

WAYS & MEANS COMMITTEE
OF THE
SUFFOLK COUNTY LEGISLATURE
MINUTES

A regular meeting of the Ways & Means Committee of the Suffolk County Legislature was held in the Rose Y. Caracappa Legislative Auditorium of the William H. Rogers Legislature Building, 725 Veterans Memorial Highway, Smithtown, New York on February 25, 2009.

MEMBERS PRESENT:

Leg. Lou D'Amaro, Chairman
Leg. Brian Beedenbender, Vice Chair
Leg. Cameron Alden (excused absence)
Leg. Lynne Nowick
Leg. Vilorina-Fisher

ALSO IN ATTENDANCE:

George Nolan, Counsel to the Legislature
Lance Reinheimer, Assistant Director, Budget Review Office
Barbara LoMoriello, Deputy Clerk
Ben Zwirn, Deputy County Executive
Paul Perillie, Aide to Majority Leader
Linda Bay, Aide to Minority Leader
Thomas Ryan, Aide to Leg. Vilorina-Fisher
Rick Brand, Newsday
Lynne Bizzarro, County Attorney's Office
Christopher E. Kent, Director of Real Property, Acquisition & Management
Kara Hahn, Director of Communications
Debra Alloncius, AME Legislative Director

MINUTES TAKEN BY:

Diana Kraus, Court Stenographer

THE MEETING WAS CALLED TO ORDER AT 10:15 AM

CHAIRMAN D'AMARO:

Please rise and join the Committee in the Pledge of Allegiance led by Legislator Viloría-Fisher.

SALUTATION

Okay. If you'd all please remain standing for a moment of silence in honor of Glen Ciano, the Suffolk County Police officer who was recently and tragically killed in the line of duty. As we remember Officer Ciano our hearts and our prayers go out to the Ciano family.

MOMENT OF SILENCE

Thank you.

Okay, before we start, note for the record Legislator Alden has an excused absence from the Committee today. And also for Committee members there will be an executive session immediately after the public session.

Okay. Once again, good morning. Is there anyone here who would like to address the Ways and Means Committee this morning? We have not received any cards in advance. Is there anyone here who would like to address the Committee? For the record, no response.

We'll go to the agenda.

TABLED RESOLUTIONS

And I'll call the first resolution. On the tabled resolution section it's **1895-2008, adopting a local law to establish a truth and honesty zone for clean campaign practices in Suffolk County by banning improper fundraising. (Alden)**

LEG. BEEDENBENDER:

Motion to table.

CHAIRMAN D'AMARO:

Motion to table by Legislator Beedenbender. I'll second. All in favor? Any opposed? Abstentions? Motion carries. Yeah, the public hearing is open on that bill. **(Vote: 4-0-0-1. Leg. Alden not present)**

Resolution 1976-2008, adopting a Local Law, a Charter Law to reform and reconstitute a professional independent Suffolk County Ethics Commission. (Montano) Public hearing is still open. I'll offer a motion to table.

LEG. BEEDENBENDER:

Second.

CHAIRMAN D'AMARO:

Seconded by Legislator Beedenbender. All in favor? Any opposed? Abstentions? Motion carries. **(Vote: 4-0-0-1. Leg. Alden not present)**

Resolution 2248-2008, Adopting a Local Law to promote corporate sponsorship or sale of naming rights of suitable county facilities, parks or roads. (D'Amaro) I'll offer a motion to

table. The public hearing is still open.

LEG. BEEDENBENDER:

Second.

CHAIRMAN D'AMARO:

Seconded by Legislator Beedenbender. All in favor? Any opposed? Abstentions? Motion carries.

(Vote: 4-0-0-1. Leg. Alden not present)

Resolution 1006-2009, directing the County Attorney to commence a sales tax enforcement action against Shinnecock Indian Reservation Smoke Shops (Browning) At the request of the sponsor, I will offer a motion to table.

LEG. BEEDENBENDER:

Second.

CHAIRMAN D'AMARO:

Seconded by Legislator Beedenbender. All in favor? Any opposed? Abstentions? Motion carries.

(Vote: 4-0-0-1. Leg. Alden not present)

Resolution 1007-2009, requiring legislative approval to consider the sale of the John J. Foley Skilled Nursing Facility. (Kennedy) I'll offer a motion to table.

LEG. BEEDENBENDER:

Second.

CHAIRMAN D'AMARO:

Seconded by Legislator Beedenbender. All in favor? Any opposed? Abstentions? Motion carries.

(Vote: 4-0-0-1. Leg. Alden not present)

And the last bill on the tabled section is **1018-2009, establishing legislative oversight of County funds expended for advertising and marketing. (Kennedy)** At the sponsor's request I'll offer a motion to table.

LEG. BEEDENBENDER:

Second.

CHAIRMAN D'AMARO:

Seconded by Legislator Beedenbender. All in favor? Any opposed? Abstentions? Motion carries.

(Vote: 4-0-0-1. Leg. Alden not present)

INTRODUCTORY RESOLUTIONS

Okay. The introductory resolutions for the Committee today start with **resolution 1025-2009, authorizing certain technical corrections to adopted resolution number 926-2008. (Co. Exec)** This resolution requires a change in the project number indicated by, I think, one digit. I'll offer a motion to approve and place on the consent calendar.

LEG. NOWICK:

Second.

CHAIRMAN D'AMARO:

Seconded by Legislator Nowick. All in favor? Any opposed? Abstentions? Motion carries. **(Vote:**

4-0-0-1. Leg. Alden not present)

Resolution 1033-2009, authorizing the sale, pursuant to local law number 16-1976 of real

property acquired under Section 46 of the Suffolk County Tax Act estate of Mary E. Dodson a/k/a Mary Dodson by Bernadette Parks as executor. (Co. Exec.) This is a local law 16. It's a redemption as a matter of right. I'll offer a motion to approve and place on the consent calendar. Second?

LEG. BEEDENBENDER:

Second.

CHAIRMAN D'AMARO:

Seconded by Legislator Beedenbender. All in favor? Any opposed? Abstentions? Motion carries. **(Vote: 4-0-0-1. Leg. Alden not present)**

Resolution 1034-2009, authorizing the sale, pursuant to Local Law number 16-1976 of real property acquired under Section 46 of the Suffolk County Tax Act Living Waters Evangelistic Ministries, Inc. (Co. Exec) Same motion, same second, same vote. **(Vote: 4-0-0-1. Leg. Alden not present)**

Resolution 1035-2009, authorizing the sale, pursuant to Local Law number 16-1976 of real property acquired under Section 46 of the Suffolk County Tax Act Thomas J. Walsh and Beverly A. Walsh. (Co. Exec) I'll offer the same motion, same second, same vote. **(Vote: 4-0-0-1. Leg. Alden not present)**

Resolution 1036-2009, authorizing the sale, pursuant to Local Law number 16-1976 of real property acquired under Section 46 of the Suffolk County Tax Act Mark R. Turrisi. (Co. Exec) Same motion, same second, same vote. **(Vote: 4-0-0-1. Leg. Alden not present)**

Resolution 1037-2009, authorizing the sale, pursuant to Local law Number 16-1976 of real property acquired under section 46 of the Suffolk County Tax Act David Machado. (Co Exec) Same motion, same second, same vote. **(Vote: 4-0-0-1. Leg. Alden not present)**

Resolution 1038-2009, authorizing the sale, pursuant to Local Law Number 16-1976 of real property acquired under Section 46 of the Suffolk County Tax Act Seth Shulman. (Co. Exec) Same motion, same second, same vote. **(Vote: 4-0-0-1. Leg. Alden not present)**

1039-2009, authorizing the sale, pursuant to Local Law number 16-1976 of real property acquired under Section 46 of the Suffolk County Tax Act Paul Adams and Rafael Adams, as joint tenants with right of survivorship. (Co Exec) Same motion, same second, same vote. **(Vote: 4-0-0-1. Leg. Alden not present)**

Resolution 1040-2009, authorizing the sale, pursuant to Local Law number 16-1976 of real property acquired under Section 46 of the Suffolk County Tax Act Beverly Macauley and Cheryl Caliguri, as tenants in common. (Co. Exec) Same motion, same second, same vote. **(Vote: 4-0-0-1. Leg. Alden not present)**

And the last 16 we have today is **Resolution 1041-2009, authorizing the sale pursuant to Local Law Number 16-1976, of real property acquired under Section 46 of the Suffolk County Tax Act Camillo Masia and Kathleen Mary Masia, his wife. (Co. Exec)** I'll offer same motion, same second and same vote. **(Vote: 4-0-0-1. Leg. Alden not present)**

Okay, next is **1054-2009, authorizing certain technical correction to adopted resolution number 1103-2008. (Co. Exec)** This technical correction changes the revenue code. And I'll offer a motion to approve and place on the consent calendar.

LEG. BEEDENBENDER:

Second.

CHAIRMAN D'AMARO:

Seconded by Legislator Beedenbender. All in favor? Any opposed? Abstentions? Motion carries. **(Vote: 4-0-0-1. Leg. Alden not present)**

And the final resolution on the agenda is number **1090-2009, sale of County-owned real estate pursuant to Local Law number 13-1976 Joseph Ambrose and Deborah Ambrose, his wife. (Co. Exec)** Property located in the Town of Southold; \$1600 to the adjoining honor is the price. And I'll offer a motion to approve.

LEG. BEEDENBENDER:

Second.

CHAIRMAN D'AMARO:

Seconded by Legislator Beedenbender. All in favor? Any opposed? Abstentions? Motion unanimously carries. **(Vote: 4-0-0-1. Leg. Alden not present)**

At this time we will go into executive session. We will back. Thank you.

MR. NOLAN:

You need a motion.

CHAIRMAN D'AMARO:

Oh, a motion to go to executive session, seconded by Legislator Nowick.

MR. NOLAN:

And the reason.

CHAIRMAN D'AMARO:

What?

MR. NOLAN:

And the reason.

RICK BRAND:

What's the reason? You just can't go into executive session. You have to have a specific reason.

CHAIRMAN D'AMARO:

Oh, for the purposes of discussing litigation pending with the County of Suffolk. Okay? All in favor? Any opposed? Abstentions? Motion carries. **(Vote: 4-0-0-1. Leg. Alden not present)**

(WAYS & MEANS COMMITTEE WENT INTO EXECUTIVE SESSION FROM 10:23 AM TO 11:11 AM)

CHAIRMAN D'AMARO:

Okay, back on the record.

One announcement in the case of Julia Gardocki, an infant by and through her mother Aurelia Gulowaty and Aurelia Gulowaty, individually against Robert Lipari, MD. The committee has voted to approve settlement.

Okay. I'll entertain a motion to adjourn.

LEG. BEEDENBENDER:

Motion.

CHAIRMAN D'AMARO:

Motion by Legislator Beedenbender. I'll second. All in favor? We're adjourned. Thank you.

**THE MEETING CONCLUDED AT 11:12 PM
{ } DENOTES SPELLED PHONETICALLY**