSIONER ANDERSON:

The last time it was tabled you had a question.

LEG. MONTANO:

I had asked that it be tabled, because I had some questions, but they had been answered. And I would like to have this moved. You are in -- obviously, you want it moved also.

COMMISSIONER ANDERSON:

Absolutely.

LEG. MONTANO:

Thanks for allowing me that month to find out what concerned me.

CHAIRMAN SCHNEIDERMAN:

There's a motion to approve and a second. All in favor? Opposed? Abstentions? 1377 is **APPROVED (VOTE:5-0-0-0)**.

1403-07, Creating the Suffolk Municipal Academic Regional Transit (SMART) Transportation Task Force. (Viloria-Fisher)

Is there any motions?

LEG. EDDINGTON:

Motion to approve.

LEG. STERN:

Second.

CHAIRMAN SCHNEIDERMAN:

There's a motion to approve and a second. Commissioner.

COMMISSIONER ANDERSON:

There's a couple of questions. Unfortunately, Bob Shinnick couldn't be here.

CHAIRMAN SCHNEIDERMAN:

Motion to table.

LEG. STERN:

Second.

COMMISSIONER ANDERSON:

We're just unsure of the overall purpose of the bill. Our concern is really only, you know, it specifies a couple of colleges, but there are a number of colleges within Suffolk County, are they all within the parameters of this legislation, or is it just SUNY Stony Brook and Suffolk Community College.

The second question we has was task force membership does not include the Suffolk County

Transportation Advisory Board, although it does mention by name one of the, you know, leads in that agency. We were just unclear about that. And then Suffolk County Transit is predominantly a local bus transit system. Does the IR anticipate a separate transit system or not?

CHAIRMAN SCHNEIDERMAN:

There's a motion to table. I made the motion, Legislator Stern seconded it. All in favor? Opposed? Abstentions? 1403 is **TABLED (VOTE:5-0-0-0)**.

1410-07, Adopting Local Law No. 2007, A Local Law establishing regulations for supported scaffolds. (Co. Exec.)

LEG. MONTANO:

Motion to table for a public hearing.

CHAIRMAN SCHNEIDERMAN:

Motion by Legislator Montano, seconded by Legislator Eddington. All in favor? Opposed? Abstentions? 1410 is **TABLED (VOTE:5-0-0-0)**.

1433-07, Amending the 2007 Capital Budget and Program and appropriating funds in connection with traffic signal improvements at CR 111 and Halsey Manor Road (CP 5054). (Romaine)

I'll make a motion. Is there a second?

LEG. CARACAPPA:

Second.

CHAIRMAN SCHNEIDERMAN:

Second by Legislator Caracappa. Commissioner.

COMMISSIONER ANDERSON:

We'd recommend not approving this. DPW is working with the Manorville Fire Department to provide a flash traffic signal at this location in conjunction with the permit for their proposed substation. We performed a preliminary warrant analysis, and the signal isn't warranted by the criteria of the warrant analysis. It doesn't meet any of the 11 New York State warrants for traffic signal. Additionally, the accident pattern doesn't indicate the need for a three car signal.

LEG. CARACAPPA:

What's the project number again?

COMMISSIONER ANDERSON:

This is CP 5054.

CHAIRMAN SCHNEIDERMAN:

I'm on 1433, the Capital Project Number is 5054.

LEG. MONTANO:

We're talking about 1433?

COMMISSIONER ANDERSON:

Yes.

LEG. MONTANO:

Okay.

CHAIRMAN SCHNEIDERMAN:

So there was a motion and a second to approve.

LEG. STERN:

No. Motion to table.

LEG. MONTANO:

Motion to table.

CHAIRMAN SCHNEIDERMAN:

Motion to table by Legislator Stern, seconded Legislator Montano. Any discussion? All right. All in favor? Opposed? Abstentions?

LEG. CARACAPPA:

Opposed.

CHAIRMAN SCHNEIDERMAN:

Opposed, Legislator Caracappa. I'm not opposed to tabling for one cycle. I would like to hear from Legislator Romaine on this. 1433 is **TABLED (VOTE:4-1-0-0 - Opposition - Legis. Caracappa)**.

1443-07, Appropriating funds for the acquisition of properties in connection with safety improvements at various locations (CP 3301). (Co. Exec.)

LEG. EDDINGTON:

Motion to approve.

CHAIRMAN SCHNEIDERMAN:

Motion by Legislator Eddington to approve.

LEG. STERN:

Second.

CHAIRMAN SCHNEIDERMAN:

Seconded by Legislator Stern. Commissioner, do we need by more information on where these are?

COMMISSIONER ANDERSON:

No. This is just -- the resolution provides funding for necessary property acquisition in the vicinity of County Road 46, William Floyd Parkway at Surrey Circle. It basically provides a double left turn and reduces queuing and eliminates an unsafe condition that presently exists.

CHAIRMAN SCHNEIDERMAN:

This is the spot where that one gentleman comes out and talks all the time about, I guess, traffic queuing up in his neighborhood?

COMMISSIONER ANDERSON:

Yes. He feels that by adding a second lane we're going to be adding more traffic through there. What we're really trying to do is right now there's a single turn lane and traffic backs up into the main travel lanes, by adding the second travel lane, it will afford more room for the queuing.

CHAIRMAN SCHNEIDERMAN:

So do you think this will help address his concerns, even though he might not realize it?

COMMISSIONER ANDERSON:

Yes. I mean, at the end the day I think -- well, at the end of the day, it makes for a safer intersection. He's looking for the intersection to be moved. At least that's my understanding of it.

CHAIRMAN SCHNEIDERMAN:

You've had somebody meet with him?

COMMISSIONER ANDERSON:

Yeah. We have had a number of discussions with him for quite some time.

CHAIRMAN SCHNEIDERMAN:

Okay. There's a motion to approve and a second. All in favor? Opposed? Abstentions?

APPROVED (VOTE:5-0-0-0).

1444-07, Appropriating funds in connection with intersection improvements on CR 10, Elwood Road @ CR 11, Pulaski Road, Town of Huntington (CP 5558). (Co. Exec.)

LEG. STERN:

Motion.

CHAIRMAN SCHNEIDERMAN:

Motion by Legislator Stern, seconded by Legislator Eddington. Any discussion? Questions? All in favor? Opposed? Abstentions? **APPROVED (VOTE:5-0-0-0).**

1445-07, Amending the 2007 Capital Budget and Program and appropriating funds in connection with the roof replacement on various County buildings (CP 1623). (Co. Exec.)

LEG. STERN:

Motion.

CHAIRMAN SCHNEIDERMAN:

Same motion, same second.

LEG. EDDINGTON:

On the motion.

CHAIRMAN SCHNEIDERMAN:

On the motion, Legislator Eddington.

LEG. EDDINGTON:

My understanding was this was pay-as-you-go initially, and now it's not. Why is that?

CHAIRMAN SCHNEIDERMAN:

Commissioner.

LEG. EDDINGTON:

Anybody.

LEG. CARACAPPA:

I would assume, Legislator Eddington, that because we did a waiver as it relates to 5-25-5 Funding that the source of financing had changed. Counsel, I would assume that's the case, it will only be a 14 voter on the floor?

MR. NOLAN:

That's correct.

LEG. EDDINGTON:

Okay.

LEG. CARACAPPA:

I know where you are going with this, Legislator Eddington, and I agree with you. I think it should be pay-as-you-go. Roof replacements always have been. It's something that I think sometimes roofs don't outlast the life of the bonds that we're putting forward. So I agree with you with where you are going with that.

LEG. MONTANO:

How much money?

COMMISSIONER ANDERSON:

395,000.

LEG. CARACAPPA:

For how many locations?

COMMISSIONER ANDERSON:

Three location; the Sheriff's Academy, the Marine Bureau and the Health Department modulars.

CHAIRMAN SCHNEIDERMAN:

There's a motion to approve and a second. All in favor? Opposed? Abstentions? 1445 is

APPROVED (VOTE:5-0-0-0).

1490-07, Amending Resolution No. 1163 of 2003 for participation in engineering in connection with the reconstruction of CR 17, Carleton Avenue/Wheeler Road, Town of Islip (CP 5097). (Co. Exec.)

LEG. MONTANO:

Motion to approve.

CHAIRMAN SCHNEIDERMAN:

Motion by Legislator Montano.

LEG. STERN:

Second.

CHAIRMAN SCHNEIDERMAN:

Seconded by Legislator Stern.

LEG. MONTANO:

On the motion.

CHAIRMAN SCHNEIDERMAN:

On the motion, Legislator Montano.

LEG. MONTANO:

Commissioner, can you just give me a brief explanation of this particular bill?

COMMISSIONER ANDERSON:

This resolution provides 80% Federal funding to be reimbursed for engineering services in connection with reconstruction of County Road 17. The total fees are at 700,000. The County share after reimbursement will be 140,000.

LEG. MONTANO:

So we're actually reducing the amount that we're bonding, is that what I understand is going on here?

COMMISSIONER ANDERSON:

Yes. Essentially what's happening, we get reimbursed after we've expended the fees from the Federal Government for 80% of the overall cost of the engineering, which is \$700,000.

LEG. MONTANO:

And lowering -- passing this resolution has no affect on the work of the project? It isn't going to delay it in any way?

COMMISSIONER ANDERSON:

No.

LEG. MONTANO:

Okay. Thank you.

CHAIRMAN SCHNEIDERMAN:

All right. We had a motion and a second, correct? All in favor? Opposed? Abstentions? 1490 is **APPROVED (VOTE:5-0-0-0)**.

1491-07, Amending Resolution No. 600 of 2006 for participation in construction in connection with the reconstruction/widening of CR 3, Wellwood Avenue Bridge over the Southern State Parkway, Town of Babylon (CP 5851). (Co. Exec.)

LEG. STERN:

Motion to approve.

CHAIRMAN SCHNEIDERMAN:

Motion by Legislator Stern, seconded by Legislator Eddington. On the motion, any discussion? Commissioner, this is pretty straight forward.

COMMISSIONER ANDERSON:

This resolution provides for an increase of State Marshieselli funding from 10% to 15%, which thereby reduces the County share. It's a \$9.28 million total project cost. The County share, which was originally \$852,000, will be reduced down to \$464,000.

CHAIRMAN SCHNEIDERMAN:

All in favor? Opposed? Abstentions? **APPROVED (VOTE:5-0-0-0)**.

1493-07, Appropriating funds in connection with the renovations, construction and additions to Police Precincts (Fourth Precinct)(CP 3184). (Co. Exec.)

Motion to approve by Legislator Eddington, seconded by Legislator Stern. Any discussion? Questions? All in favor? Opposed? Abstentions? **APPROVED (VOTE:5-0-0-0)**.

1497-07, Transferring Assessment Stabilization Reserve funds to the Capital Fund, and appropriating funds for improvements in Suffolk County Sewer District No. 5 - Strathmore Huntington (CP 8115). (Co. Exec.)

LEG. STERN:

Motion to approve.

CHAIRMAN SCHNEIDERMAN:

Same motion, same second. Any discussion? All in favor? Opposed? Abstentions? **APPROVED (VOTE:5-0-0-0)**.

1499-07, Approving maps and authorizing the acquisition of lands pursuant to the New York State Eminent Domain Procedure Law, in connection with the acquisition of properties for the reconstruction of CR 80 - Montauk Highway, Town of Brookhaven,

Suffolk County, New York (CP 5516 Pin 0756.68). (Co. Exec.)

LEG. EDDINGTON:

Motion to approve.

CHAIRMAN SCHNEIDERMAN:

Motion by Legislator Eddington, second by Legislator Stern. Any discussion? This eminent domain procedure, we're widening the road?

COMMISSIONER ANDERSON:

In certain locations, yes. This is just part of the process where we approve the maps and then we can begin negotiations for acquisition.

CHAIRMAN SCHNEIDERMAN:

Okay. All in favor? Opposed? Abstentions? 1499 is **APPROVED (VOTE:5-0-0-0)**.

1502-07, Authorizing transfer of ten (10) surplus County computer monitors to the Health and Welfare Council of Long Island. (Pres. Off.)

LEG. MONTANO:

Motion.

CHAIRMAN SCHNEIDERMAN:

Motion by Legislator Montano, second by Legislator Stern. All in favor? Opposed? Abstentions? 1502 is **APPROVED (VOTE:5-0-0-0)**.

I don't know who to ask this to. Every once in a while I see these surplus County computer monitors being transferred to various agencies. Is there a way to notify the various Legislators when there are surplus County computers? Do we get notified?

MS. ORTIZ:

I distribute it to you.

CHAIRMAN SCHNEIDERMAN:

Everybody gets the same notice? Are there still more available?

MS. ORTIZ:

They come out on a regular basis, and I distribute it as soon as it's sent to me. You have 30 days until they're auctioned.

CHAIRMAN SCHNEIDERMAN:

All right. Thirty days to say we want them. And they can go to any not-for-profit?

MS. ORTIZ:

I believe so through legislation.

CHAIRMAN SCHNEIDERMAN:

1506-07, Transferring assessment stabilization reserve funds to the Capital fund, amending the 2007 Operating Budget, amending the 2007 Capital Budget and Program and appropriating funds in connection with the design of improvements to Suffolk County Sewer District No. 18 - Hauppauge Industrial (CP 8126). (Co. Exec.).

LEG. STERN:

Motion.

LEG. MONTANO:

Second.

CHAIRMAN SCHNEIDERMAN:

There's a motion by Legislator Stern, I believe, seconded by Legislator Montano. All those in favor? Opposed? Abstentions? 1506 is **APPROVED (VOTE:5-0-0-0)**.

That concludes our agenda. If there's no further business, we are adjourned.

(*THE MEETING WAS ADJOURNED AT 2:48 P.M. *)

{ } DENOTES BEING SPELLED PHONETICALLY