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2 WAYS & MEANS COMMITTEE  
3  
4 OF THE  
5  
6 SUFFOLK COUNTY LEGISLATURE  
7  
8 MINUTES  
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12 A meeting of the Ways & Means Committee of the  
13 Suffolk County Legislature was held in the Rose Y. Caracappa  
14 Legislative Auditorium of the William H. Rogers Legislature  
15 Building, 725 Veterans Memorial Highway, Smithtown, New York, on  
16 Friday, July 20, 2017 at 1:30 p.m.  
17

18  
19 MEMBERS PRESENT:

20 Legislator Bridget Fleming, Chairperson  
21 Legislator William Spencer, Vice Chair  
22 Legislator Kate M. Browning (Excused absence)  
23 Legislator Robert Calarco  
24 Legislator Monica R. Martinez  
25 Legislator Thomas Cilmi  
26 Legislator Robert Trotta  
27

28  
29 ALSO IN ATTENDANCE:

30 Presiding Officer DuWayne Gregory  
31 Legislator Leslie Kennedy, 12th Legislative District  
32 George M. Nolan, Counsel to the Legislature  
33 Amy Ellis, Chief Deputy Clerk/Legislature  
34 Elizabeth Sutton, Aide to Legislator Fleming  
35 Elizabeth Alexander, Aide to Legislator Spencer  
36 Ali Nazir, Aide to Legislator Kennedy  
37 Alyssa Turano, Aide to Legislator Hahn  
38 Laura Halloran, Budget Review Office  
39 Katie Horst, County Executive's Office  
40 Jason Smagin, Acting Director/Real Estate  
41 And all other interested parties  
42  
43  
44

45 MINUTES TAKEN BY:

46 Kevin Gruebel, Court Stenographer  
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(THE MEETING WAS CALLED TO ORDER AT 1:30 P.M.)

CHAIRPERSON FLEMING:

Welcome, everyone. This is the regular meeting of the Ways and Means Committee. Please stand for the Pledge of Allegiance led by Legislator Trotta.

(Salutation)

CHAIRPERSON FLEMING:

Thank you. Good afternoon and welcome, everyone. I do not believe we have any correspondence. I'd like to note that Legislator Browning has an excused absence. I believe her son is graduating from Sheppard Air Force Base. Congratulations to Legislator Browning and her son. Public Portion is next on the agenda. I don't have any yellow cards. Is there anyone who would like to speak on any topic at all? You're welcome to come to the podium for three minutes. Seeing none, we'll close Public Portion. We have no presentations. So, we're moving right to the resolutions on our agenda.

TABLED RESOLUTIONS

Resolution 1195 - Adopting Local Law No. -2017, A Local Law to repeal Local Law No. 36-2016. (Trotta)

LEGISLATOR TROTТА:

Motion to approve.

LEGISLATOR CILMI:

Second.

CHAIRPERSON FLEMING:

I -- there's a motion to approve and a second. I'll make a motion to table this resolution subject to call.

DEPUTY PRESIDING OFFICER CALARCO:

Second.

CHAIRPERSON FLEMING:

Seconded by Legislator Calarco. I believe the tabling motion takes precedence. All in favor? All opposed?

LEGISLATOR CILMI:

Opposed.

LEGISLATOR TROTТА:

Opposed.

CHAIRPERSON FLEMING:

Any abstentions? The motion carries. 1195 is tabled subject to call. (Vote: 4-2-0-1. Opposed: Legislators Cilmi and Trotta. Legislator Browning not present.)

1276 - Accepting the donation of a monument honoring United States Service members who came in peace killed in Beirut bombing terror

1 attacks. (Stern) I will make a motion to approve.

2  
3 LEGISLATOR SPENCER:  
4 Second.

5  
6 CHAIRPERSON FLEMING:

7 And I'll note that we did have a meeting of the Sitings Committee  
8 which approved the sitings of this monument. So, we have a motion  
9 and a second. All in favor? All opposed? Any abstentions? 1276  
10 carries. (Approved. Vote: 6-0-0-1. Legislator Browning not  
11 present.)

12  
13 1366 - Adopting Local Law No. -2017, A Local Law to enact a  
14 Campaign Finance Reform Act to limit campaign contributions from  
15 County contractors and public employee unions. (Trotta)

16  
17 LEGISLATOR TROTТА:  
18 Motion to approve.

19  
20 CHAIRPERSON FLEMING:

21 I think -- don't you need to table it for a public hearing?

22  
23 LEGISLATOR TROTТА:  
24 It's still open.

25  
26 CHAIRPERSON FLEMING:

27 So, is that a motion to table for public hearing that I hear,  
28 Legislator Trotta?

29  
30 LEGISLATOR TROTТА:  
31 Yep.

32  
33 CHAIRPERSON FLEMING:

34 Seconded by Legislator Cilmi. All in favor? All opposed? Any  
35 abstentions? Tabled for Public Hearing. (Vote: 6-0-0-1.  
36 Legislator Browning not present.)

37  
38 1441 - Directing the Real Property Tax Service Agency to develop a  
39 plan to exempt first-time homebuyers from additional tax map  
40 verification fee. (Krupski) The sponsor, Legislator Krupski, has  
41 asked that we table this. I'll make the motion to table. Seconded  
42 by Legislator Cilmi. All in favor? All opposed? Any abstentions?  
43 1441 is tabled. (Vote: 6-0-0-1. Legislator Browning not  
44 present.)

45  
46 INTRODUCTORY RESOLUTIONS

47  
48 Let me see if I can read this whole title without messing it up.

49  
50 1526 - Approving payment to General Code Publishers for  
51 Administrative Code pages. (Pres. Off.) Thank you. Motion to  
52 approve by Legislator Martinez. I'll second. All in favor? All  
53 opposed? Any abstentions? The motion carries. (Approved. Vote:  
54 6-0-0-1. Legislator Browning not present.)

55  
56 1527 - Declaring a superior governmental interest to retain a

1 parcel (SCTM No. 0209-033.00-03.00-044.000) on County ownership for  
2 Open Space Program. (Browning) I'll make a motion to approve for  
3 purposes of discussion.

4  
5 LEGISLATOR SPENCER:  
6 Second.

7  
8 CHAIRPERSON FLEMING:  
9 Seconded by Legislator Spencer. Mr. Smagin, could you speak to  
10 this? I think Legislator Browning had sponsored a similar bill in  
11 the Mastic Beach community. Are you familiar with the parcel and  
12 the issues here?

13  
14 DIRECTOR SMAGIN:  
15 I'm familiar with the two resolutions submitted by the Legislature.  
16 I am not prepared to speak on it. She was the sponsor to this  
17 bill. I do believe that the superior governmental interest is the  
18 need for it to be transferred for open space. Other than that, I  
19 can't really speak to it.

20  
21 CHAIRPERSON FLEMING:  
22 Are you aware, Jason, whether this is an improved parcel? Is there  
23 a structure on it? There was a structure on the last one that, I  
24 think, had to be demolished. These are -- I think these are  
25 damaged in Sandy. Do you have any -- on this?

26  
27 MR. NOLAN:  
28 Yeah. My information from Legislator Browning's office is there is  
29 a structure on that parcel that will ultimately have to be  
30 demolished. It's in the same environmentally-sensitive area, the  
31 Mastic/Shirley Conservation area as the subject of the last  
32 resolution that Legislator Browning had proposed and passed. And,  
33 you know, this is just a requirement. As Mr. Smagin mentioned,  
34 that in terms of cutting off the redemption periods, you have to  
35 declare the superior governmental interest, and then it can go into  
36 the Open Space program.

37  
38 CHAIRPERSON FLEMING:  
39 Mr. Calarco.

40  
41 DEPUTY PRESIDING OFFICER CALARCO:  
42 Thank you. Jason, maybe you'll have the answers to some of these.  
43 Do you know how long this has been in our -- in our inventory?

44  
45 DIRECTOR SMAGIN:  
46 I do not have that information.

47  
48 DEPUTY PRESIDING OFFICER CALARCO:  
49 So you don't --

50  
51 DIRECTOR SMAGIN:  
52 I could provide that to you after the meeting though if you'd like.

53  
54 MR. NOLAN:  
55 We took the tax deed in February of this year.

56

1 DEPUTY PRESIDING OFFICER CALARCO:  
2 February of this year. So, we are past the six-month redemption  
3 period?

4  
5 MR. NOLAN:  
6 Yes. Are we? Let's see.

7  
8 DEPUTY PRESIDING OFFICER CALARCO:  
9 I mean, property owners have a six-month - as a right - redemption  
10 period, and I would, you know -- I don't -- if I knew the property  
11 owner had no interest in redeeming it and we were after that  
12 six-month period and it was more of the 215 period, I might be a  
13 little bit more open to it but not past six months.

14  
15 CHAIRPERSON FLEMING:  
16 It'll probably be after.

17  
18 MR. NOLAN:  
19 That's right. It'll be in August of --

20  
21 LEGISLATOR CILMI:  
22 Why don't we discharge without recommendation, and then Legislator  
23 Browning might be able to give us information that the owner is  
24 really not interested in the property.

25  
26 DEPUTY PRESIDING OFFICER CALARCO:  
27 Sounds like a fair compromise.

28  
29 LEGISLATOR CILMI:  
30 Yeah. I'll make that motion and discharge without recommendation.

31  
32 CHAIRPERSON FLEMING:  
33 Seconded by Legislator Spencer. All in favor? All opposed? Any  
34 abstentions? So moved. (Discharged Without Recommendation. Vote:  
35 6-0-0-1. Legislator Browning not present.) Thank you, Mr. Smagin.

36  
37 1528 - Authorizing the reconveyance of County-owned real estate  
38 pursuant to Section 215, New York State County Law to Jeanine  
39 Reynolds (SCTM No. 0100-105.00-02.00-096.000). (Gregory) I'll make  
40 a motion to approve. Seconded by Legislator Spencer. All in  
41 favor? All opposed? Any abstentions? So moved. (Approved.  
42 Vote: 6-0-0-1. Legislator Browning not present.)

43  
44 1529 - Adopting Local Law No. -2017, A Local Law to authorize  
45 conveyance of real property previously taken for delinquent taxes  
46 (6 Washington Avenue, Holtsville), (SCTM No.  
47 0200-625.00-03.00-014.000). (Muratore) This, I believe, you're  
48 making a motion to table for public hearing, Rob?

49  
50 DEPUTY PRESIDING OFFICER CALARCO:  
51 Yes.

52  
53 CHAIRPERSON FLEMING:  
54 Seconded by Legislator Spencer. Actually, maybe we could have a  
55 little discussion on this. Mr. Smagin, are you familiar with this  
56 resolution? You got yourself a seat far away, so you have a long

1 walk to the podium each time. Do you have a Fitbit? Is that  
2 what's going on?

3  
4 DIRECTOR SMAGIN:  
5 I got to get the steps in when I can.

6  
7 CHAIRPERSON FLEMING:  
8 Understood.

9  
10 DIRECTOR SMAGIN:  
11 Again, this is one not sponsored by the County Executive's office.  
12 This is one sponsored by Legislator Muratore. I am not prepared to  
13 speak on it. I don't have background, but if there's any  
14 questions, I can see if I can answer.

15  
16 CHAIRPERSON FLEMING:  
17 It just struck me when I saw it that it reminded me of a scenario  
18 that I had brought to your attention in my district that we were  
19 not able to accommodate someone who - after the deadline passed -  
20 was able to come up with the money that had been owed. It was sort  
21 of a heartbreaking situation, but my understanding is that, you  
22 know, you have to close the door at some point in order to be able  
23 to run the real estate department, and -- so, I'm wondering if this  
24 is similar, but I think Mr. Nolan may have some insights.

25  
26 MR. NOLAN:  
27 Well, I can just tell you that this is a case where these people,  
28 the Morabitos, had made a hardship application to my office in a  
29 timely manner. We -- I approved it. They had demonstrated  
30 hardship, and they represented and presented something -- I don't  
31 recall what but indicating they could pay the back taxes, penalties  
32 and interest. We actually passed a resolution approving the  
33 reconveyance under the hardship law, and under the hardship law  
34 they had 60 days to make full payment to the County. They failed  
35 to do that, and so, typically, that's the end of the process, but  
36 Legislator Muratore has brought forth a local law to basically make  
37 a special exception, for these people to give them another bite at  
38 the apple. I don't know. You know, that, I can't say.

39  
40 CHAIRPERSON FLEMING:  
41 Does the law provide for a special exception?

42  
43 MR. NOLAN:  
44 No. And that's why this is coming in a form of a local law,  
45 because the administrative -- our hardship law was a local law.  
46 So, we have to pass law of equal dignity to basically supersede the  
47 existing law and say *Notwithstanding the fact that you did not*  
48 *comply with the hardship law, we're going to give you the property*  
49 *back if you give us money.*

50  
51 CHAIRPERSON FLEMING:  
52 So, this would be -- this would be superseding our current law for  
53 this one particular individual?

54  
55 MR. NOLAN:  
56 That's correct.

1 CHAIRPERSON FLEMING:  
2 Yes, Legislator Spencer.

3  
4 LEGISLATOR SPENCER:  
5 George, the fact that it's a local law, is it -- does it have any  
6 weight beyond this situation because there's a public hearing?

7  
8 MR. NOLAN:  
9 No. It really is -- it is specific to this particular case. The  
10 law makes clear that this is -- applies only to the Morabitos and  
11 has no application beyond that.

12  
13 LEGISLATOR SPENCER:  
14 Is that -- I have no legal experience whatsoever. I guess, is  
15 there concern that we can do that? I mean, I know they can make  
16 special circumstances, but the fact that it is a local law at the  
17 very least unchallenged? Is it precedent setting for everyone else  
18 that goes into this situation, that they can point to this as a  
19 precedent of this Legislature? And I'm supportive because I  
20 understand and -- I'm sorry, but that's not my question. What sort  
21 of precedent is it setting for appeals and challenging in the  
22 future?

23  
24 MR. NOLAN:  
25 Yeah. We are -- my office is researching that question, and  
26 preliminarily it looks like, I think, we legally could do this and  
27 probably withstand most challenged on this ground. I would only  
28 say this, that as soon as this bill was filed I heard from another  
29 legislative office which had the same exact situation where very,  
30 very exceptional circumstances, a real hard case. We approved the  
31 hardship resolution for them. They were unable to make payment  
32 within 60 days, and I can only state that -- I assume that if we  
33 pass this bill we're going to be dealing with more of these going  
34 forward.

35  
36 CHAIRPERSON FLEMING:  
37 Well, I know I had one that I wasn't able to get --

38  
39 LEGISLATOR SPENCER:  
40 I'm sorry. Whenever the Chair finishes, but I'm not yielding yet,  
41 but you can interrupt me at any point because you're the Chair.

42  
43 CHAIRPERSON FLEMING:  
44 Go ahead, Doc. What was it?

45  
46 LEGISLATOR SPENCER:  
47 I do understand, and I think there might be members like Legislator  
48 Kennedy, you may have some familiarity with this situation. My  
49 question is -- I'm always sympathetic to these, and I'm sort of  
50 leaning that I would support this. My question would be: In the  
51 extraordinary circumstances, are you aware of -- after they were  
52 granted the hardship, was there something else that happened during  
53 that 60-day period that was unexpected? Because I know that you  
54 had described off the record -- I'm not sure what can be said on,  
55 but if something happened after we granted the hardship, like, for  
56 instance, there was another catastrophic medical illness, a stroke

1 or something that occurred, that would do a lot for my personal  
2 support.

3  
4 LEGISLATOR KENNEDY:

5 First, let me tell you the money is going to be taken out of the  
6 pension fund that she paid into all her life, the wife. What? I  
7 shouldn't say that? I really don't want to get into that whole  
8 family, but I never experienced where every member of the family  
9 living in that house has such medical conditions such as this  
10 particular case. And yes, she -- the family member that was being  
11 treated for the cancer went downhill and had to be admitted and had  
12 to do some more things during that period of time while she was --  
13 you have to wait your period of time in order to get your money out  
14 of your accounts, and the 60 days just went quickly by.

15  
16 LEGISLATOR SPENCER:

17 Thank you, Madam Chair. I'll yield.

18  
19 CHAIRPERSON FLEMING:

20 I guess, Jason, I mean, we'll have to have a public hearing on  
21 this. I don't think there's an appetite to halt it here at  
22 Committee, but could you just talk a little bit about, like, sort  
23 of where -- how much time has passed since the last tax bill was  
24 paid to get to this point where there's the default and then the  
25 hardship finding and then another 60 days passes and -- anyway, if  
26 you could just answer that.

27  
28 DIRECTOR SMAGIN:

29 I could just speak generally under the law exactly what happens.  
30 So, since it is a residential property that we're talking about, it  
31 would be three years of nonpayment of taxes before the lien gets  
32 recorded as a tax deed. Then at that point you have six months to  
33 bring the initial application to redeem. That period stays open  
34 for a certain amount of time. Then you actually have two years  
35 from that six-month end period to bring a 215 application. So,  
36 we're talking probably about six years since there's been a payment  
37 of taxes.

38  
39 CHAIRPERSON FLEMING:

40 And then the full 60 days was given as the hardship, and now that's  
41 expired, and the taxes have still not been paid; is that right?

42  
43 DIRECTOR SMAGIN:

44 Yeah. So, I believe how it works -- and again, this is the --

45  
46 CHAIRPERSON FLEMING:

47 I'm sorry. If folks could just listen up to our -- to our -- to  
48 the gentleman who's speaking. Thank you.

49  
50 DIRECTOR SMAGIN:

51 So, again, George would be able to confirm because it is the  
52 legislative undue hardship redemption that you're speaking of. So,  
53 I believe it is that they submit an application to George. All the  
54 paperwork must be in before he brings a resolution forward. At  
55 that time then once the resolution it's -- you know, it's laid on  
56 the table, it says within the resolution 60 days. It's then voted



1 on, and then once it's signed I believe it's 60 days from that day.

2  
3 CHAIRPERSON FLEMING:

4 And could you just talk a little bit -- because I remember I had a  
5 very, very difficult situation in my district. I had spoke -- I  
6 begged you as I recall or came close to it, and I remember but I  
7 don't remember the specifics. I remember there was some real  
8 implications with the functioning of your department if, you know,  
9 we go beyond this, giving six years in order to catch up with your  
10 taxes. Can you -- do you want to describe that a little bit?

11  
12 DIRECTOR SMAGIN:

13 Well, yeah. So, I'm controlled by the laws that this Legislature  
14 has established. This is something that I'm not allowed to  
15 actually -- to approve or anything like that. This is why it's  
16 something being brought by a Legislator to this body to be able to  
17 be voted on. I go by the rules that are in front of me. My rules,  
18 I'm not allowed to do this. So, that's the only thing I can speak  
19 on.

20  
21 CHAIRPERSON FLEMING:

22 Okay. Anyone else?

23  
24 LEGISLATOR CILMI:

25 I had some things, but we have a public hearing to go. Just --  
26 we'll have the public hearing and then debate it next meeting if  
27 necessary.

28  
29 CHAIRPERSON FLEMING:

30 Go ahead.

31  
32 LEGISLATOR SPENCER:

33 With your experience, seeing all of these hardship situation [sic]  
34 and understanding the law, you have expressed your limitations. Do  
35 you have a personal opinion with regard to this situation? Does it  
36 stick out as extraordinary?

37  
38 DIRECTOR SMAGIN:

39 I would -- I don't think my personal opinion here matters. I can  
40 state that every story where someone's not paying their taxes is a  
41 sad story. I've never once been told *I won lotto; therefore, I'm*  
42 *not being -- paying my taxes on my property*, but that's it.

43  
44 LEGISLATOR SPENCER:

45 Well, does the administration object to this, Katie, from your  
46 perspective? Would this be something that there would be an  
47 objection to?

48  
49 MS. HORST:

50 I think we definitely have some concerns that we're working  
51 through. So, I think at this moment we're not supportive of this,  
52 but that doesn't mean after the public hearing and after some of  
53 our questions have been answered that our position would change --  
54 wouldn't change.

1 LEGISLATOR SPENCER:

2 Thank you, Madam Chair.

3  
4 CHAIRPERSON FLEMING:

5 Okay. So, we have a motion to table for public hearing, and do we  
6 have a second? All in favor? All opposed? Any abstentions? The  
7 motion carries. (Tabled for Public Hearing. Vote: 6-0-0-1.  
8 Legislator Browning not present.)

9  
10 Thank you, Mr. Smagin.

11  
12 DIRECTOR SMAGIN:

13 Thank you.

14  
15 CHAIRPERSON FLEMING:

16 1530 - Sale of County-owned real estate pursuant to Section 72-h of  
17 the General Municipal Law (Town of Brookhaven) (SCTM No.  
18 0200-562.00-01.00-009.005). (Co. Exec.) Motion by Legislator  
19 Calarco. Seconded by Legislator Cilmi. All in favor? All  
20 opposed, yeah. Any abstentions, no. Okay, the motion carries.  
21 (Approved. Vote: 6-0-0-1. Legislator Browning not present.)

22  
23 1531 - Authorizing the sale, pursuant to Local Law No. 16-1976, of  
24 real property acquired under Section 46 of the Suffolk County Tax  
25 Act Charles D. Parker (SCTM No. 0600-084.00-03.00-033.000). (Co.  
26 Exec.) Motion by Legislator Calarco to approve and place on the  
27 Consent Calendar. Seconded by Legislator Martinez. All in favor?  
28 All opposed? Any abstention? The motion carries. (Approved and  
29 placed on Consent Calendar. Vote: 6-0-0-1. Legislator Browning  
30 not present.)

31  
32 1533 - Authorizing the sale, pursuant -- withdrawn.

33  
34 1532 - Authorizing the sale, pursuant to Local Law No. 16-1976, of  
35 real property acquired under Section 46 of the Suffolk County Tax  
36 Act David Diamond (SCTM No. 0100-152.00-04.00-029.000). (Co.  
37 Exec.) Same motion, same second, same vote. 1533 is approved.  
38 32, I'm so sorry. Are you okay with this, Amy? I'm sorry. I'll  
39 get better, I swear. (Approved and placed on Consent Calendar.  
40 Vote: 6-0-0-1. Legislator Browning not present.)

41  
42 1533 - Authorizing the sale, pursuant to Local Law No. 16-1976, of  
43 real property acquired under Section 46 of the Suffolk County Tax  
44 Act Douglas Tausik n/k/a Douglas Tausik Ryder (SCTM No.  
45 0701-001.00-02.00-028.000). (Co. Exec.) Same motion, same second.  
46 All in favor? All opposed? Any abstentions? That carries.  
47 (Approved and placed on Consent Calendar. Vote: 6-0-0-1.  
48 Legislator Browning not present.)

49  
50 1534 - Authorizing the sale, pursuant to Local Law No. 16-1976, of  
51 real property acquired under Section 46 of the Suffolk County Tax  
52 Act John Franco And Donna Franco, Husband and Wife (SCTM No.  
53 0403-008.00-02.00-016.000). (Co. Exec.) Same motion, same second,  
54 same vote. (Approved and placed on Consent Calendar. Vote:  
55 6-0-0-1. Legislator Browning not present.)

1 1535 - Authorizing the sale, pursuant to Local Law No. 16-1976, of  
2 real property acquired under Section 46 of the Suffolk County Tax  
3 Act Melodie B. Kramer and Eric Webb (SCTM No.  
4 0800-154.01-01.00-007.000). (Co. Exec.) Same motion, same second,  
5 same vote. (Approved and placed on Consent Calendar. Vote:  
6 6-0-0-1. Legislator Browning not present.)

7  
8 1537 - Approval of Auction Rules for the disposition of surplus  
9 property acquired under the Suffolk County Tax Act. (Co. Exec.)  
10 Motion to approve by Legislator Spencer. I'll second it.

11  
12 LEGISLATOR SPENCER:  
13 On the motion, please.

14  
15 CHAIRPERSON FLEMING:  
16 Legislator Spencer.

17  
18 LEGISLATOR SPENCER:  
19 George, could you just give a description of the changes in the  
20 auction rules that this legislation --

21  
22 MR. NOLAN:  
23 You know, Doc, I haven't compared this year's auction rules to last  
24 year's auction rules to be honest with you. Usually they're very,  
25 very minor changes, and I'm sure the director of real estate could  
26 probably tell you what those changes are.

27  
28 LEGISLATOR SPENCER:  
29 Through the Chair, is that okay? Is that permissible?

30  
31 CHAIRPERSON FLEMING:  
32 I think that would be permissible. More work for your Fitbit,  
33 Jason.

34  
35 LEGISLATOR SPENCER:  
36 Jason, what's going on here?

37  
38 DIRECTOR SMAGIN:  
39 Truthfully, it's kind of very minor changes. I believe in the  
40 supporting documentation you'll be able to find the underlying  
41 actual changes. It's really kind of certain language, changing  
42 treasurer to comptroller due to that office no longer being [in]  
43 existence. It's certain clarifications of certain paragraphs where  
44 the department itself felt there were inconsistencies. Again, I  
45 believe it to be minor changes.

46  
47 LEGISLATOR SPENCER:  
48 Do you -- does this occur annually, that the rules are -- there's  
49 new legislation, the rules are changed?

50  
51 DIRECTOR SMAGIN:  
52 So, things have been submitted annually for approval, and it's  
53 pretty standard that we come before here prior to the auction to do  
54 that.

1 LEGISLATOR SPENCER:

2 Thank you.

3

4 CHAIRPERSON FLEMING:

5 There is an Exhibit A annexed to the resolution which outlines the  
6 rules. So, I would direct any members of the Committee or any  
7 members of the public or Legislature who want to take a look at  
8 that. You should be able to find it in -- as Exhibit A attached to  
9 the resolution.

10

11 LEGISLATOR SPENCER:

12 I have it in front of me. My issue was just understanding that the  
13 kind of the legislative intent, what the differences was, if there  
14 was any special circumstance that led to this, but if it's just  
15 comptroller or whatever -- because I wouldn't know what the  
16 differences were. Oh, there's --

17

18 MR. NOLAN:

19 We have to do it every year. We have to adopt it every year.

20

21 MS. HALLORAN:

22 Yes. I was going to say if nothing else they usually update the  
23 year from 2016 to 2017 or -- you know. So, I -- that's -- at the  
24 very least, they update it for that reason.

25

26 CHAIRPERSON FLEMING:

27 And let's ask this: Do you -- are you aware, Director Smagin, of  
28 any, you know, substantive policy changes that are contained in  
29 this?

30

31 DIRECTOR SMAGIN:

32 No. Again, I believe it to be real just kind of clarifications and  
33 just, you know, you know, changing things to become consistent. I  
34 believe beyond Exhibit A though in the supporting documentation  
35 there's actually a section submitted that has the underlined so  
36 everyone would be able to see the highlighted changes. So, the  
37 Exhibit A reads as a final copy, and then you'll see in the  
38 supporting documentation a version that has the underlines where  
39 you'll see deletions and kind of almost, like, a track-changed  
40 version.

41

42 CHAIRPERSON FLEMING:

43 Great. And if anybody needs that and is unable to find it, my  
44 office will be happy to provide it. Thank you, Mr. Smagin.

45

46 DIRECTOR SMAGIN:

47 Absolutely.

48

49 CHAIRPERSON FLEMING:

50 So, we have a motion and a second. All in favor? All opposed?  
51 Any abstentions? The motion carries. (Approved. Vote: 6-0-0-1.  
52 Legislator Browning not present.)

53

54 1539 - Sale of County-owned real estate pursuant to Local Law No.  
55 13-1976 Jose R. Garcia (SCTM No. 0100-176.00-03.00-042.000). (Co.  
56 Exec.) Motion -- I'll make a motion to approve. Seconded by

1 Legislator Spencer. All in favor? All opposed? Any abstentions?  
2 The motion carries. (Approved. Vote: 6-0-0-1. Legislator  
3 Browning not present.)

4  
5 1554 - Identifying County purchasing personnel pursuant to New York  
6 General Municipal Law Section 104-b(2)(f). (Co. Exec.) Motion to  
7 approve by Legislator Calarco. Seconded by Legislator Spencer.  
8 All in favor? All opposed? Any abstentions? The motion carries.  
9 (Approved. Vote: 6-0-0-1. Legislator Browning not present.)

10  
11 1574 - Authorizing the reconveyance of County-owned real estate  
12 pursuant to Section 215, New York State County Law to Kevin T.  
13 MacConnell and Mary M. Reese a/k/a Mary MacConnell, as tenants in  
14 common (SCTM No. 0200-973.30-05.00-037.000). (Calarco). Motion to  
15 approve by Legislator Spencer. Seconded by Legislator Calarco.  
16 All in favor? All opposed? Any abstentions? 1574 carries.  
17 (Approved. Vote: 6-0-0-1. Legislator Browning not present.)

18  
19 Now, that would be a 215 redemption that happened in time. They  
20 met the -- they met the timeline.

21  
22 MR. NOLAN:  
23 Yes.

24  
25 CHAIRPERSON FLEMING:  
26 Great.

27  
28 1575 - Authorizing the reconveyance of County-owned real estate  
29 pursuant to Section 215, New York State County Law to Stephanie  
30 Alamia (SCTM No. 0200-048.00-07.00-030.000). (Anker) All in --  
31 sorry. Motion by Legislator Calarco. I'll second that. All in  
32 favor? All opposed? Any abstentions? That motion carries.  
33 (Approved. Vote: 6-0-0-1. Legislator Browning not present.)

34  
35 Another 215 where the individuals met the timeline.

36  
37 1579 - Adopting Local Law No. -2017, A Local Law amending Chapter  
38 818 of the Suffolk County Code to modify the fees which may be  
39 applied by the Suffolk County Traffic and Parking Violations  
40 Agency. (Pres. Off.) I'll make a motion to table for public  
41 hearing. Seconded by Legislator Calarco. All in favor? All  
42 opposed?

43  
44 LEGISLATOR TROTTA:  
45 Opposed.

46  
47 CHAIRPERSON FLEMING:  
48 Any abstentions? That motion is tabled for public hearing. (Vote:  
49 5-1-0-1. Opposed: Legislator Trotta. Legislator Browning not  
50 present.)

51  
52 We have no Procedural Motions. We have no Exec Session today. So,  
53 this Committee is adjourned. Thank you, all.

54  
55 (THE MEETING WAS ADJOURNED AT 2:01 P.M.)  
56

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