

**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, December 11, 2007.

**MEMBERS PRESENT:**

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

**MEMBER NOT PRESENT:**

Legislator Rick Montano - Excused Absence

**ALSO IN ATTENDANCE:**

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

**MINUTES TAKEN BY:**

Donna Catalano - Court Stenographer

(\*THE MEETING WAS CALLED TO ORDER AT 2:10 P.M.\*)

**CHAIRMAN SCHNEIDERMAN:**

Good afternoon. I'd like to call this meeting of the Public Works and Transportation Committee to order. If you all will rise and join us for the Pledge of Allegiance led by Legislator Kennedy.

**SALUTATION**

**CHAIRMAN SCHNEIDERMAN:**

And if you could remain standing for one moment while we pause in silence in memory of Legislator Montano's father, Armando Montano, who died last Friday. If you could join us in a moment of silence.

**MOMENT OF SILENCE**

**CHAIRMAN SCHNEIDERMAN:**

Thank you. Please be seated. Are there any yellow cards? We don't have any yellow cards nor do we have any presentations scheduled, so we will move directly to the agenda. Is our Public Works Commissioner present? All right. Starting with Tabled Resolutions.

**1556. Directing the Suffolk County Sewer Agency and Department of Public Works to finalize the creation of Sewer District No. 4 - Smithtown Galleria (KENNEDY).**

When last we met, there was a meeting that, I believe, you said would happen no matter what. It didn't happen, though, did it?

**COMMISSIONER ANDERSON:**

No, it did not.

**CHAIRMAN SCHNEIDERMAN:**

Mr. Anderson, what is the status there?

**COMMISSIONER ANDERSON:**

At this point, you know, I don't know what to say as far as progressing or not progressing.

**CHAIRMAN SCHNEIDERMAN:**

The simple question that we need answered -- I mean, you basically suggested at the last meeting that you revisited the numbers, you looked at them, they have not changed. So the real question is whether the folks at Galleria are willing to accept the higher fee, which I think was around a thousand dollars, or not. If they are, then we can move forward with finalizing the creation. If not, we have no choice, I think, at this point other than to dissolve it.

**COMMISSIONER ANDERSON:**

We don't necessarily have to dissolve it. I believe it can be expanded without dissolving it. You're going through the process essentially, but the two options before us today are really to --

**CHAIRMAN SCHNEIDERMAN:**

You're saying you could expand it first?

**COMMISSIONER ANDERSON:**

While it's still quote, unquote --

**CHAIRMAN SCHNEIDERMAN:**

So that they won't have to pay the thousand dollars fee, they would pay later when more are connected?

**COMMISSIONER ANDERSON:**

Well, basically, it would stay exactly as it is now. We're not going to take the district over, but while they explore expanding the district -- we would have to go back eventually for a public hearing, and we would have to go through the whole process of the State Comptroller's approval.

**CHAIRMAN SCHNEIDERMAN:**

Is anybody from Galleria here? No, I don't think so. Have anybody communicated with you from Galleria? Do we have a sense with Legislator Kennedy? Do you have a microphone? Are they willing to accept this fee?

**LEG. KENNEDY:**

Mr. Chair, what I would ask the committee at this point is based on the fact that we were not able, due to a conflict in schedule, to have the meeting that would have discussed both 1556 and 1697, I'm going to ask of these two bills can be tabled again.

**CHAIRMAN SCHNEIDERMAN:**

You know, if they're tabled, they're dead. You have to refile them next year.

**LEG. KENNEDY:**

Well, I think what my intention or my hope is that we can go ahead and bring a meeting together in the first or second week of January so that we don't have this continuance of competing resolutions, if you will, but we do have some consensus. Anecdotally, I've been told that Galleria is now generally of the opinion that they would embrace that higher fee because they are so desperate to go ahead and have it completed. But I'm not prepared at this point to speak --

**CHAIRMAN SCHNEIDERMAN:**

Can I ask, procedurally, let's say we are -- we can do a couple of things. One is we can discharge without recommendation 1556 and get it to the floor next week. That gives us a few more days to get an answer from Galleria. Even if we do decide to finalize the creation, that's going to take a certain amount of time, I suspect, right? So things could change down the road. There must be an administrative process in terms of creating. I'm not sure we couldn't revisit this down the road before everything is finalized.

**COMMISSIONER ANDERSON:**

Well, I mean, the problem with this legislation is we -- you know, as Public Works sees it -- is the fee that would be associated with it. This is -- if I'm not mistaken -- establishing a fee in the legislation. So, I mean, at some point if we did reach --

**CHAIRMAN SCHNEIDERMAN:**

Are you saying that fee is not the same as what you would want to charge; is that right, John?

**LEG. KENNEDY:**

That's correct.

**CHAIRMAN SCHNEIDERMAN:**

Well, all right. Then we're going to have to table it anyway. You'd have to come up with a new resolution.

**LEG. KENNEDY:**

Right. What I will point out is, you know, a continued point of contention, and without obviously looking to go ahead and monopolize the committee's time here, again, is -- is the fee that was put into 1556 was the original fee presented at the creation, at the petition process and at the public hearing. The subsequent fee that's been arrived at by the department has never been the process of any kind of public acceptance. This was something that was adopted solely by the department --

actually by the Budget Office. Now whether it was an error, whether it was an oversight, I don't know. But, you know, from --

**CHAIRMAN SCHNEIDERMAN:**

All right. So either way, that would have to be tabled. The other bill that relates to this is the one that asks for the public hearing, and that that public hearing, we -- I think what you were saying before is we don't actually have to dissolve it, we can just continue to have it managed privately.

**COMMISSIONER ANDERSON:**

That's my understanding, yes. The district would still exist as Sewer District 4, but it would not -- the assets would not be turned over to the County.

**CHAIRMAN SCHNEIDERMAN:**

Why was the representative -- I think Mr. Wishod -- so -- feeling so strongly that we need to move ahead with that dissolution when you're saying that they don't need the dissolution for them to hook in -- let's say for them to bring in -- connect other people, other properties, into the sewer district if it didn't matter?

**COMMISSIONER ANDERSON:**

At that point, it would be privately held, they could probably make whatever agreements or whatever they had to do to expand.

**CHAIRMAN SCHNEIDERMAN:**

It's privately held now, is it not?

**COMMISSIONER ANDERSON:**

Yes. But formally it has not been transferred over to the County.

**LEG. KENNEDY:**

As a matter of fact -- just so that we have the discussion -- have this discussion completely, the only piece that's not been effectuated is transfer of ownership of the sewage treatment plant. There is a Sewer District 4 that's been recognized by a series of resolutions and also by confirmance by the Comptroller's Office. We have a real aberration or quasi entity, if you will.

**CHAIRMAN SCHNEIDERMAN:**

We're in the middle of a process basically. And maybe this is a question for Legal Counsel, but do we need to do one or the other at this point to get this -- to clean this up? Do we have to dissolve it? Does anybody know?

**LEG. KENNEDY:**

Mr. Chair, I'm going to throw one other item out here, and this is what I had hoped to go ahead and discuss or at least come to some kind of consensus with it in the beginning of the New Year; the cost aspect of this is based on the fact that we would not be able to excess any funding from the Sewer Tax Stabilization Fund. Now, a policy that's been put in place by the administration is basically an administrative decision. There has never been a resolution that codifies when we can access the Sewer Tax Stabilization Fund.

**CHAIRMAN SCHNEIDERMAN:**

That's, I think, maybe a separate issue. Let's see if we can answer my first question, the procedural question.

**COMMISSIONER ANDERSON:**

That's our main concern, though, is that accessing at this rate, the impact on the ASRF would be -- would be severe.

**CHAIRMAN SCHNEIDERMAN:**

Well, if they could take both of those points on. So maybe Counsel or Ms. Braddish, who's in the audience, can answer. But the question was do we have to act on one or the other of these resolutions? Can we just continue the way we're going, or do we have to finish the creation, or do we have to dissolve it? Does anybody know?

**MR. ZWIRN:**

It would be the status quo.

**MR. NOLAN:**

I think if you take no action on either one of these bills, we continue as is.

**MR. ZWIRN:**

Right. Status quo.

**CHAIRMAN SCHNEIDERMAN:**

On the question of accessing the Sewer Stabilization Fund, what was the particular question on that?

**LEG. KENNEDY:**

The question -- and again, I don't know that this is the forum to do it right now, but I will point out -- as a matter of fact, I shouldn't point this out, Counsel should point this out. Is there any kind of resolution or statutory guideline as to when a sewer district has the ability to access the Sewer Tax Stabilization Funds, Sewer Assessment Stabilization Funds?

**MR. NOLAN:**

I think there would be something in Article 12 that set up program, but let me just go to that and I'll come back to you.

**CHAIRMAN SCHNEIDERMAN:**

All right.

**MR. ZWIRN:**

If I might, Mr. Chairman. I remember we had this discussion earlier at this committee. And I think the Budget Review Office talked about, and that there had been past practice -- I think -- and they can correct me if I'm wrong -- it was three years before, generally, that they can access Tax Stabilization Reserve Fund.

**MS. GAZES:**

I don't recall exactly. It was year two or three years, but it was, you know, at least a couple of years, and then it would be 3% increase that they would have to raise their rates, and they could not use that funding to lower that increase to less than that 3%.

**CHAIRMAN SCHNEIDERMAN:**

All right.

**LEG. KENNEDY:**

Again, I'm not a member of this committee, Mr. Chair, but based on the fact that we were not able to go ahead and sit down and bring all parties to the table in order to go ahead and come to some kind of consensus, I request that the committee table both bills.

**CHAIRMAN SCHNEIDERMAN:**

All right.

**MR. ZWIRN:**

I just want to -- just for the record, I just want to state that the County Department of Public Works was ready to meet. I mean, on two occasions, I think that the meetings were cancelled, but it

wasn't by the County. I just want to make that clear. We have been trying to meet with the parties that are interested.

**CHAIRMAN SCHNEIDERMAN:**

I was hoping to have this wrapped up by the end of this year one way or the other. What I'm hearing, though, third party, is that the people at Galleria are willing to accept the higher rate to have the County take it over. If that's the case, we could move forward with finalizing the creation. I think -- my suggestion, since it's the end of the year and this has been on our table for a long time, is we discharge it without recommendation. If it dies on the floor, it dies on the floor. We can always -- you know.

**LEG. KENNEDY:**

Mr. Chair, again, so that I can make the record very clear. It is not my statement that the majority of Windcrest is going to embrace this rate.

**CHAIRMAN SCHNEIDERMAN:**

All right. Then let's table it.

**COMMISSIONER ANDERSON:**

And if I could, just so you know, just to -- on the issue that you raised. If the Windcrest folks and the folks within Galleria did accept the increased rate, we would have to go back to the State Comptroller and go back through that public hearing process anyway, because the public hearing process went with the original fees, not with our recommended fees.

**CHAIRMAN SCHNEIDERMAN:**

Right. And this resolution has got different fees than you're recommended fee. So we're going to have to table it one way or another. All right. So we have a motion to table --

**LEG. STERN:**

Yeah. Motion to table.

**CHAIRMAN SCHNEIDERMAN:**

-- by Legislator Stern, seconded by Legislator Eddington. All in favor? Opposed? Abstentions? 1556 is **TABLED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**.

**1575. Establishing a written notice policy for Suffolk County Accessible Transportation Services (SCHNEIDERMAN).**

All right. I have made the changes that were requested by all sides. Gil, is your department on board at this point? I think we have followed all of Mr. Blower's recommendations as well as Cliff Hymowitz.

**COMMISSIONER ANDERSON:**

We haven't seen the revised -- this was -- we saw the original revisions before Mr. Hymowitz came forward with some changes to it. Has it changed since that point?

**CHAIRMAN SCHNEIDERMAN:**

Yes.

**MR. ZWIRN:**

Our concern, Mr. Chairman, is their funding.

**CHAIRMAN SCHNEIDERMAN:**

I don't believe it requires any funding the way it's structured. So I would say let's -- if you want to discharge it without recommendation, that's fine. It's the end of the year. The question is, Counsel,

if you could discuss the changes.

**MR. NOLAN:**

What the law does now it would establish a policy for the County that the County would notify all certified persons eligible for SCAT service of any significant changes in the SCAT service or policy in writing within 30 days of such a change. The Department of Public Works and Transportation Division is to advise the Office of Handicapped Services of any changes in service or policy involving SCAT. And Handicapped Services will be responsible to disseminate the information provided by the Transportation Division to the SCAT active participants, those riders with up-to-date eligibility. So it has changed quite a bit.

**CHAIRMAN SCHNEIDERMAN:**

Right. In the beginning it was just all eligible, and that's too many people. These are just the actual riders. And before, I don't think it specifically said "major changes," right? It's "significant changes" now.

**MR. NOLAN:**

It's significant changes now.

**CHAIRMAN SCHNEIDERMAN:**

There may be some postage involved, but it's --

**MR. ZWIRN:**

Postage and personnel to get the mailings out. That's the only thing we were concerned about was -- we don't disagree with the idea. The idea is a good idea, to get the information out to the people who can use it. We were just worried about the financial impact and how we were going -- there was no money initially associated with the legislation in order to pay for it, and that's the Director, Bruce Blower, came down, and that was his main concern. I just want to make sure that if we get a directive from the Legislature to do something that we can -- that we can do it.

**CHAIRMAN SCHNEIDERMAN:**

I'll ask to move the bill.

**LEG. STERN:**

Question. How many certified persons are there, and what establishes somebody as a certified person?

**CHAIRMAN SCHNEIDERMAN:**

They have to do the paperwork so they're in the system, so they're actually using the SCAT service.

**MR. ZWIRN:**

I think it's about 10,000 is the number that comes to mind. As opposed to, like, 300,000, I think, that were eligible.

**CHAIRMAN SCHNEIDERMAN:**

But in a given year, there may not be any major changes in SCAT service. It might be three years before they want to change something, and at that point, they would have to do a mailing.

**MR. ZWIRN:**

You know, we appreciate the sponsor working with the department in trying to get something that would work. We just want to make sure that -- we appreciate the amendments, and we just want to make sure that we can comply.

**LEG. STERN:**

How would you define a significant change? What rises to the level of a significant change?

**CHAIRMAN SCHNEIDERMAN:**

Counsel.

**MR. NOLAN:**

Well, the resolution does not define that term. I believe it would be if the Transportation Division believed there was a significant change in the policy or the schedule, then they would have to disseminate that information. I think it would be up to the department.

**LEG. STERN:**

It's within their discretion?

**MR. NOLAN:**

Yes, it is.

**CHAIRMAN SCHNEIDERMAN:**

All right. So I'll make a motion to approve, is there a second? 1575, I'm looking for a second.

**LEG. CARACAPPA:**

I'll second.

**CHAIRMAN SCHNEIDERMAN:**

All in favor? Opposed? Abstentions? **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**.

**1623. Adopting a Local Law to reduce the emission of pollutants from diesel-fueled motor vehicles operated by or on behalf of Suffolk County (COOPER).**

**LEG. STERN:**

Motion to table at the request of the sponsor.

**CHAIRMAN SCHNEIDERMAN:**

Fair enough. There's motion to table by Legislator Stern, seconded by Legislator Eddington. All in favor? Opposed?

**LEG. STERN:**

Before we take a vote, on the motion.

**CHAIRMAN SCHNEIDERMAN:**

On the motion.

**LEG. STERN:**

I just wanted to ask a question of BRO. When we were here last time, there was a request made for additional information as to the fiscal impact. There were concerns about whether or not that would even be possible. But I guess my question is what, if anything, has Budget Review done about that?

**MR. SCHROEDER:**

Well, we attempted to look at the question and see if it could be determined what the fiscal impact is. It's our impression that we don't have sufficient information to reach that determination. We did reach out to Public Works for some assistance on that and have not yet heard back. I'm not certain that they would have sufficient information on the fleet of contracted vehicles to make that determination as well. I don't want to speak for them.

**CHAIRMAN SCHNEIDERMAN:**

Can I just go back to where we were for a second and say that the big question was not so much what it was going to cost the County to retrofit its own equipment. We had a sense of what that might cost. But contractors now would also be required to meet this condition, which would mean

that in some cases we would have only one bidder, there would be less competition. In other cases, there might be multiple bidders, but they would have to invest a certain amount of money into their fleet, which would come out as a higher cost for the contract.

So we're going to the sense of how much contracting we outsource or we bid out for -- not all contracting, but the contracting that would be affected by this regulation and what it might add to the bids that come in. Was it going to add 10% to the cost, 5%, 20%? So if we knew, let's say, we were doing \$50 million in outside contracting that fell into this category and those prices would all go up by 10 million -- I mean, by 10%, we're talking about an additional \$5 million in costs to the County per year. We don't have that, and we've been trying to get --

**MR. SCHROEDER:**

I don't know that you can get that. To the degree that those vehicles are used only --

**CHAIRMAN SCHNEIDERMAN:**

It's just an estimate. I mean, it's very hard to vote for something when you have no idea what it's going to cost.

**MR. SCHROEDER:**

Are those vehicles used only for County work, or would the cost of improvements be amortized amongst other contracts, how many contracts do those vendors have each year, will they get each year, you know, what is the cost per vehicle, what type of vehicle? You know, that's an enormous amount information that we don't have.

**CHAIRMAN SCHNEIDERMAN:**

It may be a policy decision to say it's worth funding this, but we ought to know what that funding level approximately will be. Gil, do you have anything to add to that?

**COMMISSIONER ANDERSON:**

No. I don't.

**CHAIRMAN SCHNEIDERMAN:**

So is this the kind of thing that you have to pass the bill first, and then see where the numbers end up? Is there a way out if it goes above a certain amount, that you can reject all of the bids?

**COMMISSIONER ANDERSON:**

I mean, the Commissioner has the ability to waive if the current technology is not available. I mean, you know --

**CHAIRMAN SCHNEIDERMAN:**

What about financially if it becomes -- it adds more than 30% to the cost of the contract, do you have a way out that way?

**COMMISSIONER ANDERSON:**

It's difficult. I mean, how would you determine that. I mean, how do you determine whether one guy --

**CHAIRMAN SCHNEIDERMAN:**

Well, when you do your bid specs, you do a determination of what you think it's going to cost, right?

**COMMISSIONER ANDERSON:**

Right.

**CHAIRMAN SCHNEIDERMAN:**

And so let's say you think it's a \$1 million contract without this provision, but you think it's -- then

comes with the provision at a million-three, then you know it's adding 30% to the cost.

**COMMISSIONER ANDERSON:**

I don't believe it would ever get to that point. I don't believe you'll ever see that. You know, the contractor -- the whole intent, you know, of the competitive bid process is that you are going to get best price. He's getting the equipment as it's out there, you know. And if it's available, you know, from the manufacturers, he's going to purchase the equipment, you know, as the market requires. I don't know that you are going to get anybody that's going to specifically go out and get, you know, vehicles of this nature.

**CHAIRMAN SCHNEIDERMAN:**

I would personally feel more comfortable if the sponsor would build in some provision that allowed the County to -- at least the Commissioner to reject things if it went above a certain amount. There ought to be some cap on how much this is going to cost the County, some limit. We're going to table it anyway, but, you know, it's going to have to be resubmitted next year anyway. But maybe the sponsor would consider that.

**MR. PERILLIE:**

I promise I'll pass that out.

**CHAIRMAN SCHNEIDERMAN:**

Some upper limit to the cost of it.

**LEG. STERN:**

This is going to be tabled, but again, I just wanted to get it on the record that the request was made by the committee for this kind of review. What you are saying is it's been considered, there's just no way to do that -- that kind of review. And certainly -- not only is it probably impossible now, but when we're talking about legislation that wouldn't take effect for another two years, it just adds another element where it's just going to be impossible to come back with any degree of certainty.

**CHAIRMAN SCHNEIDERMAN:**

Again, though, we may not know what the actual cost of this bill is until it's passed and the bids come in. All I'm saying is that we could build a mechanism into this bill to protect the County so that if the costs end up beyond what could be a reasonable additional cost for such a provision, we can -- we can cap it somewhere. That's all I'm saying. I don't think that's unreasonable. All right. So there was a motion by Legislator Stern, I believe, to table and a second by Legislator Eddington. All in favor? Opposed? Abstentions? 1623 is **TABLED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**.

**1659. Directing a study on the feasibility of the use of propane to fuel the County fleet (ROMAINE).**

**LEG. STERN:**

Motion to table.

**CHAIRMAN SCHNEIDERMAN:**

Motion to table by Legislator Stern, seconded by Legislator Eddington. Commissioner, this is something you are researching?

**COMMISSIONER ANDERSON:**

Yes. We are in the process of contacting a local company that provides propane and has possible access of some Federal funding as well.

**CHAIRMAN SCHNEIDERMAN:**

Is that typically a decent fuel source for heavy machinery?

**COMMISSIONER ANDERSON:**

From the -- well, okay. It's been used, and it's more prevalent as you in the Mid West. It is used in the case of, say, like a light forklift that we -- in fact, on here you'll see there's a propane-powered forklift. Is it readily available? Is it out there? No.

**CHAIRMAN SCHNEIDERMAN:**

Okay. But you're looking into it?

**COMMISSIONER ANDERSON:**

Yes.

**CHAIRMAN SCHNEIDERMAN:**

All right. There was a motion and a second to table. All in favor? Opposed? Abstentions? **TABLED (VOTE: 4-0-0-1 - Not Present - Legis. Montano).**

**1697. A resolution calling for a public hearing for the purpose of considering the dissolution of the proposed Sewer District No. 4 - Smithtown Galleria (COUNTY EXEC).**

I guess to be consistent, we will table again.

**LEG. EDDINGTON:**

Second.

**CHAIRMAN SCHNEIDERMAN:**

I'll make a motion to table, seconded by Legislator Eddington. All in favor? Opposed? Abstentions? **TABLED (VOTE: 4-0-0-1 - Not Present - Legis. Montano).**

**2025. To amend Section 835 of the Suffolk County Administrative Code, the membership of the Transportation Advisory Board (CARACAPPA).**

Legislator Caracappa, what is your pleasure?

**LEG. CARACAPPA:**

I make a motion to approve, but I know there's still concerns about the amount of members being added. Obviously, I make a motion to approve, but I'm sure there will be a lack of a second, so you can go right ahead and table it, if you wish. But I'll be opposed to tabling.

**CHAIRMAN SCHNEIDERMAN:**

I might make a second to your motion. For the purposes of discussion, I'll second the motion. Commissioner Anderson, you feel that this is too many people, I believe, right?

**COMMISSIONER ANDERSON:**

Yes. The board doesn't meet regularly as it is. To increase it to the number that's proposed, you know, we find is unwieldy.

**CHAIRMAN SCHNEIDERMAN:**

All right. There's a motion to table by Legislator Stern, seconded by Legislator Eddington. All in favor? Opposed? Abstentions?

**LEG. CARACAPPA:**

I'll oppose the tabling.

**CHAIRMAN SCHNEIDERMAN:**

One opposed. **TABLED (VOTE: 3-1-0-1 - Opposed - Legis. Caracappa - Not Present - Legis. Montano).**

## INTRODUCTORY PRIME

### **2242. Directing the Department of Public Works to expand the 7D Bus Route (ROMAINE).**

Again, I'll make a motion to approve for the purposes of discussion.

#### **LEG. CARACAPPA:**

Second.

#### **CHAIRMAN SCHNEIDERMAN:**

Seconded by Legislator Caracappa. Commissioner.

#### **COMMISSIONER ANDERSON:**

We are in the process of initiating this, you know, extension of the 7-D bus route. I don't know if this is necessary, but.

#### **CHAIRMAN SCHNEIDERMAN:**

Why is it taking so long?

#### **COMMISSIONER ANDERSON:**

I don't know. We did a study of the thing. We did find --

#### **CHAIRMAN SCHNEIDERMAN:**

I thought by now we'd actually have --

#### **COMMISSIONER ANDERSON:**

We are in discussion with the bus company to get them to begin that route.

#### **CHAIRMAN SCHNEIDERMAN:**

How long does it take to get the bus to go into that area?

#### **MR. ZWIRN:**

No. No. With all due respect, this was part of an overall study, not just this. The department was doing a study -- was doing an analysis of the entire County. I think this was just --

#### **COMMISSIONER ANDERSON:**

We did look at this.

#### **CHAIRMAN SCHNEIDERMAN:**

This was being broken out. And I was told that it's feasible, you guys studied it.

#### **MR. ZWIRN:**

The only thing that was left out of the resolution was the money to pay for it.

#### **CHAIRMAN SCHNEIDERMAN:**

No. I think -- I think Mr. Shinnick said this could be done within the current budget.

#### **MR. ZWIRN:**

They're going to try to do it administratively.

#### **CHAIRMAN SCHNEIDERMAN:**

So why isn't it happening is the question.

#### **COMMISSIONER ANDERSON:**

At the last meeting, we stated that we would make it happen. I don't know what the date is.

**MR. ZWIRN:**

I think they're aiming for January '08 from the beginning.

**LEG. EDDINGTON:**

I've got a question.

**CHAIRMAN SCHNEIDERMAN:**

January '08, that's when the bus starts going to that industrial park?

**COMMISSIONER ANDERSON:**

I can certainly let you know.

**LEG. EDDINGTON:**

It was my understanding that the delay was contacting all of the businesses in the -- in the industrial center to kind of coordinate the stops or something.

**COMMISSIONER ANDERSON:**

We've discussed -- honestly, I have to find out why it was delayed. We met with the civic leaders. In fact, one of the civic leaders in the area was very instrumental in setting up these meetings. Basically, we've had to reschedule some of the, you know, the bus -- the actual bus schedule itself. Why it's not happening, I've got to look into. But, you know, you have our commitment that it is going to happen.

**CHAIRMAN SCHNEIDERMAN:**

As well as that bus route change in Southampton that Mr. Shinnick -- no -- I think you're both aware of, right? The one with the hospital. You came out there and met with me about that.

**COMMISSIONER ANDERSON:**

Yes. Right. I met with you out there. In fact, we were sending Kevin Darcy out there to take a look at the geometrics of it.

**CHAIRMAN SCHNEIDERMAN:**

It's an extremely minor thing. It should be able to be done very quickly. I'm a patient man, but at some point, you want to see these things off your -- you know, off your plate.

**COMMISSIONER ANDERSON:**

Absolutely.

**CHAIRMAN SCHNEIDERMAN:**

Okay. So there's a motion by Legislator Stern to table, seconded by Legislator Eddington. All in favor? Opposed? Abstentions?

**LEG. CARACAPPA:**

Opposed.

**CHAIRMAN SCHNEIDERMAN:**

One opposed, and I'll abstain. No. Wait. I won't abstain, I don't want it to fail either. I will -- it's going to fail either way. I'll table, all right? So it's three to table and one opposed. It's going to have to be refiled. **TABLED (VOTE: 3-1-0-1 - Opposed - Legis. Caracappa - Not Present - Legis. Montano).**

**2244. Appropriating funds in connection with improvements to DPW Trade shop, Building C-318, Hauppauge (COUNTY EXEC).**

Motion by Legislator Stern, seconded by Legislator Eddington. Anything in particular, Commissioner,

you want to tell us?

**COMMISSIONER ANDERSON:**

This appropriates \$90,000 for the installation of new energy-efficient lighting, some improvements to the HVAC system, as well as installation of new wall insulation at the DPW trade shop, which is up in the north complex.

**CHAIRMAN SCHNEIDERMAN:**

It's all conservation measures, which will pay back in savings in utilities in the future. All right. All in favor? Opposed?

**LEG. CARACAPPA:**

On the motion.

**CHAIRMAN SCHNEIDERMAN:**

Legislator Caracappa.

**LEG. CARACAPPA:**

This is an ongoing capital project, obviously, right, and this is just appropriating monies that have been established for the capital year '07? Roz?

**MS. GAZES:**

Yes. This is as adopted for 2007.

**LEG. CARACAPPA:**

Very good. Thank you.

**CHAIRMAN SCHNEIDERMAN:**

All in favor? Opposed? Abstentions? 2244 is **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**.

**2246. Appropriating start-up funds in connection with intersection improvements on CR 19, Patchogue-Holbrook Road at Furrows Road, Town of Islip (COUNTY EXEC).**

**P.O. LINDSAY:**

I'll make a motion.

**CHAIRMAN SCHNEIDERMAN:**

Motion by Legislator lindsay.

**LEG. STERN:**

Second.

**CHAIRMAN SCHNEIDERMAN:**

Seconded by Legislator Stern. On the motion, Presiding Officer Lindsay.

**P.O. LINDSAY:**

Yeah. Hi, Gil. We talked about this project that seems to take forever. The startup funds are for engineering, continued land acquisition? What are they for?

**COMMISSIONER ANDERSON:**

They're for startup costs for land acquisition so that we can purchase the land to widen enough so we get the two turn lanes in. Basically, we're going to be widening Furrows Road --

**P.O. LINDSAY:**

Right.

**COMMISSIONER ANDERSON:**

-- to add a turning lane.

**P.O. LINDSAY:**

Either way.

**COMMISSIONER ANDERSON:**

Yep.

**P.O. LINDSAY:**

Yeah. I'm very familiar with the project. But I thought we appropriated the money for acquisition last year.

**COMMISSIONER ANDERSON:**

This is a small amount for public hearings, notices, things like that. This is additional, not just -- not just the acquisition

**P.O. LINDSAY:**

Fifty thousand dollars is not acquisition money. Okay. When -- realistically, when do you think we're going to see this?

**COMMISSIONER ANDERSON:**

Probably three years from public hearing.

**P.O. LINDSAY:**

Three years? I was hoping to see this project while I was still in office, but now I'm hoping to see it before I die, you know?

**LEG. CARACAPPA:**

That's where your plaque is going. Mine was going on the sound wall.

**MR. ZWIRN:**

That may be the sound wall.

**CHAIRMAN SCHNEIDERMAN:**

So we had a motion and a second. All in favor? Opposed? Abstentions?

**APPROVED (VOTE: 5-0-0-1 - Not Present - Legis. Montano - Presiding Officer Lindsay voted) .**

**2247. Appropriating funds in connection with the Public Works Buildings Operations and Maintenance Equipment (COUNTY EXEC).**

I'll make a motion, seconded by Legislator Stern. Commissioner, any particular equipment?

**COMMISSIONER ANDERSON:**

This is, again, 51,000 for Buildings, Operation and Maintenance Division equipment. We're looking to procure a 5000 pound propane-powered forklift and a genie broom.

**CHAIRMAN SCHNEIDERMAN:**

Legislator Romaine should be happy. All right. All in favor? Opposed? Abstentions? 2247 is carried. **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**

**2254. Amending the 2007 Capital Budget and Program and appropriating funds in connection with the construction and rehabilitation of highway maintenance facilities**

**(COUNTY EXEC).**

**LEG EDDINGTON:**

Motion to approve.

**CHAIRMAN SCHNEIDERMAN:**

Motion by Legislator Eddington, seconded by Legislator Stern.

**LEG. CARACAPPA:**

On the motion.

**CHAIRMAN SCHNEIDERMAN:**

On the motion, Legislator Caracappa.

**LEG. CARACAPPA:**

Reason for the amendment and the offset involved, if any?

**MS. GAZES:**

The offset is from Capital Project 5527.

**LEG. CARACAPPA:**

Which is?

**MS. GAZES:**

Reconstruction of County Road 2, Straight Path.

**CHAIRMAN SCHNEIDERMAN:**

All in favor? Opposed? Abstentions? 2254 is **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**.

**2255. Amending the 2007 Capital Budget and Program and appropriating funds in connection with bulkheading at various locations (COUNTY EXEC).**

Same motion, same second, same question, I believe.

**COMMISSIONER ANDERSON:**

This is 75,000 for a rehabilitation of the Long Wharf bulkhead. We want to procure the services of an engineer to evaluate and appropriate the construction documents to rehabilitate the wharf.

**CHAIRMAN SCHNEIDERMAN:**

Very good. All right. And you want to know where the money is coming from.

**LEG. CARACAPPA:**

Same place?

**COMMISSIONER ANDERSON:**

It's the same project, CR 2.

**MS. GAZES:**

Same project.

**CHAIRMAN SCHNEIDERMAN:**

Okay. That's great. I'm glad you're moving forward with that. All in favor? Opposed? Abstentions? **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**.

**2266. Authorizing the County Executive to enter into an agreement with Caithness Long**

**Island, LLC and accepting a payment of money in lieu of performance of certain mitigation measures, amending the 2007 Capital budget and Program and appropriating these funds in connection with the intended mitigation measures (COUNTY EXEC).**

**CHAIRMAN SCHNEIDERMAN:**

Same motion, same second.

**LEG. CARACAPPA:**

Explanation, please.

**CHAIRMAN SCHNEIDERMAN:**

Again, same question.

**COMMISSIONER ANDERSON:**

This accepts money from Caithness to -- in lieu of doing improvements on County Road 16. Their contribution goes towards the County Road 16 Project.

**LEG. CARACAPPA:**

Hold on a second. Question.

**CHAIRMAN SCHNEIDERMAN:**

Legislator Caracappa.

**LEG. CARACAPPA:**

Okay. So what is being done on County Road 16? Are they going to be laying gas pipe or utility lines?

**COMMISSIONER ANDERSON:**

No. Their project fronts County Road 16, and normally, we would mandate certain improvements. But because we're doing the road project --

**LEG. CARACAPPA:**

16 through Yaphank.

**COMMISSIONER ANDERSON:**

Yes.

**LEG. CARACAPPA:**

That's what we're talking about here.

**COMMISSIONER ANDERSON:**

Yes. South of the Expressway.

**LEG. CARACAPPA:**

Right. So what will be the extent of the work?

**COMMISSIONER ANDERSON:**

Well, this will help towards the road project, which involves repaving, drainage.

**LEG. CARACAPPA:**

Not the road project. What's Caithness doing along 16?

**COMMISSIONER ANDERSON:**

Well, it's my understanding they have a site, which fronts 16. And in lieu of them doing improvements to curb work or to aprons and things like that, they're giving us funds.

**LEG. CARACAPPA:**

Understood.

**COMMISSIONER ANDERSON:**

Okay.

**LEG. CARACAPPA:**

Did you know at this point in time if Caithness is going to be running gas line or feeder line down County Road 16 at any point in time?

**COMMISSIONER ANDERSON:**

Let me check with Bill.

**MR. HILLMAN:**

I don't believe that they're planning on running anything down 16. They had a few options. One was coming up County Road 83 -- no, I'm sorry -- 46, William Floyd Parkway.

**LEG. CARACAPPA:**

To the Expressway Service Road.

**MR. HILLMAN:**

Yeah. And I don't think that's looking too good for them as an option. There was another one that was going from Sagtikos Parkway along the Service Road all the way to Caithness, that's not looking too good. I believe their most achievable alternative is utilizing the existing gas main that runs on the Service Road now, but nothing is definite. But there are no plans for 16.

**LEG. CARACAPPA:**

Okay. Just for the record, I just want to make sure I understand what the resolution says, and we've done it before with other projects, but this in no way, shape or form allows or agrees to have Caithness run or tap into or dig under or to access any of our County roadways for a feeder line into the new plant.

**MR. HILLMAN:**

That's correct.

**LEG. CARACAPPA:**

Thank you.

**CHAIRMAN SCHNEIDERMAN:**

Legislator Eddington.

**LEG. EDDINGTON:**

Yes. Could you just give me a timeline on when that resurfacing and draining is going to be taking place?

**MR. HILLMAN:**

We will be letting that probably within the next month. Spring of '08 you should see that work begin.

**LEG. EDDINGTON:**

Thank you very much, Bill.

**CHAIRMAN SCHNEIDERMAN:**

All in favor? Opposed? Abstentions? 2266 is **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**.

Before I get on to the next resolution, let me just state for the record that Legislator Montano has an excused absence in light of his father's passing.

**2274. Amending the 2007 Capital Budget and Program and appropriating funds through the issuance of serial bonds for improvements to Suffolk County Sewer District No. 3 - Southwest (COUNTY EXEC).**

Motion by Legislator Stern, seconded by Legislator Eddington. Any discussion. All in favor? Opposed? Abstentions? **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano).**

**2275. Amending the 2007 Capital Budget and Program and appropriating funds in connection with the reconstruction of CR 58, Old Country Road, Town of Riverhead (COUNTY EXEC).**

I'll make a motion, seconded by Legislator Stern.

**LEG. STERN:**

Question.

**CHAIRMAN SCHNEIDERMAN:**

On the motion, Legislator Stern.

**LEG. STERN:**

Has this gone before -- before CEQ?

**COMMISSIONER ANDERSON:**

No, it has not.

**MR. ZWIRN:**

The reason we're moving forward now, we have a commitment that the bonds will not be not issued. Because it is the end of the year and we have this money available for an offset -- County Road 58 Project is a major project like County Road 39 on the East End, but it's on the North Fork in Riverhead -- we have some funds available. We want to make sure -- it's coming from the workforce housing subsidy, because we didn't have a project ready to go. So instead of losing that offset, we decided to try to move forward on this and widen County Road. But we will not move forward until CEQ meets. But because of the timeline, they may not meet until we get to the General Meeting. And instead of doing this by a CN, we'd like to get it to the floor.

**CHAIRMAN SCHNEIDERMAN:**

It's \$4.5 million?

**MR. ZWIRN:**

Yes, \$4.5 million.

**CHAIRMAN SCHNEIDERMAN:**

And that is obviously beyond just engineering. That's actually construction work.

**COMMISSIONER ANDERSON:**

Yeah. Five hundred thousand for engineering and 4 million for construction.

**CHAIRMAN SCHNEIDERMAN:**

And what's the timeframe for this? When do you expect to break ground? I mean, it's got to take a year to do just the engineering on a project like this, no?

**MR. HILLMAN:**

That's correct. We would be doing the engineering over the course of 2008. Spring '09 would be beginning of construction. One final point that the Commissioner reminded me of is we've sent the -- we're proposing a two-lane roundabout, two on each approach. And we do have some concerns with it. We've sent it to New York State DOT Roundabout Design Unit up in Albany, they are reviewing it. This all hinges upon the State coming back and sort of putting a stamp of approval on that roundabout design, preliminary roundabout design.

**CHAIRMAN SCHNEIDERMAN:**

And 58 will end up being two lanes consistently in both directions, similar to 39, is that the plan here?

**MR. HILLMAN:**

In and around the roundabout, correct. There's a permit project --

**CHAIRMAN SCHNEIDERMAN:**

So this project isn't just a roundabout, it's also lane widenings, is it not, or road widenings?

**MR. HILLMAN:**

For about 700 feet, a quarter mile on each side. There are some intermittent sections that will still be two -- one lane. But we have plans to move forward on those also. But this project, the \$4.5 million, is specifically for the roundabout and a quarter mile, half a mile on each side.

**CHAIRMAN SCHNEIDERMAN:**

It's kind of like the St. Andrew's Bridge was to Route 39. This is a critical element to widening the road, is making the roundabout flow with two lanes.

**MR. HILLMAN:**

Excellent analogy.

**CHAIRMAN SCHNEIDERMAN:**

My only other concern here is you said you're going to start construction in the spring, I think you said Spring of '09, and like County Road 39, it's a busy time of year. It would be better to do in the fall, late fall, and try to get the project wrapped by spring.

**MR. ZWIRN:**

There's no good time.

**COMMISSIONER ANDERSON:**

There's no good time.

**MR. ZWIRN:**

County Road 58 is, as you know, a major shopping area.

**COMMISSIONER ANDERSON:**

Right. And you have schools, and you have the hospital in the area. So I mean, we're going --

**MR. ZWIRN:**

Unlike 39, which does get seasonal traffic, 58 is now a mecca for shopping; Tanger Mall, Best Buy, all these big -- you know, huge stores there that is busy all the time.

**CHAIRMAN SCHNEIDERMAN:**

You have a good point. Okay.

**MR. ZWIRN:**

But on the other side, County Road 39 is progressing very, very well. Incredibly fast.

**CHAIRMAN SCHNEIDERMAN:**

Do we have a completion date in mind yet for 39?

**MR. ZWIRN:**

Thursday.

**CHAIRMAN SCHNEIDERMAN:**

I'm just curious. He mentioned it.

**COMMISSIONER ANDERSON:**

As we stated in previous meetings, I mean, with the -- up to the bridge by January 1st. Really we're already moving into the second phase. We've given them permission -- it all depends on what happens with the winter. Without knowing what's going to happen, I'm not going to --

**CHAIRMAN SCHNEIDERMAN:**

You don't want to caught.

**COMMISSIONER ANDERSON:**

I can't predict the weather.

**CHAIRMAN SCHNEIDERMAN:**

All right. So that was on, let's see, 2275. We had a motion and a second. All in favor? Opposed? Abstentions? 2275 is **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**.

**2276. Amending the 2007 Capital Budget and Program and appropriating funds through the issuance of serial bonds for improvements to Suffolk County Sewer District No. 7 - Medford (COUNTY EXEC).**

**LEG EDDINGTON.**

Motion to approve.

**CHAIRMAN SCHNEIDERMAN:**

Motion to approve by Legislator Eddington second by Legislator Stern. Any discussion?

**LEG. CARACAPPA:**

What's the amendment?

**CHAIRMAN SCHNEIDERMAN:**

Commissioner, Legislator Caracappa is interested in the amendment. What's being changed?

**COMMISSIONER ANDERSON:**

This is combining two projects to one within the same sewer district. It will be for -- 500,000 for design improvements of the treatment plant and construction of improvements to sewer system within the district as well.

**LEG. CARACAPPA:**

The funding is coming from within, Roz?

**MS. GAZES:**

It comes from a different project number. The offset is Project 8119, whereas the funding is going to 8150, but they are for the same sewer district.

**LEG. CARACAPPA:**

Thank you.

**CHAIRMAN SCHNEIDERMAN:**

Legislator Stern.

**LEG. STERN:**

Thank you. I guess just for Counsel. A question on the language. At some point there was an error in some of the language, a similarity in project names, that perhaps there needed to be an amendment. I just wanted to know if you thought this was ready to go.

**MR. NOLAN:**

Yeah. Well, I ran that by the Budget Review Office, and they -- they said that the language was okay. So I defer to them on that.

**LEG. STERN:**

Thank you.

**MS. GAZES:**

I just wanted to add that there was an amended copy which corrected the minor title language issue. It was amended yesterday.

**LEG. STERN:**

Okay.

**CHAIRMAN SCHNEIDERMAN:**

If there's no further discussion, I'll call the vote. All in favor? Opposed? Abstentions? **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano).**

**2277. Amending the 2007 County Operating Budget to transfer funds from the Assessment Stabilization Reserve Fund to cover the deficiency of appropriations in Fund 203 - Southwest Sewer District in the Sludge Removal Account and the Chemicals Account (COUNTY EXEC).**

Let's get a motion.

**LEG. STERN:**

Motion to approve.

**CHAIRMAN SCHNEIDERMAN:**

Motion by Legislator Stern, second by Legislator Eddington. Commissioner, what happened there?

**COMMISSIONER ANDERSON:**

Okay. With regard to the sludge removal, last year the sludge was all shipped down south. In the case of the area where we were disposing it or the site where we were disposing it, it's a landfill, and there's a certain process where they can only take in sludge at a certain rate per -- you know, for the daily cover. Whatever worked out, what happened, didn't happen until after 2007 began. And essentially, we're paying for sludge that was removed in 2007. This is the cost of that additional material that couldn't move through in 2006. The 300 -- the 700,000 in chemical fees are increased costs that, you know, we've incurred in chemicals running the plant over the cost of the year. These are just increases in prices.

**CHAIRMAN SCHNEIDERMAN:**

So we're taking money out of Assessment Stabilization to cover this.

**COMMISSIONER ANDERSON:**

Yes.

**CHAIRMAN SCHNEIDERMAN:**

So you're saying in '06, we were probably under budget?

**COMMISSIONER ANDERSON:**

Yes, we were. If you looked at that budget line, we were pretty good.

**CHAIRMAN SCHNEIDERMAN:**

Did that money move into the sewer -- the Assessment Stabilization Reserve Fund? Maybe BRO might know that. I don't need the answer per se now, but if you have it.

**MS. GAZES:**

If in 2006 they had under spent, the money would just go to the fund balance for the sewer district.

**CHAIRMAN SCHNEIDERMAN:**

Okay. Not into this reserve fund.

**MS. GAZES:**

I mean, there is money that is transferred back and forth, but it may not have necessarily been attributed to this.

**CHAIRMAN SCHNEIDERMAN:**

The Assessment Stabilization Fund, that's coming out of that quarter penny money, right? All right. So it's a different source of funding. All right.

**LEG. EDDINGTON:**

Question.

**CHAIRMAN SCHNEIDERMAN:**

Legislator Eddington.

**LEG. EDDINGTON:**

Yeah. Just define sludge for me.

**CHAIRMAN SCHNEIDERMAN:**

You really have to experience it.

**LEG. EDDINGTON:**

I hear it spoken, but, you know, I just don't --

**COMMISSIONER ANDERSON:**

It's basically the remainder of the process after everything has been dried and pressed and all the water is out of it.

**LEG. EDDINGTON:**

It's not liquified. That was going to be my next question. So it's a hard --

**COMMISSIONER ANDERSON:**

It's a harder powder.

**LEG. EDDINGTON:**

Like a powder, and then it goes to landfill somewhere.

**COMMISSIONER ANDERSON:**

Yeah.

**CHAIRMAN SCHNEIDERMAN:**

I wouldn't exactly describe it as a powder either. The water has been squeezed, if I may, out off it. There's still some -- it has moisture content still.

**LEG. EDDINGTON:**

Okay. And then it can be used as landfill somewhere?

**COMMISSIONER ANDERSON:**

Yeah. It can be as part of alternate daily cover. It's mixed with --

**CHAIRMAN SCHNEIDERMAN:**

In some states, not anywhere here. We have to take it down to Georgia where they allow it.

**LEG. EDDINGTON:**

Georgia takes our sludge. Okay.

**COMMISSIONER ANDERSON:**

Georgia permits it, yeah. And that's where the problem was that the percentage of sludge to other materials in the daily cover -- the other material, you know, wasn't available, there were problems with it, and they couldn't move the stuff in. So it sat there in Georgia until the new year, at which time --

**LEG. EDDINGTON:**

Oh, that must have been wonderful.

**COMMISSIONER ANDERSON:**

Yeah.

**CHAIRMAN SCHNEIDERMAN:**

It's been chemically treated. I don't believe it goes through a digestive process, like a bacterial thing. So it is decomposing still, right?

**COMMISSIONER ANDERSON:**

It's organic.

**CHAIRMAN SCHNEIDERMAN:**

There's some chemicals that are put into it to cut the smells down, and then it gets trucked, I believe, to Jersey where it gets loaded on rail cars and then shipped on a "Midnight Train to Georgia."

**LEG. EDDINGTON:**

So you obviously know about sludge.

**CHAIRMAN SCHNEIDERMAN:**

I, unfortunately, know too much about sludge for, I think, about 83 bucks a ton or something like that that we pay to get rid of it. So it's not a great system for us, but that's the way we're doing now. But we've been looking at a whole bunch of different -- there was a study.

**LEG. EDDINGTON:**

Thank you.

**COMMISSIONER ANDERSON:**

There's a study going on right now about how we -- how we deal with the sludge issue.

**CHAIRMAN SCHNEIDERMAN:**

We're trying to come up with a better solution.

**LEG. EDDINGTON:**

Thank you for the information.

**CHAIRMAN SCHNEIDERMAN:**

All right. So did we actually vote on that one? I don't think we did. All right. So that's 2277. We had a motion and a second. All in favor? Opposed? Abstentions? **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano).**

**2289. Amending the 2007 Operating Budget and transferring funds to offset the additional costs incurred in connection with the construction of space for the Department of Social Services (COUNTY EXEC).**

Is there a motion?

**LEG. STERN:**

Motion to approve.

**CHAIRMAN SCHNEIDERMAN:**

Motion by Legislator Stern, seconded by Legislator Eddington. Any discussion? Legislator Caracappa has a question on the amendment, Commissioner.

**COMMISSIONER ANDERSON:**

I'm going to defer over to Chief Deputy Commissioner.

**CHAIRMAN SCHNEIDERMAN:**

Mr. Laguardia.

**LEG. CARACAPPA:**

Hey, Tom.

**MR. LAQUARDIA:**

Hi, Joe.

**LEG. CARACAPPA:**

How are you?

**MR. LAGUARDIA:**

Good.

**LEG. CARACAPPA:**

What's the amendment -- the offset?

**MR. LAQUARDIA:**

The original lease had no provisions for any changes in the construction process. During the process, there was about \$65,000 worth of additional changes made to the building at Social Services' request. This just asks the Legislature to approve those changes. And because they were requested by Social Services, it takes the funding from their budget. It was approved in February by the Space Management Steering Committee.

**LEG. CARACAPPA:**

The extra 60 something thousand is coming from within Social Services.

**MR. LAQUARDIA:**

That's correct.

**LEG. CARACAPPA:**

Thank you. That's all. I appreciate it.

**CHAIRMAN SCHNEIDERMAN:**

All right. All in favor? Opposed? Abstentions? 2289 is **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**.

**2293. Amending the 2007 Adopted Operating Budget and the 2007 Capital Budget and Program and accepting and appropriating funds in connection with the Sewer District No. 21 SUNY - Improvement Project (COUNTY EXEC).**

**CHAIRMAN SCHNEIDERMAN:**

Same motion, same second, same question. Commissioner.

**COMMISSIONER ANDERSON:**

Currently we are discussions with the DEC on the final recharge of the effluent from this -- from this project. This \$2 million is an interim improvement for a recharge area until the matter with the DEC is resolved.

**CHAIRMAN SCHNEIDERMAN:**

Any more questions. All in favor? Opposed? Abstentions?

**LEG. CARACAPPA:**

What was the amendment?

**CHAIRMAN SCHNEIDERMAN:**

I'm sorry. We'll hold that vote for a moment. The amendment?

**MS. GAZES:**

According to the resolution, the funding is coming from the unreserved fund balance from Sewer District 21 and it is going to Sewer District 21.

**LEG. CARACAPPA:**

Thank you very much.

**CHAIRMAN SCHNEIDERMAN:**

All in favor? Opposed? Abstentions? 2293 is **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**.

**2294. Amending the 2007 Capital Budget and Program and appropriating funds in connection with the engineering design for improvement to CR 80, Montauk Highway, between NYS Rt. 112 and CR 101, Patchogue, Yaphank Road/Sills Road, Town of Brookhaven (COUNTY EXEC).**

**LEG. EDDINGTON:**

Motion to approve.

**CHAIRMAN SCHNEIDERMAN:**

Motion by Legislator Eddington, seconded by Legislator Stern. Same question.

**COMMISSIONER ANDERSON:**

This is authorizing \$100,000 for engineering with respect to design of a sewer system within the limits of the project. The sewer will connect to the Patchogue Village Treatment Plant. This is -- I believe this is funded -- federally funded.

**MS. GAZES:**

Yeah. The offset is one that was used also previously, Capital Project 6411, infrastructure improvements for workforce housing.

**LEG. CARACAPPA:**

Thank you.

**CHAIRMAN SCHNEIDERMAN:**

Okay. Any other questions? All in favor? Opposed? Abstentions? 2294 is **APPROVED (VOTE: 4-0-0-1 - Not Present - Legis. Montano)**.

That's the last item on the agenda. Again, our thoughts and prayers are with Legislator Montano and his family.

**LEG. CARACAPPA:**

Mr. Chairman.

**CHAIRMAN SCHNEIDERMAN:**

And as this is our last meeting of this committee for the year, I'd like to wish everybody a very happy and safe holiday season. Legislator Caracappa.

**LEG. CARACAPPA:**

Just a point of personal privilege, if I could. I know first, I'd like to congratulate during a great year as Chairman of the Committee, and I congratulate my colleagues on a great job as it relates to all the Public Work projects County-wide and within your own districts.

I know I said a lengthy goodbye a couple of weeks ago at my luncheon, but this being my last Public Works Meeting of my Legislative career and having served on this committee for most of -- every year, I'd just like to take the opportunity to thank Public Works for all their great work; Gil, Bill, Kevin, Ben, Tom, Basia who was here and everyone else in Public Works. You are true professionals, and it's been a pleasure working with you. Thank you.

**CHAIRMAN SCHNEIDERMAN:**

Thank you, Joe. And it certainly has been a pleasure working with you as well, but I will save my accolades for the Legislative Meeting next week. We are adjourned.

**LEG. CARACAPPA:**

Thank you, Mr. Chairman.

**(\*THE MEETING WAS ADJOURNED AT 3:03 P.M.\*)**

**{ } DENOTES BEING SPELLED PHONETICALLY**