

RULES COMMITTEE
of the
Suffolk County Legislature

Minutes

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A special meeting of the Rules Committee of the Suffolk County Legislature was held in the Legislative Conference Room of the Evans K. Griffing Building, 300 Center Drive, Riverhead, New York, on **June 22, 2004**.

Members Present:

Legislator Allan Binder • Chairman
Legislator Michael Caracciolo • Vice•Chair
Legislator Andrew Crecca
Legislator William Lindsay

Members Not Present:

Legislator Jon Cooper

Also in Attendance:

Mea Knapp • Counsel to the Legislature
Ellen Martin • Aide to Legislator Binder
Terrence Pearsall • Aide to Legislator Lindsay
Barbara LoMoriello • Aide to Legislator Cooper
Alexandra Sullivan • Chief Deputy Clerk/SC Legislature

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Minutes Taken By:

Alison Mahoney • Court Stenographer

(*The meeting was called to order at 10:38 A.M. *)

CHAIRMAN BINDER:

All right, the Rules Committee will come to order. We're going to consider three Home Rule Messages that were laid on the table.

Home Rule Message No. 4 • 2004 • Requesting New York State Legislature to grant membership in the special Retirement Plan for Sheriffs, Under • Sheriffs and Deputy Sheriffs to Suffolk County Employee (John Vitale). Counsel, are there any concerns or questions legally with this being able to go to Albany?

MS. KNAPP:

We found two typographical errors, I have corrected them so that you will have them correct before you when you vote. They only have to do with the 89•B, apparently it said 84•B in your copy, and there was one other error in the number of the bill; both typographical errors have been corrected.

CHAIRMAN BINDER:

Okay. So I'll make a motion to report, second by Legislator Crecca.

LEG. CRECCA:

I would like to debate the bill. I'm kidding.

CHAIRMAN BINDER:

All those in favor? Opposed? ***Home Rule Message No. 4 is reported out (VOTE: 4•0•0•1 Not Present: Legislator Cooper).***

Home Rule Message No. 5 • Home Rule Message requesting New York State Legislature to allow Suffolk County to install and operate Red Light Camera Program (Assembly Bill A5387•B). Is there any question on this one legally, Counsel?

MS. KNAPP:

No, no, it's amending State law to give us the authority to initiate the program.

CHAIRMAN BINDER:

Okay. We have a motion by Legislator Lindsay to report, second by Legislator Caracciolo.

LEG. CARACCIOLO:

No, no, no.

LEG. CRECCA:

Second by Legislator Crecca.

CHAIRMAN BINDER:

Second by Legislator Crecca. All those in favor? Opposed?

No. 5 is reported out.

LEG. CARACCIOLO:

I'm opposed, I'm sorry.

CHAIRMAN BINDER:

(VOTE: 3•1•0•1 Opposed: Legislator Caracciolo • Not Present: Legislator Cooper).

Home Rule Message No. 6 • Home Rule Message requesting New York State Legislature to allow Suffolk County to install and operate Red Light Camera Program (Assembly Bill S.11683). Same question to Counsel; are there any ••

MS. KNAPP:

They did it two different ways, Assembly person Eddington did it once by amending the New York City Program and then separately to allow Suffolk County on its own to establish the demonstration program.

CHAIRMAN BINDER:

Same motion, same second, same vote on Home Rule No. 6 opposed.

LEG. CARACCIOLO:

Opposed.

CHAIRMAN BINDER:

It's reported to the full Legislature (VOTE: 3•1•0•1 Opposed: Legislator Caracciolo • Not Present: Legislator Cooper).

I'm going to recess the Rules Committee because we have today a Local Law, there are two Local Laws that are going to have hearings today, one is Adopting a Local Law to extend the County Code of Ethics to all outside business activities and one to establish Clean Campaign Practices Zone by banning political campaign fundraising by all County employees. So we're having today ••

LEG. CRECCA:

Send them out now.

CHAIRMAN BINDER:

Well, we're having hearings today and so if we want to pass these today, because we still may want to do that, we're going to have to come back in as a Rules Committee because it's a Local Law, so we're going to have to come back here. And my under ••

LEG. CRECCA:

My question is can we approve them now or we have to wait for the public hearings?

LEG. CARACCIOLO:

No, you have to wait for the public hearings.

CHAIRMAN BINDER:

Right.

LEG. CRECCA:

Okay.

CHAIRMAN BINDER:

So we'll wait for the public hearings. If these are closed and it looks like we're going to go forward and they're discharged from the •• because they have to be discharged from the regular committee, these are not being assigned to the Rules Committee, so they have to be discharged from •• discharged even on the floor from the regular committee which would then

put it in Rules. We would then have to have a meeting of Rules to discharge it from Rules to put it to the floor, and I think there are a number of members who are interested in going forward and passing the County Executive's legislation.

LEG. CRECCA:

Point of order; there are CN's so if there are CN's attached to them they do need to go through the Rules Committee ••

CHAIRMAN BINDER:

Yes, they still need to.

LEG. CRECCA:

•• but they do not need to go through the primary committee.

CHAIRMAN BINDER:

They might not have to.

LEG. CRECCA:

But we may want them to because they would only need ten votes.

CHAIRMAN BINDER:

Yeah, with ten votes we'll be able to discharge them.

LEG. CRECCA:

Right.

CHAIRMAN BINDER:

Okay, so we are recessed.

LEG. CRECCA:

We're recessed.

(*The meeting was recessed at 10:41 A.M.*)

Legislator Allan Binder, Chairman

Rules Committee