

**WAYS AND MEANS
COMMITTEE
OF THE
SUFFOLK COUNTY LEGISLATURE**

A meeting of the Ways and Means committee of the Suffolk County Legislature was held at the William H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, NY 11787 on Monday, November 13, 2001 in the Rose Y. Caracappa Auditorium at 1:00 P.M.

Members Present:

Legislator George Guldi, Chairman
Legislator Cameron Alden, Vice Chairman
Legislator Ginny Fields, Member

Members Absent:

Legislator Andrew Crecca, Member

Also in Attendance:

Paul Sabatino, Counsel to the Legislature
Allan Grecco, Suffolk County Real Estate
Teri Allar, Suffolk County Real Estate
Marian Zucker, Suffolk County Planning, Director of Affordable Housing
Carolyn Fahey, Suffolk County Economic Development
Pauline Mize, Gabreski Airport
Peter Schlussler, Suffolk County Clerk's Office
John Kennedy, Suffolk County Clerk's Office
Linda Bay, Aide to P.O. Tonna
Carl Yellon, Aide to Legislator Crecca
Todd Johnson, County Executive's Office
Eben Brofman, Aide to Legislator Guldi
Jim Spero, Budget Review Office

Minutes taken by:

Eileen Schmidt, Legislative Secretary

(*The meeting was called to order at 1:10 P.M.*)

CHAIRMAN GULDI:

Shall we begin? Nobody gave you a card.

MS. SCHMIDT:

No.

CHAIRMAN GULDI:

All right let start by seeing if we know all the words to the Pledge of Allegiance yet. Go ahead Legislator Alden.

SALUTATION

CHAIRMAN GULDI:

All right. Correspondence has been distributed. We have no scheduled presentations. There are no cards from speakers. That being the case as soon as my aide gets back in the room so he can track the committee report -- could you get him off the phone for me please. Mr. Brofman's probably in there then we can begin the agenda. Does anyone here got any bills they need to speak on in particular? Well, then let's just do them in order all right.

TABLED RESOLUTIONS

1365. Amending the 2001 Capital Budget and Program and appropriating funds in connection with master plan for North County Complex, Hauppauge, NY (CP 1601) PRIME (Co. Exec.) Motion to table by myself.

LEGISLATOR ALDEN:

Second.

CHAIRMAN GULDI:

Second by Legislator Alden. Discussion? All those in favor? Opposed? Tabled. (Vote: 3-0-0-1 Absent: Crecca)

1416 To ensure League of Women Voters representation on Reapportionment Commission. PRIME (Postal)

LEGISLATOR ALDEN:

Motion to table.

CHAIRMAN GULDI:

Motion to table by Legislator Alden, second by myself. Discussion? All those in favor? Opposed? Abstentions? (Vote: 3-0-0-1 Absent: Crecca)

1528. Authorizing waiver of interest and penalties for property tax for North Patchogue Fire District (SCTM No. 0200-973.30-03.00-016.000). PRIME (Foley) We need Counsel for this resolution if you can hear me or do you want to step out and grab him. Just tell him we need him on one. We'll skip over for now.

1618. To implement Town of Babylon affordable housing plan under Town Revenue-Sharing Partnership. PRIME (Postal) We need Counsel for this one too. Oh, wait here he is.

Lets go back to 1528, Paul, which is the waiver of interest and penalties for the North Patchogue Fire District. We were waiting for documents have they arrived?

MR. SABATINO:

I don't believe so, but I'll just double check real quick. No. We're still waiting for them to document.

CHAIRMAN GULDI:

Motion to table by myself.

LEGISLATOR ALDEN:

Second.

CHAIRMAN GULDI:

Second by Legislator Alden. All those in favor? Opposed? Tabled. **(Vote: 3-0-0-1 Absent: Crecca)**

1618. To implement Town of Babylon affordable housing plan under Town Revenue-Sharing Partnership. PRIME (Postal)

LEGISLATOR ALDEN:

Motion to table.

CHAIRMAN GULDI:

Motion to table by Legislator Alden. Since we need all three to support any resolution we're going to adopt I'll second the tabling motion. Discussion? All those in favor? Opposed? Tabled. **(Vote: 3-0-0-1 Absent: Crecca)**

1712 Sale of County-owned real estate pursuant to Local Law 13-1976 Bartholomew Spadaro (0200-685.00-01.00-014.000) PRIME (Co. Exec.) Mr. Grecco, you were telling me before the meeting that you've examined this parcel again. Could you tell us what you found?

MR. GRECCO:

Yes. Originally, we had this property appraised for potential direct sale at \$1,000. We had some questions as did the committee so we ordered another appraisal and it came in at \$10,500. Because of the disparity of the two I had this reviewed internally. My review appraiser, my senior review appraiser has found that the property's is approximately $\frac{3}{4}$ of an acre in length, in square footage. It's basically a road bed that's severs the Spadaro Airport property in two. She used a comparable sale of a portion of this roadway to another potential direct sale recipient, the Long Island Game Farm, the {Novac} property. And basically figured out the amount that was sold for on square footage and applied it to here and she came up with a value of approximately 18,500. She also had indicated that in her opinion it probably because of the increase in value and the utility to the adjoining owner that this property in her opinion was higher than \$20,000 in value and therefore would not apply for a direct sale. It was her recommendation to get a third appraisal. I wish --

CHAIRMAN GULDI:

Do you have with you today a copy of a site map or tax map that indicate where the parcel is and how it relates to the properties around it? Cause the one we had initially created more questions than it resolved.

MR. GRECCO:

Bear with me a moment.

CHAIRMAN GULDI:

Yeah. This resolution before us is for a \$1,000 and is therefore not eligible given the appraisal that's in hand, correct?

MR. GRECCO:

Correct.

CHAIRMAN GULDI:

All right. So this will have to be tabled anyway. What I really would like to see is the site map and the dimensions of the parcel.

MR. GRECCO:

Okay.

CHAIRMAN GULDI:

Cause I'd like to know, I mean, there's a narrow a 20 foot wide a 25 foot wide road bed right away is substantially different than a 100 foot wide road bed that constitutes $\frac{3}{4}$ of an acre.

MR. GRECCO:

Right. I haven't done the math, but I know the property in question has $\frac{3}{4}$ of an acre in square footage. How far the length is a matter of math; we'll get that for you. So I would request that this be tabled.

CHAIRMAN GULDI:

It has to be tabled anyway. Motion to table by myself, second by Legislator Alden. Discussion? All those in favor? Opposed? Tabled. (Vote: 3-0-0-1 Absent: Crecca)

1842 Authorizing waiver of interest and penalties for property tax for Joseph J. Ingarozza (SCTM No. 0500.373.00-02.00-002.000) PRIME (Alden)

LEGISLATOR ALDEN:

Motion to table.

CHAIRMAN GULDI:

Motion to table by the sponsor, Legislator Alden, second by myself. All those in favor? Opposed? Abstentions? Tabled. (Vote: 3-0-0-1 Absent: Crecca)

Introductory Resolutions:

1956. Authorizing waiver of interest and penalties for property tax for (Josephine Lazerano) (SCTM No. 0200-480.00-01.00-076.000) PRIME (Towle) Town of Brookhaven. Counsel?

MR. SABATINO:

This individual qualifies because she met the senior citizen income disability conditions.

LEGISLATOR ALDEN:

Motion.

CHAIRMAN GULDI:

Motion to approve by Legislator Alden.

LEGISLATOR FIELDS:

Second.

CHAIRMAN GULDI:

Second by Legislator Fields. All those in favor? Opposed? Abstentions? (Vote: 3-0-0-1 Absent: Crecca)

1969. Authorizing the Director of Division of Real Estate, Department of Planning to issue a certificate of abandonment of the interest of the County of Suffolk in property designated as Town of Babylon Suffolk County Tax Map No. 0100-039.00-02.00-037.000 pursuant to Section 40-D of the Suffolk County Tax Act. PRIME (Co. Exec.) What's the story?

MR. GRECCO:

Okay. We took a tax deed to this property and the Treasurer had noticed a HUD. They were the owners of the property by recent of a foreclosure. It went to 26 Federal Plaza. It was signed by Jones whoever Jones is. It's always been HUD position –

CHAIRMAN GULDI:

Steve Jones? (laughing)

MR. GRECCO:

Okay. It has always been our policy that if HUD's in a foreclosure of this sort that we would abandon our tax deed. Allow them to foreclose and we would be paid with all the interest and penalties to-date.

CHAIRMAN GULDI:

Did they – is there a pending foreclosure by HUD on the property or have they taken title?

MR. GRECCO:

They've taken title at this point.

CHAIRMAN GULDI:

Motion to approve by myself.

LEGISLATOR ALDEN:

Second.

CHAIRMAN GULDI:

Second by Legislator Alden. Discussion? All those in favor? Opposed? Abstentions? Approved. (Vote: 3-0-0-1 Absent: Crecca)

1970. Authorizing the Director of Division of Real Estate, Department of Planning to issue a certificate of abandonment of the interest of the County of Suffolk in property designated as Town of Brookhaven Suffolk County Tax Map No. 0200-991.02-02.00-003.000 (Item No. 32-22550) pursuant to Section 40-D of the Suffolk County Tax Act. PRIME (Co. Exec.) Town of Brookhaven. Allan?

MR. GRECCO:

Yeah, we're also seeking abandonment on this for lack of notice to the prior fee owners. They own the adjoining property which is an improved parcel and this is a vacant lot next to theirs and basically we have no service on them. No proof of service on them as to the arrears on the taxes for the vacant lot.

CHAIRMAN GULDI:

Where did the tax bill go?

MR. GRECCO:

It went to Russell and Linda Moran at 15 Bayview Avenue, Sayville. It was marked no such street.

CHAIRMAN GULDI:

It was returned.

MR. GRECCO:

It was returned.

CHAIRMAN GULDI:

Yeah, I don't have that in my backup. Thank you. Motion to approve by myself.

LEGISLATOR ALDEN:

Second.

CHAIRMAN GULDI:

Second by Legislator Alden. All those in favor? Opposed? 1970 approved. (Vote: 3-0-0-1 Absent: Crecca)

1971. Authorizing the Director of Division of Real Estate, Department of Planning to issue a certificate of abandonment of the interest of the County of Suffolk in property designated as Town of Brookhaven Suffolk County Tax Map No. 0200-055.00-01.00-007.000 (Item No. 15-25240) pursuant to Section 40-D of the Suffolk County Tax Act. PRIME (Co. Exec.) The owner is

—

MR. GRECCO:

HUD. Mr. Chairman this has the same facts as 1969.

CHAIRMAN GULDI:

Motion to approve —

MR. SABATINO:

Yeah, but this doesn't make any sense because if HUD was the owner and certified mail shows it went to HUD they got notice that's why this one I couldn't understand.

MR. GRECCO:

HUD has claimed that whoever signs for the paperwork at 26 Federal Plaza doesn't get it to HUD. 26 Federal Plaza not only includes HUD, but the FBI and IRS, etc. It's always been their position that it doesn't get up to them.

CHAIRMAN GULDI:

This is redemption by another level of government or government sponsored.

MR. GRECCO:

That's correct.

CHAIRMAN GULDI:

And we get full payment of taxes, penalties and interest?

MR. GRECCO:

That's correct.

MR. SABATINO:

If it was redemption it would be an abandonment.

MR. GRECCO:

Well, it's equivalent to a redemption.

CHAIRMAN GULDI:

Yeah, but we get -- the answer is we get our money. It's a certificate of abandonment. Do you think it's a policy determination or do you see a legal impediment to abandoning title properties from HUD?

MR. SABATINO:

It just seems problematically if HUD is the owner and HUD got the notice what's the basis for the abandonment.

CHAIRMAN GULDI:

And Allan just described that HUD's mailed to 26 Federal Plaza doesn't necessarily get to the office that handles tax payments.

MR. GRECCO:

Mr. Chairman --

MR. SABATINO:

Is HUD address 26 Federal Plaza?

MR. GRECCO:

Yes, it is. We've had discussions with HUD over the years and it's always been their position that they don't always get their mail and whoever signs for it really doesn't know what they're getting.

MR. SABATINO:

The only reason they make a big deal about it is because its sets the kind -- I mean, there are other situations in which people say to us somebody signed, but I didn't get the mail and then they try to make the argument for the redemption or for the abandonment. I just want to make she we're not doing something that's inconsistent with the position we're taking in those other circumstances. I mean, HUD is basically making the same argument from what I'm hearing that some of the property owners that come before this committee, which is that, somebody signed it, but I didn't see it.

MR. GRECCO:

Well, aside from the fact that they are a superior governmental entity their position is the person signing at the building does not necessarily get it up to them.

CHAIRMAN GULDI:

The guy in the mailroom doesn't have authority --

MR. GRECCO:

That's correct. Yeah, it's 26 Federal Plaza is a secure building that holds a number of Federal offices and it all comes in at one place is what they are advising us. Please also note this has always been the County position; we've always done it in this fashion.

CHAIRMAN GULDI:

In the event that we deny a certificate as to HUD their recourse against us would be, what they have no recourse against us -- do they have redemption rights?

MR. GRECCO:

No. They don't have redemption rights.

MR. SABATINO:

Does the property have value I guess is really the next question? If it's got value, I mean, why not capitalize on it for the County and the hell with HUD.

MR. GRECCO:

Well, it's always been the policy to allow them to go forward because we're getting paid our investment.

CHAIRMAN GULDI:

We get paid our investment, but HUD is going to take the parcel and put it in their auction and the difference between our investment and the auction price is going to run here to HUD instead of the Suffolk -- taxpayers of Suffolk County.

MR. GRECCO:

That's true, but in all likelihood they're still going to have a loss. HUD just doesn't advance money for taxes on these kinds of transactions.

LEGISLATOR FIELDS:

Would we not make more money by doing it the other way?

MR. GRECCO:

We probably would.

LEGISLATOR FIELDS:

So in this time of fiscal crisis why would we not do that?

MR. GRECCO:

Then would you like to reconsider 1999?

CHAIRMAN GULDI:

Yeah. If HUD has issued on a parcel it is by definition therefore an improved residence.

MR. GRECCO:

That's correct.

CHAIRMAN GULDI:

It's been in its past somewhere and probably in the past decade or less subject to appraisal for lending purposes.

LEGISLATOR ALDEN:

You're familiar with the file, do we have to do action to acquire title on this too.

MR. GRECCO:

No, no. We have good title.

LEGISLATOR ALDEN:

Good marketable title.

MR. GRECCO:

We have good title --

LEGISLATOR ALDEN:

And what claim is HUD going to raise against us? They can't superior level of government.

MR. GRECCO;

The claim that they will raise is lack of notice that the party that received the notice was not authorized to do so.

LEGISLATOR ALDEN:

That's a New York action, they can't do that in Federal court, right?

CHAIRMAN GULDI:

Oh, yes, they can they're the Federal Government. They can take us to Federal Court.

LEGISLATOR ALDEN:

But it still would be subject to Local Law.

CHAIRMAN GULDI:

Yeah.

LEGISLATOR ALDEN:

All right.

CHAIRMAN GULDI:

It's better to be determined on a subject of fact as to the notice issue.

MR. GRECCO:

May I make a suggestion? Could you consider tabling both 71 and 69 and I'll come back with you with the tax calculations as well as what we believe the market value of the property value of the properties are with descriptions.

CHAIRMAN GULDI:

With description and nature of property and then ascertainment whether or not they're properties which are occupied as the County owns them.

MR. GRECCO:

Would you like -- I can do that.

CHAIRMAN GULDI:

Okay. Motion to table 1971 --

MR. SABATINO:

71.

LEGISLATOR ALDEN:

Second.

CHAIRMAN GULDI:

Second by Legislator Alden. All those in favor? Opposed? (Vote: 3-0-0-1 Absent: Crecco) Motion to reconsider 1969.

LEGISLATOR ALDEN:

Second.

CHAIRMAN GULDI:

Second by Legislator Alden. (Vote: 3-0-0-1 Absent: Crecca) Motion to table 1969. Second by Legislator Alden. All those in favor? Opposed? Abstentions? 1969 and 1971 are tabled. (Vote: 3-0-0-1 Absent: Crecca)

1972. Authorizing the Director of Division of Real Estate, Department of Planning to issue a certificate of abandonment of the interest of the County of Suffolk in property designated as Town of Southampton Suffolk County Tax Map No. 0900-133.00-04.00-009.000 (Item No. 238650.61) pursuant to Section 40-D of the Suffolk County Tax Act. PRIME (Co. Exec.)

MR. GRECCO:

Okay. This one is not one of ours. This is coming out of the County Treasurer. This was an assessment that was on a vacant piece of property that became a road and the assessor has adjusted their records and the Treasurer feels at this point that this is a 50 by 350 section of road, it should not have been taken for taxes.

CHAIRMAN GULDI:

All right.

LEGISLATOR ALDEN:

George?

CHAIRMAN GULDI:

Go ahead.

LEGISLATOR ALDEN:

Is this a developer?

CHAIRMAN GULDI:

No.

LEGISLATOR ALDEN:

Is this a road in development or is this a town road?

MR. GRECCO:

This is a town road. This is not a paper street; this is a town road –

LEGISLATOR ALDEN:

That is wasn't something that had to be done to get a sub-division and then dedicated at a later point because if that's the way it was then in all fairness the developer should pay the taxes on it.

MR. GRECCO:

Well, if we're doing the abandonment we're getting the taxes anyway. We're not going to abandon until somebody pays; you're right, you're absolutely right –

LEGISLATOR ALDEN:

The Town, the Town's not going to pay us.

MR. GRECCO:

I understand.

CHAIRMAN GULDI:

You're not going to get title.

MR. GRECCO:

They're not going to get title until somebody pays –

LEGISLATOR ALDEN:

But then we're responsible for the road.

CHAIRMAN GULDI:

Yeah. And we then we have the continuing liability as the owner of a road that presumably the Town is maintaining.

MR. GRECCO;

Yeah.

CHAIRMAN GULDI:

It figures that this would be in Southampton.

MR. GRECCO:

Yeah. This is in Southampton.

CHAIRMAN GULDI:

I'm going to make a motion to approve.

LEGISLATOR ALDEN:

Second.

CHAIRMAN GULDI:

Second by Legislator Alden. All those in favor? Opposed? 1972 is approved.
(Vote: 3-0-0-1 Absent: Crecco)

1973. Authorizing the Director of Division of Real Estate, Department of Planning to issue a certificate of abandonment of the interest of the County of Suffolk in property designated as Town of Brookhaven Suffolk County Tax Map No. 0204-008.00-05.00-025.009 (Item No. 83-06462) pursuant to Section 40-D of the Suffolk County Tax Act. PRIME (Co. Exec.) Yet another certificate of abandonment in the Town of Brookhaven.

MR. GRECCO:

Okay. This one is again on jurisdictional basis. We have no proof of service upon the prior record owners. In fact, it was returned unsigned.

CHAIRMAN GULDI:

And it's being redeemed by the same record holder Rizzuto,Phillips & Thomas.

MR. GRECCO:

Yes. Well, not technically redeemed, but the taxes investment will be paid.

CHAIRMAN GULDI:

Was that a motion?

LEGISLATOR ALDEN:

Yes.

CHAIRMAN GULDI:

Motion by Legislator Alden, second by myself. 1973 is approved. (Vote: 3-0-0-1 Absent: Crecca)

1974. Sale of County-owned real estate pursuant to Local Law 13-1976 Thomas J. McGrath and Diahn Williams McGrath (0400-070.00-01.00-101.000). PRIME (Co. Exec.)

MR. GRECCO:

This is a small piece of property. We gave notice to all the adjacent owners; there were three of them. The appraised value was 300, we got one bid for 350.

CHAIRMAN GULDI:

And this one appears to be 10 by 84 or 64 feet?

MR. GRECCO:

It is 10 by 89 by 10 by 64.

LEGISLATOR ALDEN:

Motion.

CHAIRMAN GULDI:

Second by myself. Motion by Legislator Alden. All those in favor? Opposed? That's approved. (Vote: 3-0-0-1 Absent: Crecca)

1975. Sale of County-owned real estate pursuant to Local Law 13-1976 Michael Joseph Leonardi and Anne Leonardi, his wife (0200-980.50-01.00-048.001). PRIME (Co. Exec.)

MR. GRECCO:

Okay. This parcel is, again, a direct sale to adjoining owners. It's 4/100th of an acre; we had an appraised value of \$1500. Three adjoining owners only one bid of 1500.

SPEAKER:

(inaudible)

MR. GRECCO:

\$1500 and we got one bid for 1500.

LEGISLATOR ALDEN:

Motion.

CHAIRMAN GULDI:

Motion approved by Legislator Alden, second by myself. Discussion? All those in favor? Opposed? 1975 is approved. (Vote: 3-0-0-1 Absent: Crecca)

1976. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act William Levi Moseley (0100-040.00-03.00-034.000). PRIME (Co. Exec.) 0100.

MR. GRECCO:

Yeah. This is a normal mortgagee redemption.

CHAIRMAN GULDI:

Mortgagee redemption?

MR. GRECCO:

Excuse me my mistake. Normal prior record owner redemption.

CHAIRMAN GULDI:

As of right.

MR. GRECCO:

As of right.

LEGISLATOR ALDEN:

Motion by Legislator Alden.

CHAIRMAN GULDI:

Motion by Legislator Alden, second by myself. Discussion? All those in favor? Opposed? Approved. **(Vote: 3-0-0-1 Absent: Crecca)**

1977. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Kenneth R. Darling and Raymond La Gala (0206-012.00-03.00-005.000). PRIME (Co. Exec.) This is Port Jeff. Station it's a redemption of right.

MR. GRECCO:

Yes.

LEGISLATOR ALDEN:

Motion.

CHAIRMAN GULDI:

Second by myself. Discussion? All those in favor? Opposed? **(Vote: 3-0-0-1 Absent: Crecca)**

1979. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Matthew J. Sherry (0900-015.00-03.00-035.000). PRIME (Co. Exec.) Again, Town of Southampton. Is this one of right?

MR. GRECCO:

Redemption as of right.

LEGISLATOR ALDEN:

Motion.

CHAIRMAN GULDI:

Okay. Second by myself. All those in favor? Opposed? Abstentions? **(Vote: 3-0-0-1 Absent: Crecca)**

1980. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Robert H. Chichester, as Surviving Tenant by the Entirety (0100-180.00-04.00-084.000). PRIME (Co. Exec.) This 0100 Town of Babylon.

MR. GRECCO:

Okay. This one we took title in April of '98. The application was made of July of '98 which was as of right. There was some debts in the family; the Treasurer's

computations almost \$41,000. They had some difficult times, had to go through an estate, but they have financing; they'd like to complete the redemption.

CHAIRMAN GULDI:

Motion to approve by myself.

LEGISLATOR ALDEN:

Second.

CHAIRMAN GULDI:

Second by Legislator Alden. All those in favor? Opposed? 1980 is approved. (Vote: 3-0-0-1 Absent: Crecca)

1981. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Frank Chiarello and Anthony F. Chiarello (0200-787.00-02.00-030.003). PRIME (Co. Exec.) 0200 Brookhaven.

MR. GRECCO:

Yeah, this is a redemption as of right.

LEGISLATOR ALDEN:

Motion.

CHAIRMAN GULDI:

Motion by Legislator Alden, second by Legislator Fields. All those in favor? Opposed? Abstentions? 1981 is approved. (Vote: 3-0-0-1 Absent: Crecca)

1982. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Alfreda Soojlan, Surviving Tenant by the Entirety (0200-854.00-02.00-021.000). PRIME (Co. Exec.)

MR. GRECCO:

Yeah, this is a redemption as of right as well.

CHAIRMAN GULDI:

Motion by Legislator Alden, second by Legislator Fields. All those in favor? Opposed? Approved. (Vote: 3-0-0-1 Absent: Crecca)

1983. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Lourdes Torres (0500-136.00-02.00-059.000). PRIME (Co. Exec.)

MR. GRECCO:

This one is also a redemption as of right.

CHAIRMAN GULDI:

Motion by Legislator Alden, same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1984. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Ronald George and Ruth George, his wife (0500-143.00-01.00-082.000). PRIME (Co. Exec.)
Again, of right full taxes are paid?

MR. GRECCO:

Yes, Mr. Chairman.

CHAIRMAN GULDI:

Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1985. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act John Mannino and Caterina Mannino, his wife (0500-255.00-01.00-025.000). PRIME (Co. Exec.)
This is Brookhaven again. Of right?

MR. GRECCO:

This is Islip.

MR. SABATINO:

No, this is Oakdale, the one before was Central Islip by the way just so you get on track. 84 was Central Islip, 85 is Oakdale.

CHAIRMAN GULDI:

Islip, excuse me. Yeah, this is still the Town of Islip. Sorry.

MR. GRECCO:

This one is as of right.

CHAIRMAN GULDI:

Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1986. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Reva Freedman, as Surviving Spouse of the Estate of Morris Freedman and Victor Teich and Leo Gropper (0800-018.00-07.00-041.000). PRIME (Co. Exec.) She is the surviving spouse of all three of them?

MR. GRECCO:

No, they were tenants in common. This one was taken in September of 2000, the application date was timely in March of 2001 and there was a death involved.

CHAIRMAN GULDI:

Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1987. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Neils O. Sorenson, as Administrator of the Estate of Karl Sorenson (0900-138.00-02.00-011.000). PRIME (Co. Exec.) Town of Southampton, of right?

MR. GRECCO:

Okay. Here we go. We acquired this property in 1993; it stayed in our inventory. We did a Mennonite notice to a mortgagee. Why was it in our inventory since '93? There were deaths and an estate being wound up. We were able to get a representative and in August '01 we gave Mennonite notice out. There's about \$3800 in back taxes owed and they are basically basing their redemption on the second notice in August '01.

LEGISLATOR ALDEN:

Where is this?

CHAIRMAN GULDI:

This is Southampton.

MR. GRECCO:

Southampton.

CHAIRMAN GULDI:

I'm sorry I was distracted by the backup. First notice, give me the dates.

MR. GRECCO:

First notice -- all right. We acquired title 7/12/93, we noticed them at that time. We gave a Mennonite notice in August of '01 because there was an estate in there and we were waiting for a representative to be appointed.

CHAIRMAN GULDI:

Motion by Legislator Alden.

MR. GRECCO:

I might add you're seeing a lot of these redemption now because the rates are going down and people are refinancing their houses to clean up these tax issues. So that's why you may see a flood of these now.

CHAIRMAN GULDI:

Okay. But you still feel that the second notice is of right and not outside the --

MR. GRECCO:

Yeah, with the second notice I believe it is of right.

CHAIRMAN GULDI:

Okay. Second by myself. All those in favor? Opposed? Abstentions? 1987 -
(Vote: 3-0-0-1 Absent: Crecca)

1988. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Richard Fiore (0103-010.00-01.00-029.000). PRIME (Co. Exec.) 0103 which is the Village of Lindenhurst.

MR. GRECCO:

This one is as of right.

LEGISLATOR ALDEN:

Motion.

CHAIRMAN GULDI:

Motion by Legislator Alden, second Legislator Fields. All those in favor? Opposed? Abstentions? (Vote: 3-0-0-1 Absent: Crecca)

1989. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Paul P. Presta III Development Corp. (0200-497.00-05.00-028.002). PRIME (Co. Exec.) This is to a corporate redeemer.

MR. GRECCO:

Yeah, and it's also as of right.

CHAIRMAN GULDI:

Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1990. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Centereach Plaza, Inc. (0200-515.00-03.00-004.000). PRIME (Co. Exec.) Town of Brookhaven. What's the story with this one?

MR. GRECCO:

This one we took a tax deed in July of 2001; they applied for redemption in August. They actually paid the 26,168.67 already. It's as of right.

CHAIRMAN GULDI:

Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1991. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Paul P. Presta III Development Corp. (0200-545.00-02.00-028.000). PRIME (Co. Exec.)

MR. SABATINO:

The only question on that though is how did it go from an estate to a corporation as of right? It actual applies to both 89 and 91; it's a little confusing because it talks about an estate, but then the property's going to a corporation.

MR. GRECCO:

On the Centereach Plaza Inc.?

CHAIRMAN GULDI:

No. Not Centereach Plaza, Paul P. Presta.

MR. SABATINO:

89 and 91 are -- they're both the same principals, but they're both the same issue which is its starts off as an estate.

CHAIRMAN GULDI:

Frank Lupo, who's Frank Lupo? Is he the owner of the stock in the corporation?

MR. GRECCO:

The application was made by --

CHAIRMAN GULDI:

Richard Sullivan is the attorney --

MR. GRECCO:

Sullivan as attorney for the estate of Frank Lupo mortgagee. Okay. On -- which on 90 the application was made by Centereach Plaza, the owner.

CHAIRMAN GULDI:

No, no, not 90, we're talking about 89 and 91 are both Presta.

MR. GRECCO:

Oh. Oh, okay, oh yeah, there was one in between. Sorry. Now the application was made by the attorney Richard J. Sullivan on behalf of the estate of Frank Lupo mortgagee.

CHAIRMAN GULDI:

So when the mortgagee does the redemption doesn't the redemption -- the certificate of abandonment goes back to the prior owner it doesn't go back to the mortgagee.

MR. GRECCO:

That's right, but it was also timely. It was within a six-month period in any event.

CHAIRMAN GULDI:

How was the mortgage held? Was it held individually by Lupa?

MR. GRECCO:

Yes. I believe so, but the point of it is that --

CHAIRMAN GULDI:

I understand.

MR. GRECCO:

You know it's timely irrespective of who 's paying it.

CHAIRMAN GULDI:

Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1992. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Paul P. Presta III Development Corp. (0200-545.00-02.00-029.000). PRIME (Co. Exec.) Same owner. Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1993. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Vincent J. Connolly and Maureen R. Connolly, his wife (0200-586.00-03.00-047.000). PRIME (Co. Exec.) In Brookhaven, excuse me 1993.

MR. GRECCO:

Right. Okay. This is a normal prior owner redemption.

LEGISLATOR ALDEN:

As of right?

MR. GRECCO:

As right and the taxes have been paid already to us.

CHAIRMAN GULDI:

Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1994. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Jose Rojas and Olga Rojas (0200-982.00-08.00-007.002). PRIME (Co. Exec.) Town of Brookhaven.

MR. GRECCO:

Now this one we took deed in March of 2001; on June of 2001 we got an application from Beneficial Homeowners Service Corporation who holds the mortgage and they've paid us the taxes already so it's a mortgagee redemption.

CHAIRMAN GULDI:

Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1995. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act William J. Mallon, Jr. and Georgette Y. Mallon, his wife (0500-170.00-02.00-042.000). PRIME (Co. Exec.) Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca) This is 0500 which is Islip.

MR. GRECCO:

This again is a normal prior record owner redemption as of right.

CHAIRMAN GULDI:

Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1996. Sale of County-owned real estate pursuant to Local Law 13-1976 John Allers and Janette Allers, his wife (0103-008.00-02.00-090.000). PRIME (Co. Exec.) Something totally different. One bidder for \$400.

MR. GRECCO:

Right. We - the size of the property is 13 by 100. We had it appraised for \$200; we got a bid of 400.

CHAIRMAN GULDI:

Just one bid.

MR. GRECCO:

One bid.

CHAIRMAN GULDI:

Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1997. Authorizing the sale, pursuant to Local Law 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Steven Pepe (0103-008.00-02.00-098.000 & 100.000). PRIME (Co. Exec.) This is a certificate to Pepe; Village of Lindenhurst again.

MR. GRECCO:

This is a direct sale.

CHAIRMAN GULDI:

The owner of right. --

MR. GRECCO:

No, no, no, no. It's a Local Law 13 direct sale.

CHAIRMAN GULDI:

No, no. I'm -- we're on 97, we already did 96.

MR. GRECCO:

Right, right. 97 is very similar for 96.

CHAIRMAN GULDI:

Local Law -- 97 is -- my copy says -- the agenda says 16, but the resolution says Local Law 13, so the agenda is incorrect. Okay.

MR. GRECCO:

Okay.

CHAIRMAN GULDI:

That's the source of my confusion.

MR. GRECCO:

Okay. One of the sources, no. This is a Local Law 13, the size of the property again, is 13 by 100. We had it appraised for \$500 and there were only two adjacent owners and Steven Pepe bid a 1,000.

CHAIRMAN GULDI:

A \$1,000. Same motion, same second, same vote. (Vote: 3-0-0-1 Absent: Crecca)

1998. Authorizing the Director of Division of Real Estate, Department of Planning to issue a certificate of abandonment of the interest of the County of Suffolk in property designated as Town of Babylon Suffolk County Tax Map No. 0102-017.00-02.00-112.000 pursuant to Section 40-D of the Suffolk County Tax Act. PRIME (Co. Exec.)

MR. GRECCO:

This one was an erroneous assessment.

CHAIRMAN GULDI:

Yeah. Who are you abandoning it to though?

MR. GRECCO:

This one is one the Treasurer wanted this one is not one of ours. Let see, Babylon Town discovered an erroneous assessment and after conferring with

Real Property Tax Service the property was remapped and the property in question along with others underwater was reclaimed by the town as a canal bed and taken off the tax rolls. So I'm --

MR. SABATINO:

It's going back to Water Edge Development Corp.

CHAIRMAN GULDI:

The town took it from Waters Edge?

MR. GRECCO:

Yes.

CHAIRMAN GULDI:

Where the towns the redeeming party and we're being made whole.

MR. GRECCO:

Yes.

CHAIRMAN GULDI:

The Towns redeeming the property in the Village?

MR. GRECCO:

The town probably -- it's land underwater. They probably have a grant for the land underwater. It's an assessment underwater.

CHAIRMAN GULDI:

And we're doing a booming business on underwater land here, you know, people have gotten in trouble for this in the past. Motion to approve. Second by Legislator Alden. All those in favor? Opposed? Approved. **(Vote: 3-0-0-1 Absent: Crecca)**

2007. Sale of County-owned Real Estate pursuant to Section 72-h of the General Municipal Law (Incorporated Village of Asharoken) (0401-008.00-02.00-024.001). PRIME (Co. Exec.)

MR. GRECCO:

Yeah, you may recall we gave a list of surplus properties to the different municipalities and the Village of Asharoken had an interest in several properties, which they gave us a resolution for here.

CHAIRMAN GULDI:

All right. Under these 72h's of the village's reimbursing us to the extent we're out of pocket for the taxes that have been advanced to the districts?

MR. GRECCO:

No, no. The concept here was that they would be paying a dollar on the theory of municipal good. These were for village parks, roads, highways and drainage basins. We have approximately 6500 in County investment.

CHAIRMAN GULDI:

Did we ask?

MR. GRECCO:

Yes, we did. We asked if they wanted to take these kinds of open space type things for a dollar off of our industry.

CHAIRMAN GULDI:

All right. Now if we 72h them under an open space for no consideration to municipality, do we have a restrictive covenant against them being used for other than open space purposes in the 72h or is it simply in fee absolute to the municipality so they can use if for any purpose?

MR. GRECCO:

Well, in the resolution it calls for the village to be restricted in its use and used solely for municipal purposes.

CHAIRMAN GULDI:

Municipal purposes, so if they surplus it we get it back?

MR. GRECCO:

It would revert back to us.

CHAIRMAN GULDI:

Yeah. As a reverter clause.

MR. GRECCO:

As a reverter clause.

MR. SABATINO:

But it's got a reverter clause for just general municipal purposes, but the village resolution doesn't specify what the purpose is although the County document on the check off list says it lists everything. It lists highway, it lists parks, it lists tree charge basins, so you really -- I've never seen one done like this before. I mean, its always specific it says in the resolution -- yeah, nothing that you want to do with it, it says what are you going to do with it. So it's a big difference; this one I have reservations about cause you're really giving a blank check to the village.

LEGISLATOR ALDEN:

Motion to table.

LEGISLATOR FIELDS:

Second the motion.

CHAIRMAN GULDI:

2007 is not underwater is it?

MR. GRECCO:

The one for Asharoken?

CHAIRMAN GULDI:

Asharoken.

MR. GRECCO:

Not to my knowledge.

CHAIRMAN GULDI:

If it's underwater they shouldn't have a problem giving us a resolution for specifying the municipal purpose they're going to use if for instead of an open ended. All right. I have a motion to table and a second. If you can resolve it we'll reconsider it. All those in favor? Opposed? 2007 is tabled. **(Vote: 3-0-0-1 Absent: Crecca)**

2008. Sale of County-owned Real Estate pursuant to Section 72-h of the General Municipal Law (Village of Patchogue) (see attached Exhibit "A"). PRIME (Co. Exec.) Do we have the same problem, the Village of Patchogue?

MR. SABATINO:

This one specifies park purposes.

CHAIRMAN GULDI:

Motion to approve, second by Legislator Alden. All those in favor? Opposed? 2008 is approved. **(Vote: 3-0-0-1 Absent: Crecca)**

2009. Sale of County-owned Real Estate pursuant to Section 72-h of the General Municipal Law (Town of East Hampton) (see attached Exhibit "A"). PRIME (Co. Exec.) Do we have a specified purposes here?

MR. GRECCO:

I believe it's for town park. Let me just check their resolution.

MR. SABATINO:

This one says park purposes, it's adjacent to --

CHAIRMAN GULDI:

Cliffside Drive in Montauk.

MR. SABATINO:

They have some Montauk wetlands and it's adjacent to some town park, but at least it specifies park purposes.

CHAIRMAN GULDI:

Motion to approve by myself and add me as co-sponsor to the bill and second by Legislator Alden. All those in favor? Opposed? Abstentions? **(Vote: 3-0-0-1 Absent: Crecca)**

2010. Sale of County-owned Real Estate pursuant to Section 72-h of the General Municipal Law (Town of Southold) (see attached Exhibit "A"). PRIME (Co. Exec.) There's a lot of scatter sites on this one. There is a town resolution specifying park open space road system in its (inaudible) with respect to each of the --

MR. SABATINO:

But this one is a little I had some questions. There's a town resolution from 1996 and then there's another resolution from 2001 so that raised to me a question in my mind as to what took place in the inconvenient period of time. I don't know.

CHAIRMAN GULDI:

It's an East End thing.

MR. SABATINO:

The other thing was it talks about a dollar plus the pro rata share of tax adjustments.

MR. GRECCO:

Current tax.

MR. SABATINO:

But I'm not sure either we're getting the taxes or we're not. So this is unclear to me.

MR. GRECCO:

So to answer your question perhaps in 1996 they requested these properties and our policy was to get paid our tax investment. After that we took a position of municipal good and that for these open space type initiatives they did not belong in our inventory, but in a town inventory would charge them a dollar.

CHAIRMAN GULDI:

What about the -- what's the pro rata tax language in the resolution mean, pro rata of this year?

MR. GRECCO:

This year.

CHAIRMAN GULDI:

So we're getting more back than we are from the others.

MR. GRECCO:

Yeah.

CHAIRMAN GULDI:

I'll make a motion to approve.

LEGISLATOR ALDEN:

Second.

CHAIRMAN GULDI:

2011. Sale of County-owned Real Estate pursuant to Section 72-h of the General Municipal Law (Incorporated Village of Patchogue) (0204-020.00-01.00-002.000). PRIME (Co. Exec.) Is this one another park, Patchogue?

MR. GRECCO:

This is for affordable housing purposes.

CHAIRMAN GULDI:

Motion to approve by Legislator Alden, second by myself. Why affordable housing purposes though, lets qualify. If they're using it for affordable rental housing the village will continue to take title. If they're going to construct owner occupied fee housing on it ultimately the owner occupant will be able to sell it at a future date under most affordable housing scenarios. Do you know what's contemplated here?

MR. GRECCO:

Perhaps Miriam Zucker, if I could confer with her a moment she might have some information on this.

MS. ZUCKER:

(Inaudible)

CHAIRMAN GULDI:

You have to use the microphone. 2011.

MR. GRECCO:

This isn't coming out of that 20 million.

MS. ZUCKER:

Right.

CHAIRMAN GULDI:

No. I understand that, that was off the record.

MS. ZUCKER:

I'm sorry I actually don't remember; I did speak to the woman in charge of housing in the Village of Patchogue and went through -- (you still can't hear me)

CHAIRMAN GULDI:

She's got to hear you, I can hear you, but it's more important that she hears you.

MS. ZUCKER:

Okay. I did speak to the Village of Patchogue about this site and went through with them what their intentions were and I'm sorry I can't find -- I don't have my documentation with me. So I don't remember whether it was their plan to use it for affordable rental housing or for affordable homeownership.

CHAIRMAN GULDI:

Yeah. I don't think it matters ultimately. Legislator Alden.

LEGISLATOR ALDEN:

Is this going to contain the usual reverter clause if they don't do a project within three years --

MS. ZUCKER:

Three years --

LEGISLATOR ALDEN:

So it's got to be either for sale or rental done within three years.

MS. ZUCKER:

Right and meet our affordability guidelines.

LEGISLATOR ALDEN:

Right. Okay.

CHAIRMAN GULDI:

Motion to approve.

LEGISLATOR ALDEN:

Second.

CHAIRMAN GULDI:

Second by Legislator Alden. All those in favor? Opposed? Abstentions? **(Vote: 3-0-0-1 Absent: Crecca)**

2012. Sale of County-owned Real Estate pursuant to Section 72-h of the General Municipal Law (Town of Brookhaven) (see attached Exhibit "A"). PRIME (Co. Exec.) This is three parcels?

MR. GRECCO:

Yeah. This one they were going to use I believe for road purposes, highway purposes.

CHAIRMAN GULDI:

I'm looking at the Brookhaven resolution, which is obscured by a certification of its validity of its accuracy. So you can read it; it's nice to know it's accurate whatever it says.

MR. GRECCO:

They want to use it for road highway purposes.

CHAIRMAN GULDI:

I'm looking at the resolution and I don't see that. Highway purposes and no consideration. Motion to approve, second by Legislator Alden. All those in favor? Opposed? **(Vote: 3-0-0-1 Absent: Crecca)**

2013. Authorizing the sale of County-owned real property pursuant to Section 72-h of the General Municipal Law to the Town of Islip for Affordable Housing purposes. PRIME (Co. Exec.) Do we know if this is for rental or I mean, do we know do they have a program in place and do we know what it is?

MS. ZUCKER:

Yes. This is in the Sunnybrook section just north in Bay Shore and they're planning on revitalizing the whole area. There's five sites here; they're using it for various purposes.

LEGISLATOR ALDEN:

Motion to approve and add me as a co-sponsor.

CHAIRMAN GULDI:

Second. All those in favor? Opposed? 2013 is approved. **(Vote: 3-0-0-1 Absent: Crecca)**

2022. Amending the 2001 Capital Budget and Program and appropriating funds in connection with the Optical Disk Imaging System in the County Clerk's Office (CP 1751). PRIME (Co. Exec.) Allocating -- could you give us a brief summary of where we are with this and when we can expect a dazzling demonstration of the system up and fully operational --

MR. KENNEDY:

Why certainly Mr. Chairman, I'd be happy to. As you know my name is John Kennedy I'm Deputy County Clerk and Peter Schlusser is here with us today too. He is the director of our computer staff. Our optical imaging system went live in December of 2000. At this point based on a rate we've been operating we probably have close to a million images at this point of land records. The next phase for optical imaging is to go into what's called back file conversion if you will and the first natural block of records to convert will be 13 years worth of information from Nov -- December 2000 preceding back to 1987.

CHAIRMAN GULDI:

So you're going to do a reverse order of your libraries.

MR. KENNEDY:

Correct. The Clerks ultimate goal is to achieve probably about 30 years worth of information imaged, accessible and on line and at that point revenue generated.

CHAIRMAN GULDI:

Okay.

MR. KENNEDY:

We anticipate that we should be able to probably achieve that within another, oh, maybe 18 months.

CHAIRMAN GULDI:

Yeah. What are you doing with the money specifically at this phase that we're authorizing now?

MR. KENNEDY:

The money that we're authorizing here at this point is going for this 13 year back file and acquisition of some additional hardware to support what will ultimately be approximately 14 million images I believe. The estimate is between 12 and 14 million images that would comprise that 13-year time period and as I said from December 1, 2000 and to date we probably have additional million images on hold.

CHAIRMAN GULDI:

Okay. But this bill is to authorize a million two fifty. A hundred fifty for planning and a million one for equipment is that correct?

MR. KENNEDY:

Correct, correct.

CHAIRMAN GULDI:

For a million one what are you going to buy?

MR. KENNEDY:

Well, we will be actually purchasing -- will be services and the equipment. There has been an RFP let. and there has been a contract that we're moving into. There will be a vendor who will actually conduct what's known as a conversion process. They will take the land record images that currently are on reels of film, approximately I believe it's about 6,500 reels of film. They will take them, convert them to computer images, the computer images will then be imported through a special piece of software, a high volume import software -- a high volume import portal if you will. In addition to that we are acquiring an additional server which will support this volume of images that we have which is in essence would be 12 times what we currently have plus some additional equipment to shed load so that that much larger volume of data continues to be accessible and able to be retrieved off of the terminals in a timely manner.

CHAIRMAN GULDI:

Jim Spero, Budget Review have anything to say about this to make -- that might make them nervous?

MR. SPERO:

We've always we've supported the project and hopefully it'll generate the revenues and pay for itself.

MR. KENNEDY:

The only thing I can say Mr. Chairman, as you well know, is that there continues to be a tremendous demand for our records as there is a tremendous influx of records to record. Our average day is well over a 1,000 1,100 {inchments} per day.

CHAIRMAN GULDI:

I'm well aware of that, I know the extent to which real estate personnel for example the Southampton Land Assessment System Service is being utilized heavily by paying subscribers.

MR. KENNEDY:

Yes.

CHAIRMAN GULDI:

The market's being created let's get there. Legislator Alden.

LEGISLATOR ALDEN:

I have a question of the Chair, actually.

CHAIRMAN GULDI:

Go ahead.

Turned over tape.

LEGISLATOR ALDEN:

My question is to the Chair. George is this the one that we debated as far as whether to do it in house or put out on no fee? Do you remember?

CHAIRMAN GULDI:

I'm sure we could discuss that because I remember the discussion about capitalizing services for computer conversions, but to the extent that you're gen -- I remember reaching the conclusion that the extent that you generating a data base that will in term be marketable you are truly generating a capital asset, but one that we will actually take to the market for fee instead one that we will simply use for internal governmental purposes.

MR. KENNEDY:

Oh, absolutely. It has a tremendous value out there as you know from many different aspects of the industry.

LEGISLATOR ALDEN:

Right. But I believe that whenever it was it was a year, two years ago whenever we started discussing this project that there was a lot of discussion as to whether we could hire, you know, some temporary personnel to actually do this in house.

CHAIRMAN GULDI:

We are using some type of temporary --

LEGISLATOR ALDEN:

Yeah. But it sound like the major part of this is out sourcing.

MR. KENNEDY:

Again, there may have been discussion at one point; I don't remember specific discussion about it, but I will say this much to you that the vendor who's been selected and the task that are being performed are well beyond anything that we would have in house and anything I believe the County proper would have. The equipment is fairly specialized equipment that takes those films and converts them into the actual images that are uploaded. That is beyond us.

CHAIRMAN GULDI:

Yeah. And the need for that service is not going to be ongoing it's truly going to be one shot. Granted it's a big shot, but it's still not something --

MR. KENNEDY:

Well, then to like --

CHAIRMAN GULDI:

It's something that should be done long before anyone's career.

MR. KENNEDY:

One would hope so wouldn't we.

CHAIRMAN GULDI:

All right.

MR. KENNEDY:

Yes. Certainly.

CHAIRMAN GULDI:

So we have a motion. I'll make the motion to approve.

LEGISLATOR ALDEN:

Second.

CHAIRMAN GULDI:

Second by Legislator Alden. 2022 all those in favor? Opposed? **(Vote: 30-0-0-1 Absent: Crecca)** Gee, should we see if we slide that one the Consent Calendar and see if anyone notices?

2023. Appropriating funds in connection with the Interfacing of District Court Judgements in the County Clerk's Office (CP 1759). PRIME (Co. Exec.) You again.

MR. KENNEDY:

Hey, here we go look at that a twofer. Again, the Clerk asked me to relate that this is a two step capital project, I believe there's 50,000 that was approved for planning money in 2001 an additional 250,000 for implementation in 2002. We're looking to go ahead and have this authorized today. Our intention is to go ahead and to let the project combined on the early part of next year. This grows out of a dialogue with the then Chief of District Court, Judge Mullin and a recognition that we receive and process a tremendous number of transcripts of judgments from the District Court. We average probably about 90,000 filed papers per year. Of that probably 65 to 70% are transcripts of judgments that come out of the various district courts. These things are all machine prepared by the clerks in the courts and subsequently come to us at which time we have keyers who once again re-key and re-enter to maintain the indices.

CHAIRMAN GULDI:

Hopefully, we can key the data once instead of twice.

MR. KENNEDY:

Right. And that in essences what this project is; the ability to go ahead and construct a portal where we interface with OCA and have electronic transmission of the data to populate our judgment fields and indices and furnish the ability to

go ahead and provide transcripts of judgments and executions so this portion of the law can be met.

LEGISLATOR ALDEN:

Is this a 2001 project or 2002 project? And if it's a 2002 I'd have a question of Paul Sabatino if we can appropriate money this year?

CHAIRMAN GULDI:

Well, actually, I have a related question that maybe predicate that.

LEGISLATOR ALDEN:

Sure.

CHAIRMAN GULDI:

You're selecting a vendor by an RFP process?

MR. KENNEDY:

Yes, we will be.

CHAIRMAN GULDI:

When was the RFP process completed?

MR. KENNEDY:

The RFP process is not completed yet to the best of my knowledge.

CHAIRMAN GULDI:

Then what do you need the resolution approved for if you haven't selected the vendor?

MR. KENNEDY:

See, that's where I drop off and I get to turn to the budget guy, I think.

MR. SPERO:

Well, the funding is in this years Capital Budget, so –

CHAIRMAN GULDI:

But we don't appropriate it closes at the end of the year?

MR. SPERO:

Right. And we need an off-set to find it next year.

CHAIRMAN GULDI:

Motion to approve.

LEGISLATOR ALDEN:

This just carries forward till we use it. This is in the Capital, right? So what's –

CHAIRMAN GULDI:

But it's in this years Capital.

LEGISLATOR ALDEN:

Yeah, but there's a fund in the Capital that this can be transferred and that takes it to next year anyway.

MR. SPERO:

No. Well, if we wait till next year we'll need to take 50,000 from another Capital project to move this forward, this project forward.

CHAIRMAN GULDI:

How long do you expect it'll be before the RFP is completed and you're ready to select a vendor on this?

MR. KENNEDY:

I imagine that we will have the RFP generated and a vendor issued sometime in the early part of 2002.

CHAIRMAN GULDI:

You mean the RFP isn't generated yet?

MR. KENNEDY:

Some of the preliminary information has been put together. We've been working with the County Attorney's office and Purchasing to assemble the RFP.

CHAIRMAN GULDI:

You see the problem I have is the competing concerns are one is the 2002 Capital Budget maybe severely stressed because of economic factors and demands on the countywide. However, appropriating funding to engage the services of a vendor for an RFP process that where you haven't much less received the responses to the RFP you haven't finished drafting the request seems to me to be an abrogation of the Legislature's oversight function. So I have competing concerns in that when I mean, the reason you come back for us is to appropriate is to report to us that you're on track, on schedule and on line.

MR. KENNEDY:

Absolutely.

CHAIRMAN GULDI:

Right now I'm not hearing that you're on track, on schedule and on time for a 2001 appropriation for the planning steps.

MR. KENNEDY:

But again, I believe the reason that we're here today is is that we were advised that I believe that it was the Clerk's intention always to go ahead and do this in combined fashion.

CHAIRMAN GULDI:

With the other project, I understand that, but I'm not comfortable with it. We still have one more committee cycle --

MR. KENNEDY:

Yes.

CHAIRMAN GULDI:

-- before the bill will expire at the end of the year. What I would like you to be able to do is come back here at the next committee cycle and tell me in chapter and verse what the status of the project is so that we can balance those two competing concerns.

MR. KENNEDY:

We'd be happy to and as a matter of fact we'll furnish you with, you know, the information that we have at that point as far as progress towards letting the RFP and vendors to be selected.

CHAIRMAN GULDI:

Okay.

LEGISLATOR ALDEN:

Mr. Chairman.

CHAIRMAN GULDI:

And if you really want us to fund this in 2001 I'll expect a report of substantial progress between now and our next meeting.

MR. KENNEDY:

Absolutely.

CHAIRMAN GULDI:

Okay. I'll make a motion to table. Legislator Alden.

LEGISLATOR ALDEN:

And I'll second that motion, but I would really not be adverse to finding some other offset for this next year also.

CHAIRMAN GULDI:

I understand.

LEGISLATOR ALDEN:

So if we don't do it this year we can find an off-set next year. I think there's plenty of capital programs next year. So, okay.

CHAIRMAN GULDI:

Now for something completely different. 2033 do we have a contestant? Come on down.

2033. Amending the 2001 Capital Budget and Program and appropriating funds in connection with the Airport Perimeter survey and fencing for Francis S. Gabreski Airport (CP 5721). PRIME (Co. Exec.) Being all to full familiar with this project I'll make a motion to approve, but I'd like you to explain to my colleagues {scessincally}.

LEGISLATOR ALDEN:

Actually, Mr. Chairman, if somebody could just take with you're amending the 2001 Capital Budget so where that's being amended; how it's being amended.

MS. FAHEY:

This was an approved project that was approved in the last capital project cycle 5721, but the monies were funded in 2004 to do a survey of the entire airport and to do a perimeter fencing around the entire airport. We requested an off-set to be found this year to cover interior portions of some fencing just to do some security and to prevent additional incursions on to the runways. So we asked to find the additional just to do some preliminary security enhancements to the airport.

LEGISLATOR ALDEN:

(inaudible)

MS. FAHEY:

We left it to the Country Executive Budget's Office to find the off-set. They had said they could find the off-set.

MR. SABATINO:

The offset is the LI, I'm sorry, the Motor Parkway at the exist 55 LIE in Islip. The construction project for that route.

CHAIRMAN GULDI:

And that construction project is not going to go forward this year?

MR. SABATINO:

It's my understanding that it's not going to be completed, you know, this year, but that's I mean, I'll defer to the people in Public Works.

MS. FAHEY:

It's \$231, 000 out of a \$14 million project that the LIE project.

CHAIRMAN GULDI:

I see the LIE project is not going to be fully consumed.

MS. FAHEY:

I'm assuming.

CHAIRMAN GULDI:

But this off-set will not affect that project is that correct? Is there someone from the County Exec's office –

MR. SABATINO:

I think somebody, you know, Public Works or Budget would just confirm that cause that's my understanding, but it's not based on a personal information.

CHAIRMAN GULDI:

Jim.

MR. SPERO:

You're talking about the off-set?

CHAIRMAN GULDI:

Yeah.

MR. SPERO:

I've been informed that this project is not going to advance this year and that this funding will be available for an off-set. Public Works is not coming in for an appropriation and is not ready to come in for an appropriation.

CHAIRMAN GULDI:

Okay.

LEGISLATOR ALDEN:

The other question would be how is that going to affect the future of that project.

MR. SPERO:

If funding would have to be put in subsequent –

LEGISLATOR ALDEN:

But it hasn't been right, at this point?

MR. SPERO:

I'm not sure if it's in 2002 I'd have to check.

LEGISLATOR ALDEN:

Okay.

MR. SPERO:

I could do that if you like.

LEGISLATOR FIELDS:

Can we make a motion to table this then until we find that out?

MR. SPERO:

I'll check it right away.

CHAIRMAN GULDI:

Why don't we skip over it and resolve the question about the off-set. Are there any other questions about the project while we still have the speaker at the microphone? Okay.

LEGISLATOR FIELDS:

Can we have an overview of the project anyway just to see?

MS. MIZE:

Part of the problem that we have at the airport at this time is first we have put in for a capital project and we've submitted a request for AIP funds which are Airport Improvement funds from the FAA to do the entire perimeter. They've programmed the outer perimeter of the airport for 2004 -2005 in that vicinity. In doing that project there is no contiguous perimeter fence around the airport. In doing that project we encountered some problems interior; we have a south perimeter road and the north perimeter road that have public access. We have a mini storage facility that's publicly owned out on the north perimeter and we have rental property on the south perimeter. It leaves these areas of the airport exposed which are your runway overruns and approaches. In other words, you could, in theory, just drive right on; there's no fencing. So what we propose to do in the interior fencing project is put in and these were based on recommendations from the FAA subsequent to 9/11, that's why you see the project now. To block off access to these runway approaches the perimeter fence the fencing would run on the interior perimeter of the airport rather than outer perimeter along those runway approach areas.

CHAIRMAN GULDI:

Are we going to still qualify for Fed reimbursement for this fencing project or is –

MS. MIZE:

We're going to attempt to.

CHAIRMAN GULDI:

Isn't the fact that we do if we progress the work before the fundings approved can it make the funding a little harder to get from the Fed. government?

MS. MIZE:

Well, what we're hoping to do is back into the bigger project.

CHAIRMAN GULDI:

Back it into the 2004 not to be confused with the runway lighting project that we approved at the last cycle and that we will be doing more of next year.

MS. MIZE:

No. Into the perimeter fencing project which is 5721.

MS. FAHEY:

(inaudible)

CHAIRMAN GULDI:

I can't hear you so I'm sure the mike –

MR. FAHEY:

The south perimeter fencing that we're going to put on is also on the south perimeter road is going to be part of the exterior fencing also.

CHAIRMAN GULDI:

Right. We're not going to duplicate the fencing.

MS. FAHEY:

Correct. Right. We're not going to duplicate.

CHAIRMAN GULDI:

We're going to locate and do some of the interior work. Legislator Alden has a question.

LEGISLATOR ALDEN:

Did the FAA require us to put any kind of barrier also with it cause fencing can be breached, cut or run through? Do they require any type of low barrier like posts that are cemented in or other types of vehicle restraint type barriers?

MS. FAHEY:

To this date, no, we haven't gotten specific regulations with regards to perimeter security, but we're expecting the FAA to revise whatever they have in place now to come back down.

LEGISLATOR ALDEN:

And then you'd come back with the request say for telephone poles or whatever it would be?

MS. MIZE:

Actually, the commissioner requested DPW to come in and begin some of that work prior to FAA making any requirements to block of with guide rail; some of these open access areas to slow down the traffic.

LEGISLATOR ALDEN:

And we're going to do that out of existing budget?

MS. MIZE:

We done that out of –

LEGISLATOR ALDEN:

Good. Okay.

LEGISLATOR FIELDS:

When do you expect to hear from FAA?

MS. MIZE:

Well, they've already programmed us for of 04 on this project, but in terms of security requirements and additional security they're being developed daily. General Aviation is on the short end of this; they're addressing commercial security first. General Aviation regulations are changing as the input comes in from the community.

LEGISLATOR FIELDS:

So still, when would you think?

MS. MIZE:

I don't see anything before six months –

CHAIRMAN GULDI:

As point of information we've already commenced meeting with various law enforcement entities and discussed with some consulting services the examination review and development of a security plan for the FAA. The details of those discussions aren't appropriate for public session, but we have begun to analyze the facility and design. An overall security plan that'll be a combination of security personnel, fencing, electronic devices and the like, but that's ongoing we're not waiting for the FAA to develop its regulations for General Aviation facilities. The primary one of the primary concerns is that in addition to a General Aviation this is a mixed use facility with the whole tier on the – see the dog lag of the hangers the area indicating along the southwest portion of the airfield is leased to the Air National Guard and so it's a military mixed use facility. There is

another military mixed use facility in the State of New York which we're going to look at to compare their security approaches to ours to see what we can learn from them.

LEGISLATOR FIELDS:

Should we be reimbursed; will we be reimbursed or will we get any of this money from –

CHAIRMAN GULDI:

I mean, this is a \$241,000 project; if we qualify for airport improvement on it we'll get a 90% reimbursement. We've got \$2.3 million correct me if I'm wrong in 2001 of 90% approved federal money. We have \$3 million more scheduled for 2002 and the 2003 fencing project is project to be how much, Pauline?

MS. MIZE:

Currently, 1.5, but that'll be upped because they're requirements for the perimeter fencing is now at eight feet with a two foot razor wire on top. So that we will have to revise that estimate up so we will be able to back this 231 in.

MR. SPERO:

The project for 5172 has been moved back in the program pending receipt of State and Federal aid so the funds the project is not moving and advancing at this time and if it should advance since it's 80% funded you could do it without an off-set.

CHAIRMAN GULDI:

I see, okay.

LEGISLATOR FIELDS:

Thank you.

CHAIRMAN GULDI:

Okay. So I made a motion to approve on 2033. Is there a second?

LEGISLATOR FIELDS:

Second.

CHAIRMAN GULDI:

Second Legislator Fields. Discussion? All those in favor? Opposed? 2033 is approved. (Vote: 3-0-0-1 Absent: Crecca)

2035. Appropriating funds in connection with the purchase of property for Affordable Housing (CP 8704). PRIME (Co. Exec.) Who's here to speak on this one? Come on down. Affordable housing for \$5 million it's sounds like my district. Go ahead.

MS. ZUCKER:

Actually, speaking of waterfront property can I just ask you to step back and reconsider 2007 which was a 72-h transfer to Asharoken and as part of my responsibility as the Director of Affordable Housing the County Executive's Office has asked me to look at all of the properties that we transfer to towns for 72-h purposes to make sure that we're not missing any opportunities for affordable housing. And as part of that I did review this site in Asharoken it's largely underwater. It has barely 10 or 20 feet of sand on it; it's not suitable for anything really for housing purposes and certainly could only be used for some municipal purpose.

CHAIRMAN GULDI:

The water is –

MS. ZUCKER:

Huntington Bay.

CHAIRMAN GULDI:

Huntington Bay so it's DEC regulated wetland in any event.

MS. ZUCKER:

I couldn't speak to that.

CHAIRMAN GULDI:

It is trust me.

MS. ZUCKER:

Okay.

CHAIRMAN GULDI:

Well, what we have here is an ambiguous resolution. We're tabling it asking them for a clarifying resolution where they articulate, A. municipal purpose that they're taking it for. What we have is a resolution that doesn't articulate a purpose.

MS. ZUCKER:

Okay.

CHAIRMAN GULDI:

Okay. So thank you for the information though we still need a different resolution. 2035 moving right along.

MS. ZUCKER:

This is the next administrative step in implementing the County's Affordable Housing Opportunities Program. To date we have three applications utilizing \$2.5 million of the County's funds. One of those properties is due to be

considered for planning steps resolution in the next County legislative cycle. The other two will be submitted early next year. I've had several conversations with other potential applicants and expect to see this money used shortly. What else can I tell you about the program? The applications that we have in-house will fund 54 homeownership units and 105 rental housing units.

CHAIRMAN GULDI:

Where this project is –

MS. ZUCKER:

This is to appropriate the funds that –

CHAIRMAN GULDI:

This projects located where?

MS. ZUCKER:

This is to appropriate the funds for the program; we will be coming back to you on a project by project basis. For planning steps and final authorizing resolution.

CHAIRMAN GULDI:

Don't we have the cart before the horse though to a degree that we're appropriating funds for acquisition here and not for planning steps?

MS. ZUCKER:

We're not we're not using we're setting this money aside to be used in the future for the acquisition of the properties.

LEGISLATOR ALDEN:

Jim, is this similar to what happened before that it's in the 2001 budget and if we don't use it here –

MS. ZUCKER:

If we don't set it aside, we need to know the monies there.

MR. SPERO:

Well, that's true it's in the current budget. So if -- let me see if it's in next year's budget.

MR. SABATINO

Just to clarify the difference though is the reason you need to appropriate the money this year is that there's no \$5 million in next year. What we did was we structured the Capital Budget to have the five million this year. There's the 7.9 million of operating money which is still, you know, in limbo and then the next five million won't kick in again until 2003, but the check that you've got is that unlike the other project here under the affordable housing law the individual applications have to come before you for individualized vote. So you'll have a pot of \$5 million; I think what the representative is saying that the three that are in the

pipeline won't exceed 2.5 million, but you'll get to vote on each of those three individually.

CHAIRMAN GULDI:

Okay. What my question is is authorizing the encumbrance, the agreements for the funds; the funds won't be bonded until the cash is necessary. We aren't going to be misleading I realize. We are going to be incurring finance cost for a project that we haven't yet appropriated. Okay.

LEGISLATOR ALDEN:

I'm not sure if Paul can answer it or if you can answer it. There was a project that Legislator Postal had put forward to go under the cash part of it, is that included in this?

CHAIRMAN GULDI:

You tabled it earlier in the agenda.

LEGISLATOR ALDEN:

No, no, no, because we were working on putting it through with this.

MS. ZUCKER:

Right. That actually that's not part of the (inaudible) that I talked because the local law hasn't been changed yet --

LEGISLATOR ALDEN:

Okay, so when we do change the local law that would be something else that could be funded out of this five million that we're appropriating today. Good. Okay.

CHAIRMAN GULDI:

Okay. Do we have a motion?

LEGISLATOR ALDEN:

Motion.

CHAIRMAN GULDI:

Motion by Legislator Alden, second by myself. Further discussion? All those in favor? Opposed? Abstentions? **(Vote: 3-0-0-1 Absent: Crecca)**

2039. Authorizing the extension of a lease of premises located at Feather Hill Village, Main Road, Southold, NY for the Suffolk County District Attorney. PRIME (Co. Exec.) I'll make a motion to approve. Counsel's question is whether or not the change in administration will have any impact on this. The Southold office of the District Attorney's office services the East End Justice Courts in the villages and towns and they're going to need an office somewhere. I remember when we initially entered this lease it was problematic

to find a location for them at all. As some of you may know finding office space on the East End can sometimes be difficult.

LEGISLATOR ALDEN:

Well, not owned by Legislator Guldi.

LEGISLATOR FIELDS:

Can I ask why, can I ask why on this resolution it just says that it's the backup is on file and why we don't as members of this committee have the backup?

CHAIRMAN GULDI:

It's a good question.

LEGISLATOR FIELDS:

I would make a motion to table until we have that information. I wouldn't want to – excuse me.

SPEAKER:

(inaudible)

CHAIRMAN GULDI:

The County Exec filed it with the Clerk and it's available in our Clerk's Office.

LEGISLATOR FIELDS:

Well, I would make a motion to table until we have the backup.

CHAIRMAN GULDI:

Henry's got it.

LEGISLATOR FIELDS:

I still wouldn't want to make any kind of –

CHAIRMAN GULDI:

Meghan –

LEGISLATOR FIELDS:

Okay. Then I don't want to make any determination until I'm able to review this.

CHAIRMAN GULDI:

Can I ask you – Linda's going to get it. 2039 skip over 39 for now. Let's go to 2049.

2049. Adopting Local Law No. -2001, A Local Law to enhance the County Affordable Housing Opportunities Program. PRIME (Co. Exec.)

MR. SABATINO:
Public hearing on 49.

CHAIRMAN GULDI:
Motion to table by myself. Second by Legislator Fields. All those in favor?
Opposed? Abstentions? **(Vote: 3-0-0-1 Absent: Crecca)**

2054. Expanding use of War Veterans building in Lindenhurst. PRIME (Bishop) What are we expanding the use to include? What are we doing here, Allan?

MR. GRECCO:
We are acquiring this property and the idea was for a cultural center. It's a veteran's hall in Legislator Bishop's district. When we negotiated with the owners and we sent the contracts out the original resolution said for a cultural affairs. What we really needed was a technical correction to allow for veterans and technical affairs.

CHAIRMAN GULDI:
Okay.

MR. GRECCO:
So we needed the additional language that why –

CHAIRMAN GULDI:
So essentially it correct and clarifying this resolution of something previously approved.

MR. GRECCO:
Yes.

CHAIRMAN GULDI:
Motion by myself second by Legislator Alden. All those in favor? Opposed?
Abstentions? 2054 is approved. **(Vote: 3-0-0-1 Absent: Crecca)**

2062. Adopting Local Law No. -2001, A Local Law to impose tax map verification fees. PRIME (Pres. Off.)

MR. SABATINO:
Public hearing on that.

CHAIRMAN GULDI:
Motion to table for public hearing second by Legislator Alden. All those in favor?
Opposed? Tabled. **(Vote: 3-0-0-1 Absent: Crecca)**

2065. To impose fees for use of County Clerk's Office for Title Examination purposes. PRIME (Pres. Off.)

MR. SABATINO:

No, that's not a local law that's just a resolution being modified so that one you could address.

CHAIRMAN GULDI:

Oh, this is for the title company's booths at the County Clerks office.

MR. SABATINO:

Yeah. This would add 5% across board use and occupancy fee being January.

CHAIRMAN GULDI:

To impose a fee for use of County Clerks office title examiner. The question I have is I remember maelstrom about rents on these. Is – this is an increase that is a result of our budget process and hasn't been responded to by the tenants yet. Is that correct?

MR. SABATINO:

That's correct.

LEGISLATOR ALDEN:

(inaudible)

CHAIRMAN GULDI:

Yeah, but we should actually send a notice to the title companies on how long it take to do that that the resolution is before us. We'll table it for one cycle only since we have included the revenue in the budget we have an obligation to act on this before year end. So motion to table by Legislator Alden, second by myself. Discussion? 2065 is tabled. **(Vote: 3-0-0-1 Absent: Crecca)**

Tabled Sense Resolution:

79-01 Memorializing resolution requesting State of New York to provide a 60-day grace period before charging penalty and interest for late payments of real property taxes in Suffolk County. PRIME (Cooper) What's the sense on the sense resolution?

LEGISLATOR ALDEN:

Table.

CHAIRMAN GULDI:

Motion to table by Legislator Alden, second by myself. All those in favor? Opposed? 79 is tabled. **(Vote: 3-0-0-1 Absent: Crecca)**

Sense Resolution:

94-01 Memorializing resolution requesting State of New York to provide a two-year grace period before charging penalty and interest for late payments of real property taxes in Suffolk County for families for 9/11/01 terrorist attack victims. PRIME (Lindsay) It should be of the 9/11 terrorist attack victims. This is a memorializing resolution. I'll make a motion to approve. Is there a second? Well, we'll go to questions. Legislator Alden.

LEGISLATOR ALDEN:

In the resolution itself what does it require as far as criteria for New York State to set-up and the definition of victims?

MR. SABATINO:

The answer is yes, but I don't remember from, okay, here it is. Okay, this would be for any property owner whose spouse, grandparent, child, adopted child, or parent occupied the real property, the real estate in question as his or her principle place of residence. So that could be principle domicile; the ownership had to be as of September 10th, the day before the terrorist attack and somebody or one of those people had to be someone that was killed in the terrorist attack. So it's not going to be what's been banned about out there as a blanket amnesty for just anybody who had property tax delinquencies in that period of time.

CHAIRMAN GULD:

Motion to approve by myself, second by Legislator Alden. Discussion? All those in favor? Opposed? Sense 94 is approved. **(Vote: 3-0-0-1 Absent: Crecca)** Let's back up to 2039 it has been handed out. It's a 10-year lease unless the courts and the District Attorney's go out of business in 10 years will be looking for a new location at the end of 10.

LEGISLATOR ALDEN:

This expires next year.

LEGISLATOR FIELDS:

It says through January 31st. 2002; why are we --

CHAIRMAN GULDI:

I think that's probably a typographically error.

LEGISLATOR FIELDS:

Well, you know what first of all it's not --

MR. SABATINO:

(inaudible) -- because February 1st. is the beginning of the term. The term will always expire the day before so January 31st. makes sense.

CHAIRMAN GULDI:

It's a five year term and there's an option to renew with in it for five years. Teri Allar --

MR. SABATINO:

No. The new lease is going to be for 10 years. The old one is expiring was a five year.

LEGISLATOR ALDEN:

Next year.

CHAIRMAN GULDI:

In January.

MR. SABATINO:

Legislator Alden's correct. It's logical it would be January 31st. because it began on February 1st. so you always end the day before.

LEGISLATOR ALDEN:

Legislator Guldi made the point before though that we might be tying the hands of the --

MR. SABATINO:

That's what I was just going to say a 10 year lease cause you have a new District Attorney you might just want to forget it.

LEGISLATOR FIELDS:

I wouldn't.

LEGISLATOR ALDEN:

You might want to have a five year lease or something --

LEGISLATOR FIELDS:

Or how about a month by month; why not even extend it?

LEGISLATOR ALDEN:

Well, out in the Hamptons like George said month by month they're not going to do that for you, but, you know, they want a little bit of a trade off.

CHAIRMAN GULDI:

They'll only do it for you for January, February, and March, but then you're out of luck. Let Teri address it.

MS. ALLAR:

Well, we have we need a presence of the DA in the North Fork, east end of Long Island and this is a lease renewal and it's a 10-year term. I don't have a copy of the resolution in front of me so I haven't seen it, so.

LEGISLATOR ALDEN:

(inaudible)

MS. ALLAR:

The old lease I believe was for five years; the new lease will be for 10 years.

CHAIRMAN GULDI:

Okay. I heard a motion to table for one cycle. Do we need to execute this before the next meeting of the Legislature? Is there that kind of time pressure on it?

MS. ALLAR:

I don't believe so.

CHAIRMAN GULDI:

Okay. We need to table it for one cycle to facilitate an orderly review of it. Motion to table by --

LEGISLATOR ALDEN:

Virginia made it I think.

CHAIRMAN GULDI:

Legislator Fields.

LEGISLATOR ALDEN:

And I'll make second.

CHAIRMAN GULDI:

2039 is tabled for the next months meeting.

LEGISLATOR ALDEN:

I think that, you know, Legislator Fields I don't want to put words in your mouth, but wouldn't be appropriate for them to actually reach out to the DA and just --

CHAIRMAN GULDI:

My aide will take care of it.

LEGISLATOR ALDEN:

Good.

CHAIRMAN GULDI:

We will take care of it. For the Consent Calendar purposes, you know me so if there's anything that either of you won't support putting on the Consent Calendar follow the agenda with me. 1956 I'm moving to put the following resolutions on the Consent Calendar. 1956, 1970, 1972, 73, 74, 5, 6, 7, 1979, 1980, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 2008, 2009, 2010, 2011, 2012, 2013. I don't know even I hesitate about 2022, but I won't include that in the motion. It needs a bond. See I knew there was a reason I did that. 2033 needs a bond as well so it's not in. 2035 no we'll leave that on. 2054 is a technical correct. 2054 really belongs on the Consent Calendar. And Sense 94 as well I would move to put on the Consent Calendar. Is there any objection by either of my colleague?

SPEAKERS:

(inaudible)

CHAIRMAN GULDI:

All right. It's withdrawn as to the Sense. As amended my motion to place those matters on the Consent Calendar. Is there a second by -- Legislator Alden. All those in favor? Opposed? Abstentions? **(Vote: 3-0-0-1 Absent: Crecca)**

LEGISLATOR ALDEN:

Actually, I should have asked Paul if it's looking good on that or is it -- do you see any problems with that?

MR. SABATINO:

The only objection I raised was acknowledged.

LEGISLATOR ALDEN:

Okay. Then I second it.

CHAIRMAN GULDI:

Cause you know I put the bonds on the Consent Calendar. If you don't watch me I'll sneak one by you. There being no further business with the committee we stand adjourned. I'm sorry we didn't get out by 2 o'clock as I promised.

(Having no further business the Ways and Means Committee was adjourned at 2:35 P.M.)

{ } denotes spelled phonetically.