

General Meeting 11/20/12

SUFFOLK COUNTY LEGISLATURE

GENERAL MEETING

FOURTEENTH DAY

November 20, 2012

**MEETING HELD AT THE WILLIAM H. ROGERS LEGISLATURE BUILDING
IN THE ROSE Y. CARACAPPA LEGISLATIVE AUDITORIUM
725 VETERANS MEMORIAL HIGHWAY
SMITHTOWN, NEW YORK**

Minutes Taken By:

Alison Mahoney & Lucia Braaten - Court Reporters

Minutes Transcribed By:

Alison Mahoney, Lucia Braaten & Kim Castiglione - Legislative Secretary

*(*The following testimony was taken & transcribed by
Alison Mahoney - Court Reporter*)*

*(*The meeting was called to order at 9:40 A.M. *)*

P.O. LINDSAY:

Okay. Mr. Clerk, you want to call the roll, please.

*(*Roll Called by Mr. Laube - Clerk of the Legislature*)*

LEG. ROMAINE:

(Not Present)

LEG. SCHNEIDERMAN:

Here.

LEG. ROMAINE:

Here.

LEG. BROWNING:

Here.

LEG. MURATORE:

Here.

LEG. HAHN:

(Not Present)

LEG. ANKER:

Here.

LEG. CALARCO:

Present.

LEG. MONTANO:

Here.

LEG. CILMI:

Here.

LEG. BARRAGA:

Here.

LEG. KENNEDY:

(Not present)

LEG. NOWICK:

Here.

LEG. KENNEDY:

Here.

LEG. GREGORY:

(Not Present)

LEG. STERN:

Here.

LEG. D'AMARO:

Here.

LEG. SPENCER:

Here.

D.P.O. HORSLEY:

Here.

P.O. LINDSAY:

Here.

LEG. HAHN:

Here.

P.O. LINDSAY:

Yeah, I'm here.

MR. LAUBE:

Eighteen (ACTUAL VOTE: Seventeen - Not Present: Legislator Gregory).

P.O. LINDSAY:

Okay. First, a salute to the flag led by Legislator Stern.

Salutation

If everyone will remain standing for a tradition that has been carried on here for many, many years, and I hope it's a tradition that's never forgotten, that we start our meetings with a prayer. And Legislator Stern is going to introduce our distinguished clergy this morning, a famous clergy; Rabbi Gellman?

RABBI GELLMAN:

He couldn't come, the distinguished one, so I'm replacing him.

(*Laughter*)

P.O. LINDSAY:

Okay. So I'll turn it over to Legislator Stern.

LEG. STERN:

Thank you. Good morning, everyone. Thank you, Mr. Presiding Officer. Our clergy today probably does not need much of an introduction, but it is really my honor to give one. Rabbi Marc Gellman is the Senior Rabbi of Temple Beth Torah in Melville where he has served since 1981. He was the youngest Rabbi ever ordained by Hebrew Union College and the only person to complete the six-year rabbinical program in two years of residence.

RABBI GELLMAN:

Don't do this to me.

LEG. STERN:

Rabbi Gellman earned his PhD in Philosophy from Northwestern University in 1981 where he also

served as the Director of the B'nai B'rith Hillel Foundation. Rabbi Gellman was the Chairman of the Medical Ethics Committee of UJA Federation and has served on their Board of Trustees. He was President of the New York Board of Rabbis during the attack on New York in September of 2001, and delivered one of the keynote speeches at the memorial service in Yankee Stadium on September 23rd, 2001.

Rabbi Gellman, many of us know, writes a weekly column, the Spiritual State for Newsweek Magazine which appears on-line at Newsweek.com with Monsignor Thomas Hartman. Rabbi Gellman also writes a nationally syndicated religious advice column that appears locally in Newsday. The readers of Newsday voted Rabbi Gellman and Monsignor Hartman the most outstanding leaders and activists of the last century on Long Island. Many of us are familiar with the daily television program, The God Squad, which is broadcast to over 15 million homes. It is really a great personal pleasure and really a privilege to introduce Rabbi Gellman.

Applause

RABBI GELLMAN:

Mr. Presiding Officer, and also Mr. Presiding Officer. The one that I mentioned first is the one who created heaven and earth; the other Presiding Officer didn't create heaven and earth, but has done wonderful things, wonderful.

*(*Laughter*)*

P.O. LINDSAY:

Thank you.

RABBI GELLMAN:

You're still number two, though.

*(*Laughter*)*

P.O. LINDSAY:

Okay.

RABBI GELLMAN:

The tradition of beginning with a prayer is a great honor and I am -- I'm not only happy to be here, I'm humbled. And I want to begin the prayer by addressing those who do not pray. Those among us, our fellow residents of Suffolk County, fellow citizens of the United States of America, for whom prayer is not a personal option or a personal way, I ask them to enter into the spirit of prayer in their own way with an invitation to find the sources of hope that reside within each and every one of us. I bring with you on this day the spirit of my dearest friend, Monsignor Thomas Hartman. When I told Tommy that I was coming today, he squeezed my arm, smiled and whispered to me words that really choked me up, but I bring it to you, Tommy said to me, "Mark, don't talk too long."

*(*Laughter*)*

And so he brings with my words his love, his support and his prayers.

Let us pray. Oh, Lord, our God, God of our fathers and our mothers before us, we know that all of us are broken, but some become stronger at the broken places. In the great storm, many of us have experienced minor inconveniences that we have lifted to the level of personal assault. Help us to understand, inconvenience is nothing, and that those who have lost everything need our help now. Help us to forget our own inconveniences and help those who are broken in spirit. Let us reach out to them so that we might remember that the ways we are different are not as important

as the ways we are all the same.

We learn from your words that if a tree is cut down and its roots are deep in the earth, that at the first scent of water it will send forth new green leaves. Help us, oh Lord, our God, to be your green leaves in a broken world. Amen.

"Amen" said in unison

P.O. LINDSAY:

Okay. If everyone would remain standing for a moment of silence. Let us remember all those men and women who put themselves in harm's way every day to protect our country. And with that, please be seated.

Welcome, everybody, to this historic day. This is Legislator Romaine's last day as a Legislator, so it's a little bit historic for us.

LEG. ROMAINE:

My last day.

Applause

P.O. LINDSAY:

We'll get back to him later on. We have proclamations. First, Legislator Stern.

LEG. STERN:

Good morning again to everyone. Thank you, Mr. Presiding Officer. This is a very special proclamation for me this morning. Nova Shek is with us and, you know, I usually don't read a proclamation verbatim, but this is such special stuff that I really want to make sure that everybody appreciates Nova and all the work that she's done.

Nova is a 6th grader at Candlewood Middle School and she decided to raise funds to purchase i-pads for children with Autism after observing her younger brother's classmates using i-pads to communicate at the Building Blocks School. Many of us who are familiar with children with special needs knows that the use of modern technology really has been the way that they have been able to communicate in a meaningful way. So Nova decided to use her birthday gift money to purchase supplies to make and sell chocolate lollipops in the shape of a puzzle piece -- many of us know that the puzzle piece is the symbol of Autism Speaks and many of the organizations that serve those in the Autism community -- and then sold them in order to raise money to purchase and donate two i-Pads to her brother Zen's school.

Nova certainly has demonstrated maturity, compassion, determination and empathy for others. We appreciate her creativity, her determination. Nova has brought such great pride to her family and, I'm sure we would all agree, to our entire community. So please help me welcome and congratulate Nova Shek for all of the wonderful things that she's done for our community. Of course we wish you every success in the future.

Applause

I also just want to point out that Nova is joined by her family, grandparents, with great pride and leaders of our community and Assistant Principal, {Tracey Rofell} who knew that it was important enough to represent to our community this morning to congratulate Nova and all the great things that she does. So thank you, everyone.

Applause

D.P.O. HORSLEY:

Okay. Thank you very much, Legislator Stern. Legislator Anker will present Nayyar Imam with a proclamation for his community work.

LEG. ANKER:

Okay. I would like to present this proclamation to Nayyar. Let me just read a few things about Nayyar. Nayyar is an immigrant from Pakistan, graduated from Arnold Marie Schwartz College, Pharmacy & Health Science from Brooklyn in 1984. He has been a resident of Suffolk County since 1986. He has served as the President and Chair of Islamic Association for Long Island for several years, and he is a member of the Human Rights Commission for Suffolk County.

Nayyar is serving as the President of Long Island Muslim Alliance, Chaplain of Suffolk County Police Department, Chair of the Anti-Bias Task Force, Brookhaven Town, member of County Advisory Board of Stony Brook University, and secretary of Mt. Sinai's Muslim Center. He recently was able to give an invocation in the U.S. Congress representing Suffolk County Police Department and Muslims of Long Island. And that in itself, you know, we listened to the Rabbi here this morning how important it is that we recognize our similarities versus our differences, and Nayyar is a proponent of that and I'm just so honored here to award him this proclamation. Nayyar, would you just like to say just a few words?

MR. IMAM:

First of all, I want to thank Legislator Sarah Anker and all the Legislators. Right now our community and our youth groups are working in the Shirley/Mastic area for the people who got affected by Hurricane Sandy. And I just want to request every one of you who are sitting here to do not forget in your hearts and your prayers who are suffering from this terrible disaster and please pray for them. Thank you.

Applause

LEG. ANKER:

Thank you.

D.P.O. HORSLEY:

All righty. Thank you very much, Legislator.

And I'd like to bring forth Legislator Spencer who will present a proclamation to Stephen Ubertini, Brian Doyle, Dom Catoggio, Jim Condron from The Paramount for their relief services and charity concert.

LEG. SPENCER:

Good morning. I would like to invite, point of personal privilege, Councilwoman Susan Berland to join me at the podium, please. Councilwoman Berland is one of Council members from the Town of Huntington who has worked closely with me for a number of years, and I'm privileged to have her with us this morning to help me present this proclamation. So I'm going to say a few words, and then I'm going to ask if Councilwoman Berland would say also a few words. I would like to ask our honorees, Jim Condron, Dom Catoggio, Brian Doyle and Stephen Ubertini to also join me at the podium. Thank you.

During the past few weeks, Superstorm Sandy has presented extraordinary challenges, and I am warmed by the spirit of kindness and generosity that I have observed. The Paramount, an entertainment venue located in the heart of Huntington Village, hoped their hearts and their doors to offer support to anyone who was affected by the storm. They collected food for Long Island Cares, they hosted a blood drive for the Long Island Blood Center, they hosted a benefit concert with the proceeds going to Long Island Red Cross, they provided ice, they set up warming stations and

charging stations, and also offered free beverages to assist individuals and families who were in need.

I would like to honor, acknowledge and thank The Paramount for going above and beyond to help in the Superstorm Sandy relief. Here to accept the proclamation are the owners of The Paramount, Jim Condrón, Dom Catoggio, Brian Doyle and Stephen Ubertini who believed that no matter what, that they must do the right thing. On behalf of the Suffolk County Legislature, with warm gratitude, it gives me great pleasure to present these proclamations to The Paramount in recognition of their valuable contributions during and after the Superstorm Sandy, and for their unfailing dedication and commitment to their community Councilwoman Berland?

COUNCILWOMAN BERLAND:

I would like to thank Legislator Spencer for giving me this opportunity. Good morning to everybody.

LEG. D'AMARO:

Good morning.

COUNCILWOMAN BERLAND:

This is totally a treat for me. You have to understand, these four gentlemen are the nicest, kindness businessmen you ever want to meet. And it's really a pleasure to put nice and kind and generous in the same sentence as businessman because, you know, first and foremost, they are residents of Huntington, they care about the people of Huntington, they care about our town, and then they created this amazing venue which offers so much to so many people and brings so many people together and offers them cultural experiences and fun experiences and allows them to, you know, go to the restaurants in the town and frequent all the stores. But they never lose site of the fact that they are really incredible people. They're caring, giving, wonderful gentlemen who we're lucky to have in the Town of Huntington, and I'm so thankful to Doc Spencer for recognizing them for their efforts for Hurricane Sandy. They didn't even blink, think didn't even think about it. It was a no-brainer for them; you have to open the place, you have to take care of people. And we're just lucky to have them in the Town of Huntington and I thank them for everything they've done and wish you years and years and years of success. Everybody come to the Paramount. Come see a show. Thank you.

Applause

LEG. SPENCER:

Thank you. Dom. Jim. Would any of you care to say a word?

MR. CONDRÓN:

We'd like to thank Doc Spencer and Susan Berland.

MS. MAHONEY:

Please state your name.

MR. CONDRÓN:

Oh, sorry. Jim Condrón from the Paramount. You know, it's always been our belief that you default to doing the right thing and that's just what we did, and to be recognized for that is a wonderful thing. So thank you.

Applause

D.P.O. HORSLEY:

Thank you very much, Legislator. And Susan, it's always good so see you here. Come back often.

COUNCILWOMAN BERLAND:

Thank you.

D.P.O. HORSLEY:

All right. At this time, I'd like to bring up Tom Vaughn who is going to introduce our special proclamar, Ben Zwirn.

MR. VAUGHN:

Deputy Presiding Horsley, the County Executive would like to thank the Legislature for acknowledging us this morning and allowing us the opportunity to present this proclamation. And as we present this proclamation to Legislator Romaine, who is going to be leaving us for -- to run the Town of Brookhaven, we would like -- there's only probably one person that could aptly present a proclamation to the Legislator, and that is our good friend, Mr. Ben Zwirn.

LEG. ROMAINE:

Oh, absolutely

*(*Laughter & Applause*)*

LEG. ROMAINE:

Ben, you moved on and I'm moving on.

MR. ZWIRN:

I know.

LEG. ROMAINE:

It's a shame.

MR. ZWIRN:

It's a bad sign.

LEG. ROMAINE:

We had a good show going there *(laughter)*.

D.P.O. HORSLEY:

A show it is.

MR. ZWIRN:

Mr. Presiding Officer, you know, I was up in Albany, oh, a few years back and I ran into James {Madure} who covered this body for Newsday before he was rotated out, as they do in Newsday, to cover the State Legislature for two years. And we were standing on Stage Street and the wind -- it was in January, the wind was blowing off the river, it was ice cold, and Tom Barraga would know for sure how cold it gets in Albany. And he comes up to me and he says, "Ben, Ben, it's good to see you. I really miss, you know, being down in Suffolk County and covering the Legislature." Now, I'm thinking it's 40 degrees below zero, and down in Hauppauge it seems like the Caribbean, so it's probably the weather that he missed, but he said no, it was the Ed Romaine/Ben Zwirn show at the Legislature that reminded him of Seinfeld episodes.

*(*Laughter*)*

It was what he missed the most. And I said, "Well, the man needs psychiatric help, there's no question about it."

*(*Laughter*)*

I enjoyed those moments as well. You know, the Myan Calendar says that the world is going to end next month. And I said, "Come on, that's ridiculous," and we're going to poo-poo it, but then certain things began to happen; the extinction of Twinkies and Ed Romaine leaving the County government voluntarily.

*(*Laughter*)*

And I began to say, "Maybe something's up." And if Ed plays his cards right and the Mayans are right, he will be the last Legislative representative from the 1st District and the last elected Supervisor from the Town of Brookhaven simultaneously.

*(*Laughter*)*

Now, Twinkies and Ed Romaine have just one thing in common. Back in Ed's first stint on the County Legislature, Eric Kopp was here -- he was six years old at the time, and he reminded me of that -- and Eric made a special trip over here today to say goodbye to his good friend. One of Ed's colleagues on the horseshoe put a resolution in to make Twinkies the official snack food of Suffolk County. Now, people don't remember that. Now, Ed said, you know, this is trivializing our Legislative role and quickly tried to kill the bill by moving to table it. Now, as things would happen, there was no second to the tabling. Ed Romaine never lost a beat. He moved the bill and cosponsored it simultaneously.

*(*Laughter*)*

Now, everybody here has heard of Tebowing, that was called Remaining. And while some of you have dabbled in it over the years, my good friend Ed is the king and always will be the king. You can't kill the bill, cosponsor it and get it passed.

*(*Laughter*)*

And those were some of the things I'll miss. We had battles up here, and I'm sure Presiding Officer Lindsay didn't have as many gray hairs as he had before we started. Ed would tell me, "You don't have to stand up, Mr. Zwirn, we don't need your correspondence. We don't need to hear from you," and I'm looking at the Presiding Officer, at least to get one word in, and it was a lot of fun. That will always be known as the Ed Romaine seat, no matter who sits in it going forward. On behalf of the County Executive, I'm not going to even read this, I want to offer my Congratulations to Ed Romaine. Good luck.

Applause

LEG. ROMAINE:

By the way, I think we can say now, after those many debates, that Ben and I are on the same side and we've both come to the same conclusions about certain things that have happened in the past and we're happy in they're in the past. I want to thank County Executive Bellone and wish him well. I know he's grappling with the same issues I will. I would like to invite everyone in the audience and all my colleagues, my official swearing in is going to be next Monday at 3:30 at Brookhaven Town Hall on Independence Hill. And if you can make it, please come, I'd love to have you there. If you can't, know that I leave this body with fond memories and great respect for every member that has served here. I've been here for seven years, we've had some people rotate in and out. I've always been impressed by my colleagues and always had the greatest of respect for them. And I've always tried to do right by my district and I don't think anyone here could say I haven't advocated for the 1st Legislative District and tried to bring to that district as much as I possibly could, as its representative.

I am going to miss this body. I am going to miss my colleagues. And even the ones I've disagreed with from time to time, I respect their intellect. And it's going to be a different place in my life without this body and without County government. It's been my pleasure to serve as an elected official of the County for the last 27 years and I want to thank my colleagues for allowing, indulging me to be a strong representative for the district I love, the 1st Legislative District. Thank you so much.

P.O. LINDSAY:

Legislator Romaine, it's going to be different without you.

Applause & Standing Ovation

Group Photograph Taken

D.P.O. HORSLEY:

All righty. We'll get back to order here. Gang, we all ready? Okay. Just wanted to point out and recognize, in 2010 the Suffolk County Legislature designated November Native American Heritage Month to honor and recognize Long Island's First Americans and the contributions they have made to Suffolk County. In recognition of the Native American Heritage month, I would like to acknowledge a Native American Indian artist, Tonito Valderrama from Eastport who designed the sculpture located in the lobby of the Legislature entitled "Generation Trees". Unfortunately, the artist could not be here today to be with us. So I'd like to give her a hand and thank her very much for her contribution to American Heritage as well as to the arts.

Applause

All righty, I think that concludes the proclamations. We'll be moving to the **Public Portion**. And the first speaker -- of course, you have three minutes, which will be timed, and the first speaker is Eric Biegler representing Sound Park Heights. Eric?

MR. BIEGLER:

Good morning, Ladies and Gentlemen. My name is Eric Biegler, I'm the President of Sound Park Heights Civic Association. I represent over 100 families in the Reeves Park community located in Riverhead, New York.

Before you today there is a resolution, No. 2043, for the County to purchase a property located along the scenic rural corridor of Sound Avenue. My organization has been spearheading this campaign for going on ten years now. Some of you may remember us. We made a presentation about a year ago out in Riverhead when you were there. We used the Joany Mitchell "Big Yellow Taxi" and we did a little slide show presentation for you. It is well established that the preservation of land that will maintain rural character of a region strengthens its economic well-being and grows that area. That was made extremely clear in this area with the adoption of Sound Avenue as a New York State Historical Rural Corridor. The economic benefits of the farmlands and the rural character that comes from this area is felt through every one of your districts. Families from all over Suffolk County, and even all over Long Island and New York State, come out to the East End of Long Island to pick your own strawberries, small children running out of the fields with ruge-colored faces where I'm sure they ate a lot more strawberries than they picked. Families coming to the wineries to get tours of how grapes are produced into wine. Recently we just completed the Fall pumpkin season where you could have seen many cars loaded down with straw bails and corn stalks, barrels filled with pumpkins. People are now flocking out there today to pick up their cauliflower and Bryermere pie for their Thanksgiving feast, shortly followed by their trips out to get their own cut Christmas trees for the holiday season. There aren't many family trips going on to the pumpkin patches of Smithtown anymore or the strawberry fields of Huntington. This is an area we need to protect.

This property is unique along the corridor, as it represents one of the last few wooded areas along what is mostly a farm-covered strip of road. It is a perfect location to view the vistas, to see the wildlife. On this property, there is a majestic maple tree right at the front of it which is going to be a perfect reflecting place for people to take a time out. But unique in another way. For years the communities around this property have gained support for the preservation of this area to create a place of reflection, a memorial park, if you will, with the intended dedication to the first responders, predominantly of the 9/11 attack that took place in New York in September in which we lost one of our own. A place to reflect, a place to recharge, a place to rest.

D.P.O. HORSLEY:

Mr. Biegler, would you please start to wrap it up.

MR. BIEGLER:

Thank you. Thomas Kelly lived in the community of Reeves Park, just purchased his first home, spent a wonderful summer there. He would work as a Brooklyn firefighter, three days in the firehouse, two days back at his house. He never returned to Reeves Park. The community has gotten tremendous support from everyone, from 3,000 signatures we had signed by people in all of your areas, from the North End Environmental Council, from the Pine Barrens Society, the Town of Southold, the Town of Southampton. The Town of Riverhead has earmarked \$50,000 for the development. We have the Boy Scouts of America, we have the Firefighters Union --

D.P.O. HORSLEY:

Mr. Biegler, please.

MR. BIEGLER:

-- all standing behind us. I am.

D.P.O. HORSLEY:

(Laughter) I can see that.

MR. BIEGLER:

Thank you. I appreciate it.

D.P.O. HORSLEY:

We're enjoying it, though.

MR. BIEGLER:

But what you need to do today is to remember that when you adopt this resolution --

D.P.O. HORSLEY:

I see that worked well.

MR. BIEGLER:

-- this property will be purchased. Thank you. Thank you. Do not turn your back on this community. Do not turn your back on this property. Do not turn your back on the first responders. Do not turn your back on Thomas Kelly; he didn't turn his back on us. Do the right thing, approve this resolution. Thank you for your indulgence.

D.P.O. HORSLEY:

So Mr. Biegler, I suspect that you don't want to set up a tree museum and pay a dollar and a half to see them.

MR. BIEGLER:

No, exactly right. Thank you.

D.P.O. HORSLEY:

That's right. There you go. They got a taxi, I got it. Thank you.

MR. BIEGLER:

You got that one in, that's good. Very good.

D.P.O. HORSLEY:

I got it. Okay. Michael DePaoli wants to speak to us about public safety.

MR. DEPAOLI:

Good morning, everybody. I'm Mike DePaoli, a Vietnam Veteran who lives in Suffolk County. I would like to extend the word of Thanksgiving holiday cheer to everybody in the Legislature, knowing full well that a lot of our fellow citizens are without the humble beings of a home, shelter and food.

I would like to also, too, say to Ed Romaine that this suggestion may help him as Brookhaven Town Supervisor. I know it's probably on the minds of a lot of people, but as I go along, perhaps you will understand certain things that take place in emergency preparedness. As the former Suffolk County Director of Emergency Preparedness, I'm here today presenting a new proposal that the Legislature and other Town Supervisors accept and use and produce and train dog lifeguards and dog rescuers for Long Island and United States.

The Suffolk County Legislature is always a first to promote good deeds and good intentions. Here we have the use of dogs, man's oldest friend, to serve as lifeguards. Their innate instincts, their innate abilities, their innate characteristics certainly could assist any lifeguard in rescuing individuals. We're on an Island, we're surrounded by water. On the heels of this tremendous storm, Sandy, we need animals out there, not only for rescue and search but also, too, for therapy dogs. We need them out there, too, as K-9 units. But in support, though, for Long Island itself with tight budget cut backs, it's a good idea that we have or train dog rescuers.

In addition to that, a lot of countries, European countries, foreign countries, since the beginning of time almost have had dogs, dog rescuers. Fishing, training, boating, whaling, you name it, they have been out there. It leaves one of the leading contending countries for dog lifeguards, along with Italian. I favor dog lifeguards not only for that respect, but also, too, if you can save one life, you've done one thing much more so than anybody else could ever do.

So I'm a recipient of a dog from the Guide Dog Foundation as a service dog, and I know the use for veterans and I know the use in our K-9 families that they're all considered members of the family. Just think what it would be if you were out in the water someplace needing help, needing assistance. The instincts of a dog to catch you out at sea, the instincts of a dog to come to you, how much more favorable if you look for somebody coming out and saving you. So I think it's a time of the present. We can start something here in Suffolk County or we could start something here that could go ahead right across the United States and save lives. So I suggest and promote the idea of dog lifeguards and dog water rescuers for Long Island and United States.

In addition to that and as a side note, and it may be apropos to this presentation, respect and honor for government is all favorable. Many lives are being lost on a daily basis to promote the Constitution of the United States.

D.P.O. HORSLEY:

Mr. DePaoli, you're going to have to start wrapping it up. Thank you.

MR. DEPAOLI:

Okay. The White House, the house in Albany and the Suffolk County Legislative house, when people come in the front door, please do away with those dog dishes. It sets a wrong tone. This is the people's public house, a Legislative house. I suggest that you just change those dog dishes, turn them over to the new dog lifeguards and get something that's more apropos for security. I thank you and have a good Thanksgiving.

D.P.O. HORSLEY:

Thank you very much, Mr. DePaoli. Same to you.

All right, the next speaker is Bob Kelly who wants to talk about the park, I believe topic 2043.

MR. KELLY:

Good morning. Bob Kelly again from Reeves Park, retired New York City Firefighter. Just to reiterate what Mr. Beigler was speaking about before. Again, this land acquisition means so much more than just the purchase of open space, to retain it, which is in itself very important to keep the character of Reeves Park, to keep the character of Sound Avenue, to keep the character or the north fork retained in such a beautiful way. But this would also serve as a true hamlet park, a memorial park to all those first responders and all those people that perished that day on September 11th. That was our idea in the beginning, through folks like Ed Romaine and the Town of Riverhead and a lot of good, hard-working people, we were able to bring this forward to this stage and possible even further. You couldn't find a better place to put this memorial park. Again, there's a lot of folks that worked that day that are not getting sick. I've lost far too many friends that also worked that day that have since passed away for their families. Most of them do reside out on the East End of Long Island, summers out in Nassau County. I lost some friends who work in Queens, was also impacted heavily by the storm. The folks that have been working so hard after this storm are a lot of fire fighters, a lot of first responders. Guys like myself that can't work anymore as a regular firefighter because of those days are now doing what we can to help out. It's a way to acknowledge them. And if you met these families and you spoke to these families at all, they would all agree that this truly is a special place out here in Reeves Park and you wouldn't find a better spot to put a memorial. Again, I just want to thank you all for all your time over the years. As we have said, we've been trying to work on this from day one. It's come a long way and I would just like to see it see the light of day in honor of my brother and all those that we lost that day. All right? Thank you.

D.P.O. HORSLEY:

Thank you very much, Mr. Kelly.

All right, the next speaker is Nancy Dallaire who wants to talk about the Traffic Violations Bureau.

MS. DALLAIRE:

Thank you. I understand that the County's held to mandates and that is why the criminals are sheltered, supported and supplied with their medical care. But it's still difficult to bear. Especially when my family struggles, sacrifices and we still can't afford our 65% tax increase by our town. It's frustrating and discouraging. It's almost as if they planned it that way; let's make this decision as the residents are distracted by the disaster. And I was all for that Traffic Violations Bureau when I believed that it would create much needed revenue for Suffolk County, but all I've heard is how much it will cost the County to build or the uncertain fees that must be paid to New York State. I thought the state was assisting the County with these projects, instead I hear that they hold the County to deadlines and impose penalties when these deadlines are not met. I've heard about the anticipated income the Bureau will produce, but I've also heard how that money is already spent. And what if these predictions do not come to pass?

I'm also concerned to learn that they took \$700,000 from the Vanderbilt Museum. And I've been at these meetings when the Vanderbilt requested those funds and now they have extra to spare? Something doesn't sound right there. To borrow as they build and build as they go along makes me believe that the County will pay as it goes along as well. Look at that jail. All that planning and preparation and it's still behind schedule, and I'm sure over budget. But what does that matter? It's mandated. We're committed, committed to the convicts as citizens suffer. That's justice?

There was talk of having an oversight committee to ensure that proper and efficient procedures were followed, but then there's been already talk of privatizing that bureau. So what is the plan? I believe that too many projects are put before this Legislature that are rushed or pressured. They need money now; not some of the money, they need all the money. And the project must be completed by a specific date or there will be fines to pay. I say that we should be asking whether we want a rush job or do we want the job done right, because you can't have it both ways. It seems to me the County invests in these projects or the programs, but before seeing any results they abandon their efforts costing the County. The County will take the time to improve these facilities, but then turns around and sells them before having a chance to benefit from them. The County will easily pay for those increased administrative fees for those red light cameras, but complains about providing vital public health services to our community. And I must respectfully argue that it is not the false hope that the residents or the employees of the John J. Foley Skilled Nursing Facility have needed, just fair representation; even criminals are entitled to that. And I'm saddened by the fact that the criminals have become more important --

D.P.O. HORSLEY:

Ms. Dallaire, you're going to have to start to wrap it up.

MS. DALLAIRE:

-- than the citizens in our County.

D.P.O. HORSLEY:

Oh, there you go. All right. The next speaker is Jill Lewis who wants to talk to us about the park in Riverhead.

MS. LEWIS:

Good morning.

D.P.O. HORSLEY:

Good morning.

LEG. ROMAINE:

Mr. Chairman, Ms. Lewis is the Deputy Supervisor of the Town of Riverhead.

D.P.O. HORSLEY:

Oh, I'm sorry. I would have acknowledged that earlier and had you up to speak first-off.

MS. LEWIS:

That's okay. That's fine. I'm glad to be here with the community members in support of this project. I'd like to thank --

D.P.O. HORSLEY:

And welcome, by the way, on behalf of all of the Legislature.

MS. LEWIS:

Thank you. Thank you to all of you. As most of you may know, this has been a long process, it's been over two years long. I have the first letter of support from the Supervisor of the Town of

Riverhead from October, 2010, asking the County to please consider this. Luckily we had Legislator Romaine as a partner who worked with the community who has got a willing seller to the table, through all the changes that the Legislature has gone through with their acquisition program, has pushed this forward and here we are a little over two years later still with a willing seller hoping that the Legislature will pass this today. And how fitting it would be on Legislator Romaine's last day here to see this project to the end.

I also would like to make sure that the Legislature is aware that the Town Board did pass a resolution dated March of 2012 offering its partnership with this acquisition for \$50,000 to -- for opposed improvements and maintenance for this park. As you heard earlier from the other speakers, this will be a place of reflection. It will be open to all County residents. It's on Sound Avenue, so there's easy access. The County's made a large investment in this area, it would be a shame to lose this opportunity. And I hope that you will approve this today. Thank you. Thank you.

D.P.O. HORSLEY:

Thank you very much, Ms. Lewis and thank you for being down here today and welcome of course.

MS. LEWIS:

Thank you.

D.P.O. HORSLEY:

The next speaker is Tara Bono who wants to speak on behalf of the Citizens Campaign for the Environment.

MS. BONO:

Good afternoon, Legislators. Thank you for the opportunity to speak today. My name is Tara Bono, I am the Program Coordinator at Citizens Campaign for the Environment, and CCE is here today to express support for introduced resolution 1939 which prohibits the use of hydraulic fracturing brine on County properties or roadways which was sponsored by Legislator Calarco and Legislator Hahn.

High volume, hydraulic fracturing waste is often laced with toxic chemical additives including {Benzene}, {Tollalene} Vialine, Hydrochloric acid, biocides and plasterizers. Produced water and production brine contain significant concentration of sodium, chloride, bromide, arsenic barium and natural occurring radioactive material among other contaminants. Many of these additives have been using hydro-fracking fluid are possible carcinogens. In New York State, unfortunately a loophole exists that exempts this drilling wastewater from being classified as hazardous. This loophole presents a significant threat for the public because industrial waste unlike hazardous waste, doesn't need to be tracked. Consequently, it's impossible for us to know exactly where this drilling wastewater ends up.

The hydrofracking industry faces extremely high cost for disposal of this wastewater, so it comes as no surprise that the industry has proposed to use the hydrofracking brine for road spreading, for deicing and to keep dust down on municipal roads. Using hydrofracking waste water on roads is a bad plan for any community in New York State, especially here on Long Island where we have a sole source aquifer.

It would threaten our Island's environment and public health. Runoff with contamination could enter streams, tributaries, rivers, bays and especially our groundwater. In addition, spreading on roadways could cause public exposure, particularly for children or anyone playing in snow and ice in the winter. Allowing the use of this waste on our water -- on our roads would defy logic and, in short, be completely absurd.

While this resolution as is is critically important, one recommendation is to broaden the resolution to include "to prohibit all industrial and toxic wastes on roads." The same chemicals that are used for hydrofracking waste are also used in other oil and gas extraction methods as well. The industry is actively seeking to use beneficial reuse, designation for a wide variety of these chemicals and broadening the law would prevent future attempts to dump and disperse these toxics throughout Suffolk County.

I thank you all for taking action. We urge you to pass this law and expand it to include all kinds of industrial and toxic wastewater to protect Long Island's environment and public health. Thank you for the opportunity to comment.

D.P.O. HORSLEY:

Thank you very much, Ms. Bono.

All right, the next speaker is Annemarie Prudenti from Riverhead, wants to talk about 2043.

MS. PRUDENTI:

Good morning. My name is Annemarie Prudenti, I'm a Deputy Town Attorney for the Town of Riverhead. I'll attempt not to be redundant.

As the Legislators probably are aware, the Planning rated this parcel a 55 for a hamlet park. That's one of the highest ratings a piece of property for a hamlet park has received. In addition, the County Park Trustees unanimously approved the plan for a hamlet park at this location. In addition, the Town of Riverhead has an Open Space Committee. That Open Space Committee ranks parcels, approves parcels, and they approved this parcel for preservation for passive recreation use. The proposed hamlet park is consistent with Chapter 14 of the Town Code of the Town of Riverhead and received unanimous support by all the members of that committee.

While this may seem as a, quote, small park being four acres, to the 100 plus residents in this area, they are extremely passionate about creating a hamlet park in this location. It is the gateway to their community and the Town of Riverhead fully supports it. And thanks, Legislator Romaine, for his continued support for more than the last two years. And we'd simply ask that you give this consideration and approve this as a hamlet park. Thank you.

D.P.O. HORSLEY:

All righty. Thank you very much, Ms. Prudenti. And we will be moving to the --

MR. NOLAN:

Are there any other speakers?

D.P.O. HORSLEY:

Oh, I'm sorry. Is there anyone -- anyone else who like to be heard from this morning? Would anyone like to be heard? Oh, Mr. Ronayne. Come on up.

DIRECTOR RONAYNE:

Good morning. Thank you for the opportunity to speak. I'd like to speak just very briefly --

D.P.O. HORSLEY:

Tom, just for the record, name and --

DIRECTOR RONAYNE:

My apologies. I should know that. Thomas Ronayne, R-O-N-A-Y-N-E, Suffolk County Veterans Service Agency Director. I wanted to speak very briefly in support of IR 2058 which is the resolution to create the Vietnam Veterans, Welcome Home Vietnam Veterans Day. The date of January 27th

coincides with the signing of the Paris Accord which brought to an end the hostilities in Vietnam and allowed our Vietnam Veterans to return home.

Vietnam Veterans presently represent the largest group within our veteran population in Suffolk County. Their contributions to Suffolk County have been tremendous over the years. They are a vital and important part of our community fiber, and I just thank Legislator Stern and the other members for their creation of and their support of this legislation and I would hope that we can look forward to the support of all of the members of the Legislature on this resolution. Thank you.

D.P.O. HORSLEY:

Thank you very much, Mr. Romaine. And we -- you'll advise us on that date and the like.

Okay. Would anyone else like to be heard in the public portion? Would anyone else like to be heard? Okay, I'll take a motion to close the public portion. I'll make the motion.

LEG. CILMI:

Second.

D.P.O. HORSLEY:

Seconded by Legislator Cilmi. All those in favor? Opposed? So moved.

MR. LAUBE:

Fourteen.

D.P.O. HORSLEY:

Can I have all Legislators please come to the horseshoe? We're going to proceed with the agenda.

All right. What I'd like to bring to your attention, the first piece of business is in the small vanilla folder -- manilla folder, the Warrants.

LEG. NOWICK:

Was it the Levy or the Warrants?

MR. LAUBE:

Levy.

D.P.O. HORSLEY:

Okay. Everyone got them in front of you? Apparently, and I think that both on behalf of the Presiding Officer and myself, we would like to note that we do not have any vetoes in the budget and that --

P.O. LINDSAY:

(Inaudible).

D.P.O. HORSLEY:

And we're not sure how to handle all of that because, frankly, we've never not had a veto come over from the County Executive, at least in our memories. And so we're very proud of that and we think it says a lot about working together. So with that, we're going to move the Warrants which is the final product of the budget itself. Okay?

All right, ***Resolution No. 2097, Levying unpaid sewer rents and charges in Suffolk County Sewer District No. 3, Southwest, in the Towns of Babylon, Huntington and Islip.*** May I have a motion?

P.O. LINDSAY:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Lindsay. Seconded by Legislator Cilmi; you're good?

LEG. CILMI:

Sure.

D.P.O. HORSLEY:

Legislator Cilmi. All those in favor? Opposed? So moved.

MR. LAUBE:

Sixteen (Not Present: Legislators Gregory & Spencer).

D.P.O. HORSLEY:

Do same motion.

D.P.O. HORSLEY:

Resolution 2098, Levying unpaid sewer rates and charges in Suffolk County Sewer Districts No. 13, Windwatch and No. 14, Parkland; No. 15 Knob Hill and No. 18, Hauppauge Industrial in the Town of Islip. Same motion, same second. All those in favor? Opposed? So moved.

MR. LAUBE:

Sixteen (Not Present: Legislators Gregory & Spencer).

D.P.O. HORSLEY:

2099, Resolution Levying unpaid sewer rents and charges in Suffolk County Sewer Districts No. 1, Port Jefferson, No. 2, Talmadge Woods; No. 7, Medford; No. 10, Stony Brook; No. 11, Selden; No. 12, Birchwood and Shore; No. 14, Parkland; No. 19, Haven Hills, No. 20, William Floyd, and No. 23, Coventry Manor in the Town of Brookhaven. May I have a motion?

LEG. SCHNEIDERMAN:

Motion.

P.O. LINDSAY:

Same motion, same second.

D.P.O. HORSLEY:

Same motion, same second. All those in favor? Opposed? So moved.

MR. LAUBE:

Sixteen (Not Present: Legislators Gregory & Spencer).

D.P.O. HORSLEY:

Okay, ***Resolution 2100, Levying unpaid sewer rents and charges in Suffolk County Sewer Districts No. 6, Kings Park; No. 13, Windwatch; No. 15, Knob Hill; No. 18, Hauppauge Industrial; No. 22, Hauppauge Municipal; and No. 28, Fairfield at St. James in the Town of Smithtown.*** Same motion, same second. All those in favor? Opposed? So moved.

MR. LAUBE:

Sixteen (Not Present: Legislators Gregory & Spencer).

D.P.O. HORSLEY:

2101, Approving the return of the fund balance of the General Fund, Police District Fund, the District Court District to the taxpayers of the Towns of Suffolk County. Same motion, same second. All those in favor? Opposed? So moved.

MR. LAUBE:

Sixteen (Not Present: Legislators Gregory & Spencer).

D.P.O. HORSLEY:

2102, Determining equalized real property valuations for the assessment rolls of the ten towns. Same motion, same second. All those in favor? Opposed? So moved.

MR. LAUBE:

Sixteen (Not Present: Legislators Gregory & Spencer).

D.P.O. HORSLEY:

Resolution 2103, Approving the tabulation of town charges and fixing the tax levies and charges to the towns under the County budget for Fiscal Year 2013, same motion, same second. All those in favor? Opposed? So moved.

MR. LAUBE:

Sixteen (Not Present: Legislators Gregory & Spencer).

D.P.O. HORSLEY:

Resolution 2104, Approving and directing the levying of taxes and assessments for sewer districts of Suffolk County under the Suffolk County budget for Fiscal Year 2013. Same motion, same second. All those in favor? Opposed? So moved.

MR. LAUBE:

Sixteen (Not Present: Legislators Gregory & Spencer).

D.P.O. HORSLEY:

2105, Affirming and confirming adopting an assessment roll for Suffolk County Sewer District No. 3, Southwest, and directing the levy for assessments and charges within the Towns of Babylon, Islip and Huntington for the Southwest Sewer District in the County of Suffolk for Fiscal Year 2013. Same motion, same second. All those in favor? Opposed? So moved.

MR. LAUBE:

Sixteen (Not Present: Legislators Gregory & Spencer).

D.P.O. HORSLEY:

2106, Extending the time for the annexation of the warrant to the tax rolls. Same motion, same second. All those in favor? Opposed? So moved.

MR. LAUBE:

Sixteen (Not Present: Legislators Gregory & Spencer).

D.P.O. HORSLEY:

2107, Resolution approving the tabulation of town charges and fixing the tax levies and charges to the towns for the MTA tax under the County budget for Fiscal Year 2013. Same motion, same second. All those in favor?

LEG. ROMAINE:

Question.

D.P.O. HORSLEY:

Yes, on the motion.

LEG. ROMAINE:

Yes, on the motion. We're approving a tabulation of town charges and fixing the town tax levies and the charges to the towns for the MTA Tax under the County budget for Fiscal Year 2013. Am I not aware, wasn't there a Supreme Court decision that ruled this tax unconstitutional?

D.P.O. HORSLEY:

I believe you are correct, Mr. Romaine. I'll ask Counsel.

MR. NOLAN:

It's on appeal. The case is on appeal, so there's an automatic stay.

LEG. ROMAINE:

Have they stayed the collection of these taxes, or are we still collecting these taxes?

MR. NOLAN:

The tax will continue to be collected until such time as the Appellate Division and the Higher Courts --

LEG. ROMAINE:

And the Court has approved the collection of these taxes?

MR. NOLAN:

As soon as the State appealed, there's an automatic stay and the status quo is in effect until the Higher Court rules.

LEG. SCHNEIDERMAN:

We get the money back?

D.P.O. HORSLEY:

Please be noted that the Legislature in its entirety finds it an abhorrent tax and I agree with Mr. Romaine on this issue. Okay.

LEG. ROMAINE:

All right.

P.O. LINDSAY:

Could I just pick it up?

D.P.O. HORSLEY:

Yes. Legislator Lindsay.

P.O. LINDSAY:

Legislator Romaine, if the money -- the appeal is won and the money comes back to the town, you'll have to decide whether to give it back to the citizens or use it in your budget.

*(*Laughter*)*

LEG. ROMAINE:

I hope such a choice is possible.

D.P.O. HORSLEY:

Well, we all wish us well. Same motion, same second. All those in favor? Opposed? So moved.

That concludes the warrants.

MR. LAUBE:

Sixteen (Not Present: Legislators Gregory & Spencer).

LEG. ROMAINE:

Mr. Chairperson?

D.P.O. HORSLEY:

Yes, Mr. Romaine.

LEG. ROMAINE:

In light of the people in the audience, I would like permission from my colleagues to take Resolution 2043 out of order so that it could be voted on now and people who have spoken can at least see the outcome.

LEG. HAHN:

Second.

D.P.O. HORSLEY:

What page is that, Ed?

LEG. ROMAINE:

That's on page seven, midway down the page.

D.P.O. HORSLEY:

Okay, page seven, midway down the page.

LEG. SCHNEIDERMAN:

Which one is it?

LEG. ROMAINE:

Two thousand forty-three.

D.P.O. HORSLEY:

I got it.

LEG. ROMAINE:

Twenty-fourty-three.

D.P.O. HORSLEY:

Okay. Mr. Romaine, you're making that motion to take 2043 out of order?

LEG. HAHN:

I'll second that.

D.P.O. HORSLEY:

Second by Legislator Hahn. All those in favor? Opposed? So moved, it has been taken out of

order.

LEG. BARRAGA:
(Raised hand).

MR. LAUBE:
Sixteen. Fourteen. Sarah's out of the room. (ACTUAL VOTE: Fifteen - Opposed: Legislator Barraga - Not Present: Legislators Gregory & Spencer).

D.P.O. HORSLEY:
Thank you, Mr. Clerk.

2043-12 - Authorizing the acquisition of land under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) - Active Recreation/Hamlet Park/Historic and/or Cultural Park component - for the EMB Enterprises, LLC property - Town of Riverhead (SCTM No. 0600-017.00-01.00-005.022) (County Executive).
Legislator Romaine, would you like to make a motion?

LEG. ROMAINE:
I'd like to make a motion for approval. Thank you.

LEG. SCHNEIDERMAN:
Second.

D.P.O. HORSLEY:
Legislator Schneiderman wants to make the second on that. On the motion?

LEG. MONTANO:
How much?

LEG. CILMI:
Yeah, on the motion.

D.P.O. HORSLEY:
Okay. Mr. Montano, do you want to ask a question?

LEG. MONTANO:
Yeah. Robert, just how much is the acquisition?

MR. NOLAN:
One million two hundred seventy-seven thousand dollars.

LEG. MONTANO:
And how much acreage is it?

MR. LIPP:
Four point two acres. It amounts to 305,000 per acre.

D.P.O. HORSLEY:
Okay. Are there any other further questions?

LEG. CILMI:
Yeah.

D.P.O. HORSLEY:

This is 2043, it's on page seven, midway down. This is the memorial park that several --

LEG. BARRAGA:

Environment and Planning.

D.P.O. HORSLEY:

Okay. Are there any further questions?

LEG. CILMI:

Yes.

D.P.O. HORSLEY:

Oh, yes. Legislator Cilmi and then Legislator Anker.

LEG. CILMI:

Yes. Thank you, Mr. Chairman. We have been tabling a resolution, IR 1210 on the agenda, for quite some time because of, in my opinion --

LEG. MONTANO:

What page is it?

LEG. CILMI:

It's under Tabled Resolutions, the one that I'm talking about. That's one point six or so acres at approximately \$295,000 per acre. This parcel I see is \$305,000 an acre; that's an awful lot of money. Why? Maybe to Mr. Romaine or anybody else, and this is with all due respect to the folks who came out in support of this.

LEG. ROMAINE:

Well, I'm not --

LEG. CILMI:

I thought I heard -- let me just finish. I thought heard somebody say something about a town contribution on this as well. Does that mitigate the \$305,000 an acre cost to us, or is that in addition to the 305,000?

LEG. ROMAINE:

That's in addition. The town is going to act as a steward, help with the park, maintain the park once it's built, that's the town contribution. Riverhead, which people may not know, has expended all of its funds and bonded against it. It has no funds available for any additional acquisitions because they were very aggressive in trying to present -- prevent the overdevelopment in Riverhead. So they have spent all their money. All their money that they get from the 2% tax that they tax people who purchase homes in Riverhead has been spent, very little is available.

The reason that this -- and I'm not an appraiser, so just from my view, is that this is a major issue which people may not be aware, but Sound Avenue has been designated by the State of New York as a rural corridor. Because of some land decision many years ago, the developer of this property was able to get it zoned for a shopping center and has submitted a site plan, and I assume it went to ETRB and the appraisal came back as that as a fair, reasonable price. I don't set the price, you don't set the price, we don't get involved in that. That's why we set up a system for that. I can only assume that they've used their professional judgment. The owner of the property paid at least that because it was zoned for a shopping center.

There's multiple reasons why this property should be preserved. Number one, because Sound Avenue is a rural corridor and a shopping center would be the worst thing for it. Number two, because this parcel is extremely important to the community of Reeves Park and the Town of Riverhead because it will serve as a 9/11 memorial to people who have fallen, such as Mr. Kelly's brother, on 9/11. And all the citizens of Riverhead who have fallen on 9/11 will be remembered at that memorial. So for a variety of reasons, this is a very emotional purchase, very important to the Riverhead community.

And I think it's -- and by the way, you spoke of that other resolution? I'm the one, the sponsor, and I've been working with Legislator Barraga about an issue that involved mutual constituents, and that's why that's been tabled. Okay? So that -- we haven't been tabling it because of its price, we've been tabling it for other issues, just to mention that to you.

This is a critical purchase. Of all the purchases, I would say, other than the North Fork Preserve, this is probably one of the most critical purchases that I've dealt with in a Legislature. We've dealt with this for over two years. The contract was signed by the owner -- as you know, they make the owner sign first -- oh, almost a year ago, and it's been waiting and waiting and waiting. The appraisal was done, you know, at the lower part of the market because it was done in the last year. So -- and again, I don't sit on ERTB, but whoever does --

LEG. HAHN:
ETRB.

LEG. ROMAINE:
Right, I'm sorry, you got the right -- can tell you they go through a pretty extensive review of all the appraisals before they make a decision, and for a variety of reasons. And the County Executive also has a determination of when it's brought forward. I thought it was coming forward this summer, but it did not move that quickly. And I've encouraged the Executive and I'm happy to see that me moved it and it will be one of the last votes I cast. This is an extremely critical purchase for the future of Riverhead Town, and I'll just leave it at that. Thank you.

LEG. CILMI:
While I'm --

LEG. HAHN:
Director Lansdale is here.

LEG. CILMI:
While I'm somewhat offended by the price of this, I'm humbled by your description of the purpose and the meaning behind this proposal. And I'll simply say, to conclude at least my remarks here, Ed, that your wisdom and experience will be sorely missed on this body and I appreciate your explanation of this very much. Thank you.

D.P.O. HORSLEY:
Thank you very much, Legislator. Legislator Anker.

LEG. ANKER:
Okay. I think this is a very valuable piece of property. I think it will add value to the East End, you know, on the north fork. Originally the rating was extremely low, and I believe it was because it was passive, but we've changed that to active. So with the memorial, I think, again, you know, my district is right next to -- you know, it includes Sound Beach -- I'm sorry, Sound Avenue. And people need to have this type of landscape as they drive on the north fork. And I understand, Ed, with it being zoned business, it does have an increased value, which even makes it more valuable to us. Because, again, picture the north fork with plazas, with industry, that's not valuable for Suffolk

County. The East End is for -- it's for tourists and that's how we get our taxpayers' money. So I will be in support of this resolution.

D.P.O. HORSLEY:

Thank you very much, Legislator Anker. Legislator Montano.

LEG. MONTANO:

Yeah, I just had a quick question. When was the appraisal done, Ed? Legislator Romaine?

LEG. ROMAINE:

Obviously in the last year, because that's when the contract was drafted. And those who serve on that board who represent the Legislature can tell you when. So it was done in the last year at the lowest part of the market.

LEG. MONTANO:

Okay. Is that accurate, Sarah?

LEG. HAHN:

Director Lansdale is here, if you want to bring her forward.

D.P.O. HORSLEY:

Okay. Sarah, it's up to you to say.

MS. LANSDALE:

Good morning, Members of the Legislature. I don't have the exact date of the appraisal, but it was done within the past year.

LEG. MONTANO:

Okay. Thank you.

D.P.O. HORSLEY:

Okay? Thank you very much, Legislator Montano. Would anyone else like to be heard on this? Yes, Legislator Schneiderman.

LEG. SCHNEIDERMAN:

I'm supporting this as well, but I'm just curious, are there any other uses other than the memorial park planned for this property? Because I see it as active park listed.

LEG. HAHN:

They had a hamlet park planned through the -- yes, to be maintained by the town and trail, correct?

MS. LEWIS:

Legislator Schneiderman.

LEG. SCHNEIDERMAN:

What other uses other than this memorial section?

D.P.O. HORSLEY:

Deputy supervisor, would you like to elaborate on this?

MS. LEWIS:

Yes, please. Yes, there is also a walking trail that's encompassed throughout, there's a reflecting pool area with the memorial, there's park benches and then walking trails throughout the property.

LEG. SCHNEIDERMAN:

So it's passive, basically. It's a passive park, even though it's listed as active.

MS. LEWIS:

Yes.

LEG. ROMAINE:

It's a memorial.

LEG. SCHNEIDERMAN:

Okay. Thank you.

MS. LEWIS:

You're welcome.

D.P.O. HORSLEY:

Okay? Thank you very much, Legislator Schneiderman. Would anyone else like to be heard on this? We're good? We have a motion to approve; is that correct, Mr. Clerk?

MS. ORTIZ:

Yes.

D.P.O. HORSLEY:

We have a motion to approve. Anything else? All those in favor? Opposed?

LEG. BARRAGA:

Opposed.

MS. ORTIZ:

Sixteen (Not Present: Legislator Gregory - Opposed: Legislator Barraga).

D.P.O. HORSLEY:

It has been approved.

All righty. All right, we're going to move to the Consent Calendar on page three. Motion to approve, let's see, anybody?

LEG. BARRAGA:

(Raised hand).

D.P.O. HORSLEY:

Legislator Barraga, motion to approve the Consent Calendar.

LEG. CILMI:

Second.

D.P.O. HORSLEY:

Second by Legislator Cilmi. All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen (Not Present: Legislators Stern & Gregory).

D.P.O. HORSLEY:

Legislator Lindsay.

P.O. LINDSAY:

Yeah, I was remiss before when we were doing the tax warrants. There was an accompanying letter from the County Executive praising the budget process and the cooperation over his almost first year in office with the Legislature, and I was supposed to read it and I didn't. So I'm just going to ask the Clerk to incorporate it into the minutes. All right? That's it.

D.P.O. HORSLEY:

Thank you very much.

We'll be going to *Tabled Resolutions* which is on page five. All right, first up is the one that was mentioned by Legislator Cilmi.

1210-12 - Authorizing the acquisition of land under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) - Open Space component - for the Omni Ventures Inc. Property - Saw Mill Creek addition - Town of Riverhead (SCTM No. 0600-131.00-01.00-003.000).

LEG. ROMAINE:

I'll move to table Resolution 1210.

D.P.O. HORSLEY:

All right. We have a motion to table 1210. Second by Legislator Cilmi. All those in favor? Opposed? So moved, it has been tabled.

MS. ORTIZ:

Seventeen (Not Present: Legislator Gregory).

D.P.O. HORSLEY:

1361-12 - To amend requirements and composition of Women's Advisory Commission (Stern). Legislator Stern?

LEG. STERN:

Motion to table.

D.P.O. HORSLEY:

Motion to table by Legislator Stern. Seconded by Legislator Cilmi. All those in favor? Opposed? So moved.

MS. ORTIZ:

Seventeen (Not Present: Legislator Gregory).

D.P.O. HORSLEY:

Thank you.

1446-12 - Adopting Local Law No. -2012, A Charter Law to protect the County Legislature's deliberative law making process (Montano). Legislator Montano?

LEG. MONTANO:

Table.

D.P.O. HORSLEY:

Legislator -- tabled. Motion to table by Legislator Montano. Second by Legislator Cilmi. All those in favor? Opposed? So moved.

MS. ORTIZ:

Seventeen (Not Present: Legislator Gregory).

D.P.O. HORSLEY:

1635-12 - Further strengthening procedures for procuring consultant services (Kennedy).
Mr. Kennedy.

LEG. KENNEDY:

Motion to table.

D.P.O. HORSLEY:

Motion to table.

LEG. CILMI:

Second.

D.P.O. HORSLEY:

Second by Legislator Cilmi. All those in favor? Opposed? So moved.

MS. ORTIZ:

Seventeen (Not Present: Legislator Gregory).

D.P.O. HORSLEY:

1799-12 - Barring payment to DeGere Physical Therapy Services (Kennedy).
Legislator Kennedy?

LEG. KENNEDY:

Motion to table.

LEG. CILMI:

Second.

D.P.O. HORSLEY:

Motion to table. Second by Legislator Cilmi. All those in favor? Opposed? So moved.

MS. ORTIZ:

Seventeen (Not Present: Legislator Gregory).

D.P.O. HORSLEY:

1904-12 - Appropriating funds in connection with the acquisition and implementation of a County Attorney Case Management System (CP 1811). (County Executive). I guess this is the County Executive?

MR. VAUGHN:

We'd be happy with a tabling motion at this time.

LEG. CILMI:

Motion to table.

LEG. KENNEDY:

Second.

D.P.O. HORSLEY:

Motion to table by Legislator Cilmi. Seconded by Legislator Kennedy. All those in favor? Opposed?

So moved.

MS. ORTIZ:

Seventeen (Not Present: Legislator Gregory).

D.P.O. HORSLEY:

1904A, which is moot because we tabled 1904.

1914-12 - Amending the 2012 Capital Budget and Program and appropriating funds in connection with acquisition of lands for intersection improvements on CR 100, Suffolk Avenue at Brentwood Road/Washington Avenue, Town of Islip (CP 5065) (County Executive).

LEG. MONTANO:

Motion.

D.P.O. HORSLEY:

Motion to approve by Legislator Montano.

LEG. CILMI:

Second.

D.P.O. HORSLEY:

Second by Legislator Cilmi. Any other motions? All those -- we have a motion to approve. All those in favor? Opposed? So moved, it's been approved.

MS. ORTIZ:

Seventeen (Not Present: Legislator Gregory).

LEG. MONTANO:

Renee, put me as a cosponsor.

D.P.O. HORSLEY:

Okay, we're good? We have the corresponding Bond Resolution, ***(1914A - Bond Resolution of the County of Suffolk, New York, authorizing the issuance of \$1,107,500 bonds to finance the cost of acquisition of lands in connection with intersection improvements on CR 100, Suffolk Avenue, at Brentwood Road and Washington Avenue, Town of Islip (CP 5065.212).*** Same motion?

LEG. MONTANO:

Yes.

D.P.O. HORSLEY:

And same second; we're good?

P.O. LINDSAY:

Roll call.

D.P.O. HORSLEY:

Roll call.

(*Roll Called by Ms. Ortiz - Chief Deputy Clerk of the Legislature*)

LEG. MONTANO:

Yes.

LEG. CILMI:

Yes.

LEG. ROMAINE:

Yes.

LEG. SCHNEIDERMAN:

Pass.

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Yes.

LEG. CALARCO:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

(Not Present)

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:
Schneiderman?

LEG. SCHNEIDERMAN:
As I don't like one of the offsets, I'm going to abstain on this.

MS. ORTIZ:
Sixteen (Not Present: Legislator Gregory - Abstention: Legislator Schneiderman).

D.P.O. HORSLEY:
Okay. I have a special request here and I think this is something that we should acknowledge. I'd like to bring up just real quickly Tinsley Row who missed the public portion. She is a Native American Shinnecock and she would like to just address us for three minutes, if that's possible. Tinsley, come on up.

MS. ROWE:
Good morning. Thank you very much. I really appreciate this time. I just wanted to, again, remind you, I'm sure you are all aware since you passed the resolution, that this is Native American Heritage Month. Thank you very much, Suffolk County, for that. But just to say that Thanksgiving is coming up, that we remember Native Americans, that you remember the history, you remember that our struggle continues, if you could in the future. I am very appreciative of Legislator Nowick, I think I said that name right, Susan, for the art in the gallery. That was a nice addition to recognizing us as a people. My work continues with educating people in Suffolk County and the State, but I still hope at some point we will get an office of Native American Affairs here, not only on a County level but on a State level -- I'll keep working until the day I die until it happens -- but that natives get put back in American history and American politics. Thank you very much. I hope you all have a very happy Thanksgiving. I know we will. If you come to my house, I make a great clam stuffing, you should try it. You're welcome any time in Bellport Village, and thank you very much. Enjoy your holidays.

D.P.O. HORSLEY:
Thank you very much, Ms. Rowe. And on behalf of the full Legislature, Happy Thanksgiving to the full Shinnecock Nation.

MS. ROWE:
Thank you. Thank you.

D.P.O. HORSLEY:
Our friends.

Applause

P.O. LINDSAY:
Okay, getting -- page six, *Introductory Resolutions:*

Budget & Finance:

2042-12 - Adding depository to list of designated depositories for Suffolk County (The First National Bank of Long Island) (Presiding Officer Lindsay). I'll make a motion.

LEG. CILMI:
Second.

P.O. LINDSAY:

Second by Legislator Cilmi. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Fifteen (Not Present: Legislators Hahn, Nowick & Gregory)

LEG. BARRAGA:

Bill, question?

P.O. LINDSAY:

Oh, absolutely. I'm sorry. Legislator Barraga has a question.

LEG. BARRAGA:

Do we have any history on this bank in terms of their profits, their income statements, especially in the last 12 months?

MS. VIZZINI:

I don't have any information for you, Legislator Barraga. This was at the request of the Treasurer.

LEG. BARRAGA:

All right. Thank you.

P.O. LINDSAY:

Did you call the vote?

MS. ORTIZ:

Yes.

P.O. LINDSAY:

We did call the vote.

LEG. BARRAGA:

I'm just going to vote in the negative.

P.O. LINDSAY:

Okay.

LEG. BARRAGA:

I don't know anything about this bank, and neither does anybody else.

P.O. LINDSAY:

Okay.

MR. NOLAN:

Did you call the vote?

P.O. LINDSAY:

But if I called the vote too fast, do you want to rescind it and table it?

LEG. BARRAGA:

No, I don't want to table it, I just want to vote no.

LEG. CILMI:

Motion to reconsider the vote?

LEG. BARRAGA:

Just reconsider the vote.

P.O. LINDSAY:

Huh?

LEG. BARRAGA:

Just reconsider the vote and we'll take another vote.

P.O. LINDSAY:

Okay. We have a motion to reconsider the vote, and it's my fault because I called the vote a little too fast. And it's seconded by Legislator Cilmi.

LEG. ANKER:

On the motion?

P.O. LINDSAY:

On the motion to reconsider, go ahead.

LEG. ANKER:

Gail, how long have we used this bank?

LEG. MONTANO:

I don't know where they're at.

MS. VIZZINI:

I'm at a disadvantage, I don't have any background information.

P.O. LINDSAY:

The banks are selected by the Treasurer, but we could get the Treasurer to give you a report on the bank.

LEG. ANKER:

I'd like to learn more information.

P.O. LINDSAY:

Okay. Okay, we have a motion to reconsider and a second. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Seventeen (Not Present: Legislator Gregory).

P.O. LINDSAY:

So the reconsideration carried. Okay, the motion is before us again.

2042-12 - Adding depository to list of designated depositories for Suffolk County (The First National Bank of Long Island) (Presiding Officer Lindsay).

LEG. ANKER:

I'll make a motion to table.

P.O. LINDSAY:

Motion to table by Legislator Anker.

LEG. BARRAGA:

Second.

P.O. LINDSAY:

And second by Legislator Barraga. Legislator D'Amaro.

LEG. D'AMARO:

Yeah, on the motion. I know we've considered other banks in the past. I just wanted to ask Counsel if there's at least a minimum criteria that needs to be met in order for a bank to be placed on the list.

MR. NOLAN:

Yeah, there are minimum criteria set forth I believe in the State law. The Treasurer is the one who vets these banks and makes -- then forwards recommendations to us as to the depositories, and they asked that it be added. We do this fairly -- probably once or twice a year, we designate depositories and then during the year we normally add one or two during the year.

LEG. D'AMARO:

Yeah, I think the Treasurer -- I think the motivation usually is just seeking the best return for the County as it shifts its various cash accounts or funds around. But there is a minimum criteria, so it's not like the bank is coming to us, you can just pull any bank out of a hat. The Treasurer has to vet these not only formerly and run it through the criteria that's established by law, but also then vetting it in a discretionary manner as well and looking at the bank's wherewithal. So I'm confident that if the Treasurer has submitted this bank to us and we're at least meeting the minimum criteria, I don't have an issue with supporting this today.

P.O. LINDSAY:

Okay. Legislator Cilmi.

LEG. CILMI:

Rather than tabling it, would the folks who made the motion and second to table consider just kind of passing over this for the time being, maybe the Treasurer's Office can come to us and speak to this bank at some point later in the meeting.

LEG. ANKER:

I would like to know more information, but that would be fine. Do you want to pass?

P.O. LINDSAY:

Go ahead. Did you make the second, Legislator Nowick?

LEG. NOWICK:

No.

P.O. LINDSAY:

Oh, okay. I have other speakers. I'll put you on the list. Legislator Stern.

*(*The following testimony was taken & transcribed by
Lucia Braaten - Court Reporter*)*

LEG. STERN:

Thank you, Mr. Presiding Officer. I mean, I'm certainly not an advocate for this particular bank, but this was a suggestion that was sent over by the Treasurer. I mean, I have some information. It's located in Hauppauge; two billion dollars in assets; 35 branches on Long Island and in Manhattan; a 17.28% compounded annual growth rate over the last four years; in operation since 19 27. It's

traded on NASDAQ; listed as two of the best operating banks in New York State; named by Bank Intelligence Solutions, a division of Fiserv. Several financial firms rate it very high. I mean, it's not like we don't have any information here, this was information that was sent over, and we're asked to consider that by the Treasurer. So, I mean, I have information in front of me. I'm ready to support it today.

P.O. LINDSAY:

Legislator Spencer.

LEG. SPENCER:

I was going to speak with respect to what Legislator Cilmi said, that I think if we could get information from the Treasurer's Office, but also realize that this had gone through committee, and the committee had recommended that we pass it, and they sort of vetted it, so I'm willing to support it now.

P.O. LINDSAY:

Okay. Legislator Nowick.

LEG. NOWICK:

Yeah. I just want to say one -- Treasurer Carpenter is -- makes the decision as to -- most of the time, as to whether or not -- where the money should go. I'm sure this is not something she just does without researching.

I think Legislator Stern is right, this bank has a -- has a background that you have checked, that we have gotten the information on this. As a former Tax Receiver, I know when you choose to put money into certain depositories, you have well checked out the depositories. And on the other hand -- and once she has done that, I trust in her.

And I will say how nice it is for small banks in Suffolk County to be able to be part of the -- of getting County funds. So I am going to support this, and I do trust the Treasurer, and I know she's done her due diligence.

LEG. MONTANO:

There's no motion.

P.O. LINDSAY:

Is there anybody else?

LEG. MONTANO:

There's a motion that's been withdrawn.

P.O. LINDSAY:

There was a motion to table, and then Legislator Cilmi asked if we could pass by it and get the Treasurer here. I just want a feeling of the group whether they want to do that or they just want to pass it now.

LEG. ANKER:

Can I ask a question?

P.O. LINDSAY:

So, if I have a motion to approve, I'll move that motion forward as well.

LEG. D'AMARO:

I'll offer a motion to approve --

P.O. LINDSAY:

Okay.

LEG. D'AMARO:

-- if there is not one pending.

P.O. LINDSAY:

And a second. And go ahead.

LEG. ANKER:

Okay. Again, I just wanted to have a comfort level in knowing which direction we're putting the money. There's a lot of money, you know, from the County.

And, Gail, again, I would hope the Legislative Advisory would have more information to guide us, just in general. But, again, I'm looking at the background, I'm looking at two billion dollars in assets. I understand that, Legislator Stern. You know, I do have those notes also.

P.O. LINDSAY:

Legislator Muratore, did you want to add something to the conversation?

LEG. MURATORE:

No. I was seconding the motion.

P.O. LINDSAY:

Okay. Okay. So we have some information, as was originally asked for. Do you feel comfortable with that? So we have a motion to approve and a second, and a tabling motion. So the tabling should come first.

LEG. ANKER:

I'll withdraw my tabling.

P.O. LINDSAY:

Okay. The tabling is withdrawn, so we only have an approval motion. So, on the approval, all in favor? Opposed? Abstentions?

MS. ORTIZ:

Sixteen (Not Present: Legs. Kennedy & Gregory).

P.O. LINDSAY:

It's approved. I'm glad because the Treasurer gets cranky when we call her over here.

(*Laughter*)

Okay. **1950 - Adopting Climate Smart Community goals in the County of Suffolk (Horsley).**
Legislator Horsley?

D.P.O. HORSLEY:

Motion to approve.

LEG. D'AMARO:

Second.

LEG. CALARCO:

Second.

P.O. LINDSAY:

We have a motion and a second. Anybody want to talk on the subject? I'll look around this time before I proceed.

D.P.O. HORSLEY:

Well, I'll just make a quick statement, if I may, Mr. Presiding Officer.

P.O. LINDSAY:

Go ahead.

D.P.O. HORSLEY:

This puts us in the enviable position of being out in front on a grant program that is going to be presented by the State of New York for 30 million dollars. And from all accounts from Sustainable Long Island and others, that we have a good shot of getting some of this money, which includes things like hardening the coastline for storm purposes and things like that. So I think it's a good thing to get behind.

P.O. LINDSAY:

Okay. You know what the squirrel says about the one that gets out front? It gets run over first.

D.P.O. HORSLEY:

I'll keep that in mind.

*(*Laughter*)*

P.O. LINDSAY:

Okay. We have a motion and a second on 1950. All in favor? Opposed? Abstentions?

LEG. CALARCO:

Renee, cosponsor.

MS. ORTIZ:

Sixteen. (Not Present: Legs. Kennedy and Gregory)

P.O. LINDSAY:

I know we have Commissioner Chu in the audience. Commissioner Chu, are you pressed for time, because the resos you want to talk about are a couple of pages off. Why don't we take them out of order so you can get back to your business. All right?

COMMISSIONER CHU:

I would greatly appreciate that.

P.O. LINDSAY:

All right. I'm going to make a motion to take 1919 and 1926, or through 1926? Oh, no, they're consecutive. Okay, 1919 and 1926 out of order, because Commissioner Chu is here from Consumer Affairs and would like to talk about those two resolutions.

LEG. CILMI:

And I'll second.

P.O. LINDSAY:

Okay. We have a second by Legislator Cilmi. The resos I'm talking about are on Page 7, towards the bottom of the page. Commissioner, if you would --

LEG. MONTANO:

To take them out of order.

P.O. LINDSAY:

To take them out of order, yeah. We have a motion --

LEG. MONTANO:

Both of them?

P.O. LINDSAY:

-- and I'm going to second them. Yeah, both.

LEG. MONTANO:

Which one, 1919?

P.O. LINDSAY:

And 1926 out of order. And I'm going to second that. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Sixteen. (Not Present: Legs. Kennedy and Gregory)

P.O. LINDSAY:

Okay. The motion to take them out of order is carried. Commissioner Chu, the floor is yours.

COMMISSIONER CHU:

Well, motion 19 -- I'm sorry. *1919 is a motion to abolish the mini-PERB in Suffolk County.* You know, when we were asked -- when Department Heads earlier in the year were asked to examine their departments and find either ways we could do -- deliver our own services more efficiently and effectively, and also search our departments for duplicative services that agencies do provide with the equal level of service, the Public Employee Relations Board, the mini-PERB that we have in Suffolk County, it was found that besides being greatly underutilized over the past several years, was also a service that is being provided that can be duplicated -- that could be provided identically by the New York State Public Employees Relations Board at -- with no cost to the County.

At a minimum, even if the mini-PERB, the Suffolk County mini-PERB, did not handle any cases or hearings, the County would be saving over \$30,000 a year. And if the mini-PERB had heard cases, the cost could be much more -- much more considerable.

So I do respectfully request of the Legislature that you do pass this motion to abolish the mini-PERB, and in an effort to save the County money and not continue to duplicate services provided by New York State.

LEG. MONTANO:

Bill, question.

P.O. LINDSAY:

Yes, Legislator Montano.

LEG. MONTANO:

Good morning, Mr. Chu. The \$30,000, where does that go to, or how is that expended by the mini-PERB? Is that a salaried employee, or is that administrative costs, or what.

COMMISSIONER CHU:

The cost breakdown was roughly \$11,000 to maintain, within a couple of hundred dollars, maintain salaries for the Board itself. The most substantial amount, which was going to the Chairman, which was by legislation -- by legislation was a salary that was tendered regardless of how active the PERB was or not. And the \$20,000 was to retain outside counsel, as necessary, operating the PERB.

LEG. MONTANO:

So it has no employees, and no employees would be affected by this elimination, simply the paid board members and the outside counsel?

COMMISSIONER CHU:

Those were the direct costs. Liz Pearsall, my Deputy Commissioner, was the Director, and our full-time staff that did work on facilitation of the PERB activities.

Another benefit that has come from this, which is that I had Glenn McNabb, who was a tremendous asset as a Deputy Commissioner, a Department Head, taking advantage of an early retirement incentive, and it's enabled Ms. Pearsall, who's been doing a fantastic job, to assume a lot of Mr. McNabb's responsibilities. And, again, it's adding efficiencies in not having to provide staff-wise a service that's provided by the State.

LEG. MONTANO:

Right. So no -- but essentially, no employees, no staff will be affected, no one will be laid off, you'll simply reassign those functions within your own office; am I correct?

COMMISSIONER CHU:

That is correct.

LEG. MONTANO:

Okay, thanks.

P.O. LINDSAY:

Anybody else on 1919? No, okay. We have a motion?

MS. ORTIZ:

I don't have a motion.

P.O. LINDSAY:

No, we don't. I make a motion to approve.

LEG. BARRAGA:

Second.

P.O. LINDSAY:

Second by Legislator Barraga. All in favor? Opposed? Abstentions?

LEG. ROMAINE:

Abstain.

MS. ORTIZ:

Fifteen. (Not Present: Legs. Gregory and Spencer)

P.O. LINDSAY:

Okay, it passed. Okay. And then 1926, Commissioner Chu.

COMMISSIONER CHU:

1926 is a motion to consolidate the Department of Labor and the Department of Consumer Affairs, and to consolidated the department, which would be henceforth known as the Department of Labor, Licensing and Consumer Affairs.

Again, we worked with -- all of the departments in the County had interactions with the County Executive's Performance Management Team earlier in the year. Again, an examination was had as to which departments could be ripe for consolidation. And the Consumer Affairs serves as an extremely important function to residents of Suffolk County. Through attrition over the past several years, or actually more than that, going back a decade, has, in a limited administrative capacity, has found it increasingly difficult to perform its duties. You know, it's the feeling of the Administration that these two departments have a tremendous amount of synergies. There are very good individuals working at Consumer Affairs. I'm very proud of the staff that we have at the Labor Department. And it's my strong feeling, as well as the Administration's, that this consolidation will help to serve the residents of Suffolk County better by making synergistic opportunities for joint administration.

P.O. LINDSAY:

Okay. You know, I'd just like to comment on that. Before I was a Legislator, I was on the Electrical Licensing Board for many years, so I'm very familiar with the operations of Consumer Affairs, and it was a very strong advocate for the Department. They do great, great work, and really protect our consumers. And what a lot of people don't know, it's one of the few departments in the County that actually made money with the services that they provide to our citizens, and with little or no resources.

I mean, the shop that we gave them to work out of was the most disgusting office space I have ever seen; I mean, literally no resources at all. So the consolidation, and especially moving where they were, they were next to where the police boneyard was over there, where all the police cars were, in a Quonset hut that was falling down.

To move them to the Labor Department I just think is long, long overdue to upgrade their space. And, hopefully, by consolidating, they'll have more resources to act better.

I'm extremely interested in the reso about the licensing limousines and taxis or limousines, because I was involved in that under the last administration. I carried a resolution that passed and we found very, very difficult to implement because of a lot of reasons. So I wish you well with that, and I strongly support this reso as well.

And when you get to that licensing process, please contact me, Commissioner Chu, because I have a lot of information at the last attempt that we made in this area, you know, and I'd be happy to help. Yes, Legislator Hahn still has the floor. I'm sorry, I interrupted you, I took your time.

LEG. HAHN:

Yeah, I didn't even -- I didn't even know you had acknowledged me, so thank you.

P.O. LINDSAY:

Oh, so that's shows you you're not listening to me.

*(*Laughter*)*

LEG. HAHN:

Probably. Sorry about that.

P.O. LINDSAY:

That's all right.

LEG. HAHN:

And I want to say ditto to what the Presiding Officer said, because I do think this is long overdue, I do think this is much needed. But I do just want to also have you either clarify and/or repeat for exclamation the fact that we're not cutting in any way the number of individuals who will be investigating Consumer Affairs complaints, but it is your belief that through the efficiencies will come and give additional staff support to those tasks and those roles that are so important to our constituents, you know, that may call with complaints. So I just -- I want you to repeat that on the record, that, you know, we're not really -- we're not in any way going to be cutting the amount of investigative time, etcetera, and those very important functions that that department serves.

COMMISSIONER CHU:

Sure, Legislator, and I certainly appreciate the question and the concern. I just want to review quickly some of the administrative resources that the Labor Department will be able to bring to make the Consumer Affairs Department administratively stronger.

The Labor Department has very strong personnel, finance, IT units, which will now be working in coordination with, you know, hopefully prospectively with the federated approach that the County Executive's Performance Management Team has recommended.

We also have a very active grant development and very highly qualified Grant Development Unit. A grant has not been written out of the Department of Consumer Affairs in I don't think anybody's memory. And we also have a Communications Officer, which will now be able to serve the public by making sure, and especially -- it's become especially critical in the situation that we've found ourselves in the last several weeks where unlicensed workers -- it's a ripe opportunity for unlicensed work and predatory practices.

As far as the investigative functions go, when we worked with Performance Management to examine what the core functions of Consumer Affairs were and how they could be enhanced, the investigators and the -- the Consumer Affairs investigators and the Weights and Measures inspectors, you know, they're pretty much those in the trenches and those in the field that are doing the direct activities that need to be done to make sure that both consumers are getting -- are being protected, and the other constituency, which I think cannot be overlooked, which is legitimate businesses that pay in some cases a considerable amount of money to be licensed by the County, are getting a fair value through those fees in the way of the County making sure that we're properly regulating the businesses that we have been given purview to do through the Legislature.

On a couple of components, we found that the investigators were pretty much acting as a soup-to-nuts. They were starting from operation A to Zed, everything from first phone call to administering over their own hearings. Again, this was a lot of time dedicated to activities that were not directly related to what their expertise was, which is going out and pursuing inquiries, complaints from the public, as well as doing active, as opposed to passive, enforcement.

So through this, through this consolidation, another component of the Labor Department, a resource that we weren't able to dedicate to this, is experienced mediation abilities, which will allow, not only to take some of the burden -- take all of the burden of the responsibility for hearings from the investigators, but we believe will also create a much fairer process for both the -- for both the consumer and for the license-holder, or non-license-holder, creating a kind of a balance between those doing the investigations and those doing the hearings. And we expect that will free up as much as 20% of the time of the investigators to, again, be doing more investigative work.

On the front end, part of this proposal calls for the addition of six part-time positions, so the County will not be incurring the cost of additional benefits and retirement costs. And the intent of the department -- the intent is to hire experienced, potentially, retirees, or those who have experienced trade knowledge specific to certain sectors that we have been -- we have the responsibility to enforce, that will be able to help on the front end, and satisfy some of the 20% administrative work

that comes on the front end. So this will -- this combination of -- this combination of the new approach will allow as much as 40% of the investigator's time to be given back to doing what we need them to be doing, which is doing enforcement.

LEG. HAHN:

Excellent. And I had heard that said in the committees previously, and I just thought it was necessary to repeat that and hear that again, because that's very important to all of us here and to our -- the residents of Suffolk County and the businesses, you're right. So thank you.

D.P.O. HORSLEY:

Thank you very much, Legislator Hahn. Would anyone else like to be heard? We're good? Okay. I don't -- as far as I know, we don't have a motion on this, right?

MS. ORTIZ:

No.

D.P.O. HORSLEY:

Motion by Legislator Barraga.

LEG. HAHN:

Second.

LEG. KENNEDY:

Second.

LEG. D'AMARO:

Second.

D.P.O. HORSLEY:

Whoa, everyone jumped on that one. Legislator Hahn makes the second on the motion to approve. Anything else? We're good? All those in favor? Opposed? So moved. It's been approved.

MS. ORTIZ:

Sixteen. (Not Present: Legs. Gregory and P.O. Lindsay)

COMMISSIONER CHU:

I just want to quickly thank the Legislature for taking these motions out of order, it's greatly appreciated, and take a quick moment to commend both the staffs of the Consumer Affairs Department and the Labor Departments for their exceptional performance throughout the crisis that we have been dealing with over the last three weeks. Thank you very much.

D.P.O. HORSLEY:

Thank you. And we echo your appreciation for the staff and crew, we feel the same way about them.

COMMISSIONER CHU:

Great.

D.P.O. HORSLEY:

So thank you very much, and Happy Thanksgiving.

COMMISSIONER CHU:

You, too. Thank you.

D.P.O. HORSLEY:

Okay. Very good. Okay. We're going to move back, unless there's some others to be taken out of order, we'll move back to Page 6, Economic Development. I believe where we left off was with 1953; is that correct?

MS. ORTIZ:

Correct.

D.P.O. HORSLEY:

All righty. *Improving oversight of the County's Tourism Promotion Program (Pres. Officer).* Do we have a motion on this?

LEG. STERN:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Stern. Legislator Muratore makes the second. On the motion, everyone good? Okay. All those in favor? Opposed? So moved, it's been approved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Gregory and P.O. Lindsay)

D.P.O. HORSLEY:

All right. *1994 - Accepting and appropriating a 100% reimbursed grant from the U.S. Department of Housing and Urban Development for the Emergency Solutions Grant Program and authorizing the County Executive to execute the agreements (Co. Exec.).* Okay, we're good? Legislator Calarco makes the motion, seconded by Legislator Stern. All those in favor? Opposed? So moved, it's been approved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Gregory and P.O. Lindsay).

EDUCATION AND INFORMATION TECHNOLOGY

D.P.O. HORSLEY:

Okay. Moving to Education and Information Technology:

1945 - Authorizing transfer of surplus Blackberries, accessories and other telephone devices to AHRC (Stern).

LEG. STERN:

Motion.

D.P.O. HORSLEY:

Legislator Stern makes the motion.

LEG. D'AMARO:

Second.

D.P.O. HORSLEY:

Second by Legislator D'Amaro. All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Gregory and P.O. Lindsay)

D.P.O. HORSLEY:

1946 - Authorizing transfer of surplus Blackberries, accessories and other telephone devices to Victims Information Bureau of Suffolk (Gregory).

LEG. D'AMARO:

Motion.

D.P.O. HORSLEY:

Legislator Gregory is not here. Legislator D'Amaro makes the motion, second by Legislator Spencer. All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Gregory and P.O. Lindsay)

D.P.O. HORSLEY:

2001 - Authorizing transfer of surplus Blackberries, accessories and other telephone devices to The Retreat (Schneiderman). Legislator Schneiderman --

LEG. SCHNEIDERMAN:

Motion.

LEG. HAHN:

Second.

D.P.O. HORSLEY:

-- makes the motion, second by --

LEG. MURATORE:

(Raised hand).

D.P.O. HORSLEY:

-- Legislator Muratore. All those in favor? Opposed? I'm sorry, did I miss something?

LEG. ANKER:

That was Kara. Kara said --

D.P.O. HORSLEY:

Oh. Yes, he did.

LEG. HAHN:

I have a cold, so --

D.P.O. HORSLEY:

Muratore had his hand up; I saw him first.

LEG. HAHN:

I have a cold, so my voice is lower than usual.

D.P.O. HORSLEY:

I saw Legislator Muratore with his hand up. I was -- that was acceptable. We have a motion and a second. All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Gregory and P.O. Lindsay)

D.P.O. HORSLEY:

Is it cosponsored by Legislator Hahn?

LEG. HAHN:

Sure.

D.P.O. HORSLEY:

There you go. All right. Everybody's happy. *2050 - Appropriating funds in connection with the Learning Resource Center - Grant Campus (CP 2159)(Co. Exec.).*

LEG. MONTANO:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Montano. Is there a second?

LEG. KENNEDY:

Second.

LEG. ANKER:

(Raised hand).

D.P.O. HORSLEY:

Second by Legislator Anker. All in favor? Opposed? Approved.

LEG. MONTANO:

List me as a cosponsor, Renee.

D.P.O. HORSLEY:

And Legislator -- 2050A is a -- there's a corresponding bond resolution. Roll call.

MR. NOLAN:

Same motion, same second.

D.P.O. HORSLEY:

Same motion, same second. I'm sorry. Thank you.

*(*Roll Called by Ms. Ortiz, Chief Deputy Clerk*)*

LEG. MONTANO:

Yes.

LEG. ANKER:

Yes.

LEG. ROMAINE:

Yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. CALARCO:

Yes.

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

(Not Present)

LEG. STERN:

(Not Present)

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

(Not Present)

MS. ORTIZ:

Fifteen. (Not Present: Legs. Gregory, Stern and P.O. Lindsay)

D.P.O. HORSLEY:

Okay. The bond resolution passes.

ENVIRONMENT, PLANNING AND AGRICULTURE

All right. We're moving to Environment, Planning and Agriculture.

1909 - Amending Local Law in regard to the membership of the Aquaculture Lease Board established under the Suffolk County Shellfish Aquaculture Lease Program in Peconic Bay and Gardiners Bay (Co. Exec.).

LEG. HAHN:

Motion.

LEG. SCHNEIDERMAN:

Second.

D.P.O. HORSLEY:

I'm sorry, who said that? Legislator Hahn. Yes, you're right, your voice is much deeper. Legislator Schneiderman seconds the motion. On the motion, everything good? All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Gregory and P.O. Lindsay)

D.P.O. HORSLEY:

All right. *1948 - Making SEQRA determination in connection with proposed Sewer District No. 3 - Southwest Bergen Point Wastewater Treatment Plant Outfall Replacement Project (Town of Babylon) (Presiding Officer).* I'll make the motion.

LEG. ROMAINE:

Mr. Chairman.

D.P.O. HORSLEY:

Yes.

LEG. ROMAINE:

Could I have the courtesy of asking the Clerk to -- you're so quick --

D.P.O. HORSLEY:

I am very quick. Thank you.

LEG. ROMAINE:

I know you are. To go back and list me as a cosponsor on 1909?
Thank you.

LEG. SCHNEIDERMAN:

List me, too.

LEG. ROMAINE:

And I'll second the motion.

D.P.O. HORSLEY:

And second the motion on the Bergen Point proposal, SEQRA proposal. So we have a motion and second. Everybody good? All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Gregory and P.O. Lindsay)

D.P.O. HORSLEY:

All righty. *1978 - Authorizing the acquisition of land under the New Suffolk County Drinking Water Protection Program, effective December 1st, 2007, Open Space component, for the Estate of Jack Weinstein, Lillian Weinstein and Robert A. Weinstein property - Manorville Pine Barrens Core - Town of Brookhaven (SCTM No. 0200-562.00-03.00-001.000) (Co. Exec.).*

LEG. HAHN:

Motion.

D.P.O. HORSLEY:

Motion by Legislator -- the high voiced and always pitch perfect Legislator Hahn.

LEG. ROMAINE:

Second.

D.P.O. HORSLEY:

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

LEG. BARRAGA:

(Raised hand).

MS. ORTIZ:

Fifteen. (Not Present: Leg. Gregory and P.O. Lindsay).

D.P.O. HORSLEY:

Okay.

LEG. ROMAINE:

Could the Clerk list me as a cosponsor?

MS. ORTIZ:

Barraga opposition.

D.P.O. HORSLEY:

Are we good? Okay. *1979 - Authorizing the acquisition of land under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) - Open Space component - for the Long Island Realty Company property - Manorville County Greenbelt addition - Pine Barrens Core - Town of Brookhaven (SCTM No. 0200-461.00-03.00-038.000) (Co. Exec.).*

LEG. HAHN:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Hahn.

LEG. ROMAINE:

Second.

D.P.O. HORSLEY:

Second by Legislator Romaine. On the motion? Everyone's good? All those in favor? Opposed?

LEG. BARRAGA:

Opposed.

D.P.O. HORSLEY:

So moved.

MS. ORTIZ:

Fifteen. (Not Present: Leg. Gregory and P.O. Lindsay)

LEG. ROMAINE:

Could the Clerk please list me as a cosponsor?

MS. ORTIZ:

Yes, sir.

D.P.O. HORSLEY:

I think more apropos, but when you last cosponsor, that will be the -- that will be the historic motion.

LEG. ROMAINE:

I'm going to do something for you.

D.P.O. HORSLEY:

There you go. Okay. *1981 - Authorizing the acquisition of land under the New Suffolk County Drinking Water Protection Program (effective December 1, 2007) - Open Space component - for the Alvarado property - Beaverdam Creek - Town of Brookhaven (SCTM No. 0200-932.00-01.00-034.000).*

LEG. MURATORE:

Motion.

MR. NOLAN:

Muratore.

D.P.O. HORSLEY:

Muratore makes the motion, second by Legislator Browning. All those in favor? Opposed?

LEG. BARRAGA:

Opposed.

MS. ORTIZ:

Fifteen. (Not Present: Leg. Gregory and P.O. Lindsay).

D.P.O. HORSLEY:

So moved.

LEG. BROWNING:

Cosponsor, Renee.

D.P.O. HORSLEY:

Got the cosponsors, you good?

MS. ORTIZ:

Any others?

D.P.O. HORSLEY:

All righty. *1991 - Appropriating funds for the purchase of equipment for groundwater monitoring and well drilling (CP 8226) and approving the purchase of a vehicle in accordance with Section 186-2(B)(6) of the Suffolk County Code and in accordance with the County Vehicle Standard.*

LEG. KENNEDY:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Kennedy. Legislator Schneiderman seconds the motion. All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Gregory and P.O. Lindsay)

D.P.O. HORSLEY:

We have a corresponding bond issue, 1991A. Do we have a motion on it? Same motion, same second. Roll call.

*(*Roll Called by Ms. Ortiz, Chief Deputy Clerk*)*

LEG. KENNEDY:

Yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. ROMAINE:

Yes.

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Yes.

LEG. CALARCO:

Yes.

LEG. MONTANO:

(Not Present)

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

(Not Present)

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Fifteen. (Not Present: Leg. Gregory, Leg. Montano and P.O. Lindsay)

D.P.O. HORSLEY:

Thank you very much, Madam Clerk. ***2000 - To appoint member of the County Planning Commission (David L. Calone)(Co. Exec.)***. Whose district --

LEG. HAHN:

Motion.

D.P.O. HORSLEY:

I thought so, Legislator Hahn's. And since Dave was my former -- came from my District, I'll make the second on the motion. All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Gregory and P.O. Lindsay)

D.P.O. HORSLEY:

And he was at the meeting, by the way.

2003 - Amending the Adopted 2012 Operating Budget to transfer funds from Fund 477 Water Quality Protection, amending the 2012 Capital Budget and Program, and appropriating funds in connection with Geiger Lake Park Redevelopment Sewer Infrastructure (CP 8240)(Co. Exec.). This would be Legislator Gregory's District, so anyone from Babylon want this?

LEG. STERN:

Motion.

D.P.O. HORSLEY:

Legislator Stern and -- makes the motion.

LEG. D'AMARO:

(Raised hand).

D.P.O. HORSLEY:

Second by Legislator D'Amaro. On the motion, we're all good? All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Gregory and P.O. Lindsay)

D.P.O. HORSLEY:

I'll cosponsor that as well. Thank you.

2033 - Appropriating funds for the Brownfields Program, former Canine Kennel site at Gabreski Airport (CP 8223) (Co. Exec.).

LEG. SCHNEIDERMAN:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Schneiderman.

LEG. ROMAINE:

Second.

D.P.O. HORSLEY:

Second by --

LEG. CILMI:

On the motion.

D.P.O. HORSLEY:

-- Legislator Anker. Okay. On the motion.

LEG. CILMI:

Yes. Thanks, Mr. Chair. I'm wondering, this is money for Brownfields Program, and I know we're anxiously awaiting a reply from New York State in terms of our land bank proposal that we had made, which could I believe help mitigate these situations less expensively. Maybe Sarah could -- Lansdale could speak to that a little bit, through the Chair.

D.P.O. HORSLEY:

Sure.

LEG. CILMI:

If I could ask.

D.P.O. HORSLEY:

Absolutely.

LEG. CILMI:

Thank you.

D.P.O. HORSLEY:

Commissioner?

LEG. CILMI:

I'm not sure if the things -- if these -- you know, if the resolution is mutually exclusive from the land bank proposal, but if you could clarify.

MS. LANSDALE:

Sure. The land bank proposal, Suffolk County did submit a land bank application for the first round. We were not selected. The application deadline for the second round of land banks, which is the second five land banks, the State legislation authorizes ten land banks to be created, that deadline is January 31st of 2013. And, yes, you're right, that it would help mitigate some of the costs that are

associated with the cleanup of these Brownfields if a land bank were formed, because the County would be able to dispose of these sites without bearing the cost of cleanup, and have a -- encourage the private sector to redevelop these sites at the same standards, these same environmental standards that the State has.

LEG. CILMI:

So do you know, or does anybody in the room know, if there's an emergent need to appropriate this money now, or is it something that can wait until we see whether or not we've been approved for the land bank?

MS. LANSDALE:

I don't have that answer.

LEG. CILMI:

Tom? Sorry.

D.P.O. HORSLEY:

Mr. Vaughn?

MR. VAUGHN:

I'm going to say that if you guys would skip over this one and let me see if I can get a better answer to it, rather than me trying to make up an answer.

D.P.O. HORSLEY:

Yeah. Repeat the question.

LEG. CILMI:

Legislator Calarco, we're waiting -- the deadline was January -- did you say January 31st, Sarah, on the applications for land bank status from New York State? And I would hope that some time shortly after that we'll hear whether or not we were approved. And if we are approved, that will enable us to deal with Brownfield sites such as this in a much less expensive way. So I'm suggesting, if there's no emergent need to appropriate this money now, why don't we wait to see whether or not we've been approved and deal with it then?

LEG. CALARCO:

Well, if I'm not mistaken, I don't believe the Land Bank Program will help us with this particular parcel, as well as the next parcel, and I know I have one in my District as well; and that we already took title to these properties, we closed the lien. It's not a matter of the Land Bank Program where we're selling off the liens and never actually taking title and taking responsibility for the property, we have title to this property, we own it, we have responsibility to clean it up at this point in time.

This one, as well as the next one, as well as the one in my District, we've been battling these things around for 12 years now. I know you have one in your District as well. I'm not sure we took title to that one. But with the ones that we don't have title, the Land Bank Program is going to help us divest of those properties without having to clean them up, whereas in this instance, we own it, we have to clean it up. We might as well just get the work going and clean the property.

D.P.O. HORSLEY:

Tag, you're it.

MR. VAUGHN:

Pardon me, sir, but to add to what Legislator Calarco just said, these two projects are also part of the Capital Budget, which was approved earlier this year, I believe. And there has been ongoing work on those projects. These are continuations of existing projects.

And my further understanding from the Health Department was that, similar to what Legislator Calarco had said, this was part of a -- we had, unfortunately, taken title to these as part of a previous policy, which we are no longer doing now, which is how we do believe the land banks can be helpful to us in the future in getting these things cleaned up.

D.P.O. HORSLEY:

Okay. Legislator Cilmi.

LEG. CILMI:

Do you concur, then, that the two issues are mutually exclusive? Because we've taken title to this property, that this property would not be eligible then for transfer to the land bank.

MR. VAUGHN:

No, sir. I believe what I'm saying is that because we have already started doing work on this property, I don't understand the mechanism by which the land bank would be of assistance in this particular parcel.

LEG. CILMI:

Okay. So we have actually already begun some sort of remediation on this property?

MR. VAUGHN:

There has been work done, whether it's been planning. I do believe that there has been some sort of work started as well. And that if we -- we can get Health down here if you'd like, but my understanding is that there has been funding expended on both the planning side and some actual work done on these two properties, yes.

LEG. CILMI:

I mean, if you're certain of that, then that's fine. I just don't want to bond money unnecessarily.

MR. VAUGHN:

And I completely understand that, so we have Director Lansdale actually reaching out to the Health Department right now to provide further clarification, and we are completely fine with you either passing over it or waiting for a response on that.

LEG. CILMI:

Well, if it's okay with -- maybe let's just pass over this, and if we get a good answer, then I'm happy to support it.

D.P.O. HORSLEY:

Okay. So what we'll do is on 2033 and 2033A, we will skip over until we have further clarification. Okay. How about 2034, is it going to make a difference? You want to do all -- get information for all three?

LEG. CILMI:

Yes.

D.P.O. HORSLEY:

Okay. Skip, skip, skip. Okay. It's just the two, right?

LEG. CILMI:

Two.

D.P.O. HORSLEY:

Yeah, okay. Very good. And we did 2043.

2066 - Amending the 2012 Capital Budget and Program and appropriating funds in connection with the purchase of equipment for groundwater monitoring and well drilling (CP 8226). Legislator Romaine, this is your bill.

LEG. ROMAINE:

Yes, and I'd like to move it. This is for the fire wells. This is \$25,000 for five fire wells. Recommendations came out of the Wild Fire Report. And I've worked very closely with numerous fire departments that cover the Pine Barrens that have asked for the ability to have fire wells.

What you may not know is there are no water mains there, so what would happen is in the matter of wildfires, they would have to wait for the fire to burn to the road, and they would burn hundreds of acres before it would get to the road, so that's where they would have their pumper trucks. By having fire wells strategically located, and they've determined amongst them where they should be, all they would need to get in there is a brush truck with a generator and they could fire up the fire wells and fight the fire, instead of waiting for the fire to come to the road, otherwise -- and save hundreds of acres from being burnt.

D.P.O. HORSLEY:

So this purchases equipment to do that?

LEG. ROMAINE:

That's correct.

D.P.O. HORSLEY:

The wells are in place or --

LEG. ROMAINE:

No. These wells would be --

D.P.O. HORSLEY:

This would also drill the wells as well?

LEG. ROMAINE:

It would cover everything for five wells.

LEG. ANKER:

I'll second.

D.P.O. HORSLEY:

All right. Legislator --

LEG. ROMAINE:

At least five wells, possibly more.

D.P.O. HORSLEY:

Okay. Legislator Romaine has made a motion to approve, second by Legislator Anker.

LEG. HAHN:

Just a quick question.

D.P.O. HORSLEY:

And on the motion.

LEG. HAHN:

Do they have to build the roadways to those wells within for the fire truck to access?

LEG. ROMAINE:

No. They have interior roads. If you've ever seen in the Pine Barrens, they have interior like dirt trails, and stuff like that, that the brush trucks go in.

LEG. HAHN:

And I just want to make sure --

LEG. ROMAINE:

And that they have no ability -- that we lost one of our brush trucks in Manorville. We have no ability to fight the fire because we have no source of water. And what was so sad is --

LEG. HAHN:

And the pumper truck just doesn't hold enough.

LEG. ROMAINE:

Right, right. You had to wait for the fire to burn closer to the roads --

LEG. HAHN:

Where the water supply is.

LEG. ROMAINE:

-- and you'd watch hundreds of acres go up because they didn't have any water source, unless there was a pond around that they could draw on to fight these fires, so --

LEG. HAHN:

Do they have to be trained in the drafting, or is that what the --

LEG. ROMAINE:

No. The fire department, that's not what they're doing. They all know what they're doing on this. What they wanted was wells that would allow them to strategically locate it to prevent a major conflagration, so they would have a water source within the interior of the -- Pine Barrens is a wide area covering Ridge, and Manorville, and Southampton, and Eastport, Riverhead, and a number of other locations. And this, we determined that at least --

LEG. HAHN:

Yes, it's very much needed.

LEG. ROMAINE:

Oh, absolutely.

D.P.O. HORSLEY:

But, also, what I'm trying to make sure we all recognize is that the training to draft is also something that's a specialty that our Fire Academy provides.

LEG. ROMAINE:

Right.

LEG. HAHN:

And we need to make sure that all of those departments have that training as well, because --

LEG. ROMAINE:

All of them get trained, as you know, Firemen I, Firemen II.

LEG. HAHN:

Yes.

LEG. ROMAINE:

All of them get that training.

LEG. HAHN:

Especially drafting is important, so --

LEG. ROMAINE:

Right, drafting from ponds and things like that. There aren't that many, so they determined strategically where these fire wells should be located. And through the departments, we'll have --

LEG. HAHN:

And so they bring in a pump? Is that what happens, is they bring the generator pump?

LEG. ROMAINE:

They bring the generator. Each of the pumps will have a generator that they can attach to the well, and, therefore, fight. And it gives us a better shot of preventing, I mean, literally hundreds of acres being burned because we're sitting on the road waiting for the fire to come to the road. And that was one of the things that came out of the wild fire report, and I've worked with all -- they're all within my district. I've worked with all of the departments in my District to -- when we did this, and, obviously, with our Well-drilling Unit. And they're going to stick in at least five wells that they know of, maybe more.

LEG. HAHN:

Good. Thank you. Renee, I'd like to cosponsor. I'm sorry, Madam Clerk.

D.P.O. HORSLEY:

All right. We have a cosponsor there. And Legislator Anker would like to be -- ask a question.

LEG. ANKER:

Actually, I just wanted to make a comment. My family almost lost a family member. We have a horse stabled in Manorville, and the fire came right up to the stables, right up there. And what I was told by a firefighter, who was actually injured, they -- this group of firefighters, they had to jump in the pond over in Manorville to protect themselves. And it reminded it -- this will sound strange, but it sounds like a Disney movie, where the animals actually all gathered in the pond just to get away from the fire; deer, rabbits, whatever, rodents. So the water was vital to put out the fire. So I would also like to cosponsor this.

D.P.O. HORSLEY:

All righty. We have two cosponsors. Anyone else like to be heard on this? All right. We have a motion to approve. I don't think we have any other motions. All those in favor? Opposed? So moved.

2066A, the corresponding bond resolution --

MS. ORTIZ:

Sixteen. (Not Present: Legs. Kennedy and Gregory)

D.P.O. HORSLEY:

-- I'll make same motion, same second. Roll call.

*(*Roll Called by Ms. Ortiz, Chief Deputy Clerk*)*

LEG. ROMAINE:

Yes.

LEG. ANKER:

Yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. CALARCO:

Yes.

LEG. MONTANO:

Yes.

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

(Not Present)

LEG. NOWICK:

Yes.

LEG. GREGORY:

(Not Present)

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Sixteen. (Not Present: Legs. Kennedy and Gregory)

LEG. SCHNEIDERMAN:

Renee, cosponsor.

D.P.O. HORSLEY:

Okay. We're good? I'm sorry, I was chatting. Okay. We are going back now to, if everyone -- to 2033, the ones -- the two that we skipped over. Apparently, we have clarification on those issues. Mr. Vaughn, do you want to do it, or do you want to talk to Ms. Lansdale?

MR. VAUGHN:

I'm going to ask Ms. Lansdale to make the statement, since she was the one who spoke with the Health Department directly.

D.P.O. HORSLEY:

Okay. Very good. Come on up.

MS. LANSDALE:

Thank you. I just spoke with the Health Department and confirmed that both of these properties are owned by the County and are enrolled in the New York State Brownfields Program, so we are required to clean up these properties.

D.P.O. HORSLEY:

Okay? Legislator Cilmi seems to be okay with that answer. And I believe we have a motion to approve; is that correct?

MS. ORTIZ:

For 2033, yes.

D.P.O. HORSLEY:

Yeah, on 2033. All right. We have a motion to approve. Without anyone else looking to speak on this, all those in favor? Opposed? So moved, it's been approved. Now we have the same motion --

MS. ORTIZ:

Fourteen. (Vote Amended to 16/Not Present: Legs. Kennedy and Gregory)

D.P.O. HORSLEY:

Thank you. Same motion, same second on the pending bond resolution for 2033A.

*(*Roll Called by Ms. Ortiz, Chief Deputy Clerk*)*

LEG. SCHNEIDERMAN:

Yes.

LEG. ANKER:

Yes.

LEG. ROMAINE:

Yes.

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. CALARCO:

Yes.

LEG. MONTANO:

Yes.

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

(Not Present).

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Sixteen. (Not Present: Legs. Kennedy and Gregory)

D.P.O. HORSLEY:

All right. Thank you very much. That's 2033 and 2033A. We're moving to ***2034 - Appropriating funds for the Brownfields Program, former Wallpaper Factory site in Lake Ronkonkoma***

(CP 8223) (Co. Exec).

LEG. CILMI:
Motion.

LEG. MURATORE:
Motion.

D.P.O. HORSLEY:
Motion by Legislator Cilmi, second by Legislator Muratore. On the motion, everybody good? Okay. All those in favor? Opposed? So moved, it's been approved. Same motion, same second --

MS. ORTIZ:
Fifteen. (Not Present: Legs. Kennedy and Gregory)

D.P.O. HORSLEY:
-- on the bond issue. Roll call.

MS. ORTIZ:
I'm sorry, I missed the first and second.

D.P.O. HORSLEY:
Cilmi/Muratore.

MS. ORTIZ:
Thank you.

*(*Roll Called by Ms. Ortiz, Chief Deputy Clerk*)*

LEG. CILMI:
Yes.

LEG. MURATORE:
Yes.

LEG. ROMAINE:
Yes.

LEG. SCHNEIDERMAN:
Yes.

MR. BROWNING:
Yes.

LEG. HAHN:
Yes.

LEG. ANKER:
Yes.

LEG. CALARCO:
Yes.

LEG. MONTANO:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

(Not Present)

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory).

GOVERNMENT OPERATIONS, PERSONNEL, HOUSING & CONSUMER PROTECTION

D.P.O. HORSLEY:

All righty. We're moving to Government Operations, Personnel, Housing and Consumer Protection.

1698 - A Local Law to amend post-employment restrictions. Legislator Schneiderman?

LEG. SCHNEIDERMAN:

Motion to table.

D.P.O. HORSLEY:

Motion to table.

LEG. CALARCO:

Second.

D.P.O. HORSLEY:

Second by Legislator Calarco. All those in favor? Opposed? So moved, it has been tabled.

All right. We have approved --

MS. ORTIZ:

17 -- 16. (Not Present: Legs. Gregory and Nowick)

D.P.O. HORSLEY:

-- thank you -- 1919 and 1920. *We're moving to 1935, which is a Local Law to safeguard employees displaced by privatization (Browning).* Legislator Browning?

LEG. BROWNING:

I will have to table for one cycle.

D.P.O. HORSLEY:

Okay. Seconded by -- I'm sorry, is that Calarco? Legislator Calarco seconds the tabling motion. All those in favor? Opposed? So moved. It's been tabled.

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory)

D.P.O. HORSLEY:

All right. *1971 - Authorizing the sale of County-owned real property pursuant to Section 72-h of the General Municipal Law to the Town of Southampton for Affordable housing Purposes (SCTM No. 0900-260.00-04.00-005.001)(Co. Exec.).*

LEG. SCHNEIDERMAN:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Schneiderman.

LEG. ANKER:

Second.

D.P.O. HORSLEY:

Second by Legislator Anker. All those in favor? Opposed? So moved.

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory)

D.P.O. HORSLEY:

It's been approved. Okay. *1941 - Approving the appointment of Douglas King to the Suffolk County Disabilities Advisory Board - Group D (Gregory).* That's Legislator Gregory's. I'll make the motion to approve.

LEG. CILMI:

I'll second.

D.P.O. HORSLEY:

Second by Legislator Cilmi. All those in favor? Opposed? So moved.

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory)

D.P.O. HORSLEY:

1944 - Approving the reappointment of Clifford Hymowitz to the Suffolk County Disabilities Advisory Board (Group D) (Muratore). Legislator Muratore?

LEG. MURATORE:

Motion to approve.

D.P.O. HORSLEY:

Legislator Muratore makes the motion, seconded by Legislator Cilmi. All those in favor? Opposed? So moved. 1952.

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory)

D.P.O. HORSLEY:

1952 - Approving the reappointment of David K. Parkinson as a member of the Suffolk County Board of Health (Pres. Officer).

P.O. LINDSAY:

Motion to table for one cycle.

D.P.O. HORSLEY:

Motion to table, I'll second the motion. All those in favor? Opposed? So moved, it's been tabled.

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory).

D.P.O. HORSLEY:

1996 - Requiring tracking of long-term care service inquiries (Browning). Legislator Browning.

LEG. BROWNING:

Motion to approve.

D.P.O. HORSLEY:

Motion -- makes a motion to approve. Is there a second on the motion?

LEG. MURATORE:

(Raised hand.)

D.P.O. HORSLEY:

Legislator Muratore wants to second the motion. This is 1996, requiring a tracking program of long-term care service inquiries.

LEG. MONTANO:

Could we get an explanation?

LEG. CILMI:

Can we get a brief description?

D.P.O. HORSLEY:

Yeah. Well, as soon as we have a motion to approve, we can -- on the motion, Legislator Cilmi, you want to ask the question?

LEG. CILMI:

If we could just get a brief explanation of this, Counsel, please, or to the sponsor?

LEG. BROWNING:

Well, I could start with letting you know this was a recommendation by Suffolk County Health Care Task Force back in 2008, and it's basically to create a central repository needed for people who are seeking information about the types -- different types of long-term care services in Suffolk County.

As you all know, the vote to sell John J. Foley was approved, and I think it's vital, you know, that we know what services are available, and if residents can gain second access to these services. This -- I know that the Commissioner came because there was -- I don't remember the name of the group that was formed by the County Executive after the sale. I believe there was -- a CN came. He -- this is basically merging what this -- to what they currently are going to be doing.

I think it's important that when you have Suffolk County residents who are looking for long-term care for their family members, that if they call Suffolk County Health Department, obviously DSS would be involved, or could be the Office of Aging, that could be contacted, or people with disabilities. You know, we have to make sure that they're getting all the services that they need, and that all the information they need. I think it's important that they also track to make sure that when they are -- when they call for assistance to Suffolk County Health Department, or, like I said, the Office of the Aging, and they say they need long-term care for their family members, we should be able to follow up on that to make sure that they are finding a place for them to go. And, basically, it will be a quarterly report to let us know what the outcome of the types of requests are that they have, whether that family member was located in a nursing home or a facility somewhere in Suffolk County, on Long Island, Upstate, out of state. I think these are things that it's important for us to know.

D.P.O. HORSLEY:

Okay.

LEG. CILMI:

I mean, that certainly sounds perfectly reasonable and commonsensical. And, in fact, we should probably entertain or at least explore whether or not our Department of -- I guess it would be our Department of Transportation is doing similar work with respect to SCAT phone calls. Because I remember not too long ago a lot of those phone calls about SCAT, complaints and whatnot, were basically being written down on napkins and tossed in a draw somewhere, and there was really no system of looking back to see whether or not the complaints were being properly addressed. And certainly, in the realm that you're speaking about here, that's critically important, I think.

So, Clerk, please list me as a cosponsor on this bill.

MS. ORTIZ:

Yes.

LEG. CILMI:

Thank you. Thank you, Kate.

LEG. BROWNING:

Thank you.

D.P.O. HORSLEY:

All right. Legislator D'Amaro.

LEG. D'AMARO:

Thank you. I would like to ask through the Chair. Legislator Browning, I heard your explanation, I just need a little more clarification.

What exactly -- if I'm a County resident and I'm contacting the County for long-term care assistance, what exactly can I expect from the County in return? Because my concern is that if we're not in the business of providing long-term care, and someone is going through probably a very difficult time when you're looking for that type of service, if you contact Suffolk County, is there an expectation, or are we raising expectations that somehow the County is going to help solve your problems and the issues that you're having at a very difficult time?

LEG. BROWNING:

Right. If you remember, there was a CN for a Patient Advocacy Group that would be formed. And this would basically -- I think that there are some components of that that I believe are missing, and this would basically tie into that. So we already have the Patient Advocacy Group. I'm just expanding this a little bit, adding, you know, a couple of the other departments, and also requiring that they notify us that we are given the information as to what the outcome is.

You know, I've had -- I was actually at a ribbon-cutting recently at a nursing home in my district, and one of the residents -- one of the employees went to school with Chris Barnes. I'm sure we all know who Chris Barnes is from John J. Foley. And she told me that they tried to get him into that nursing home and they would not take him because of his condition and long-term care.

So we could wind up seeing -- what I think is important, that when we have -- people are calling, say the Patient Advocacy Group, that they would be provided with the necessary information, what nursing homes are providing long-term care, and be able to direct them, whether it be within Suffolk County or somewhere else in the state or -- and out of state, and I think it's necessary for us to get that information.

LEG. D'AMARO:

Okay. The legislation, though, doesn't speak to this new Office of Advocacy, Patient -- what? I don't know the formal title of that.

LEG. BROWNING:

No. The Patient Advocacy Group was formed by the County Executive through CN, if you remember.

LEG. D'AMARO:

Right.

LEG. BROWNING:

Right after the John J. Foley sale.

LEG. D'AMARO:

But shouldn't we then -- wouldn't any department in the County that's getting a call or contacted from a resident for long-term care, then wouldn't that department just refer the person making the inquiry to this new Patient Advocacy Department? In other words, if you want to do any tracking at all, I think it should be tracked by the fulcrum, the agency that's going to really be receiving in the end all of the inquiries, and then deciding what to do with them and how to handle them, and perhaps at the same time tracking them. I'm not sure that it would make sense to put it at the department level. I mean, anyone can pick up a phone or go into a Social Services Center or contact the Department of Health and say, "I need this assistance," but I think at that point, those departments would refer the person making the request over to this new advocacy group.

LEG. BROWNING:

What happens is, is very often, when someone -- if someone calls the Health Department and they're looking for assistance, you have the Patient Advocacy Group. But many times it would come through either the Office of the Aging or -- and, again, DSS would be involved because of Medicaid. So I think it's important to make sure that all of those departments are working together to make

sure that if a Suffolk County resident is calling for help, that they know they're getting the assistance that they're supposed to get from all departments.

LEG. D'AMARO:

Well, again, that's an issue I have, because I'm not sure that by just imposing a tracking requirement that we're giving any assistance. And then the second issue in my mind is if we're tracking and you're somehow going to rely or use the data that we're tracking, it's not really an indication of the need or demand for this type of service, because it only -- it's based upon who happens to make a call to a County Department, it doesn't really reflect what's happening in the County.

So what I'm asking is, again, if I call a County Health Department and I say, "I need help with long-term care," what service exactly is the Health Department going to give me?

LEG. BROWNING:

Well, in the past, if someone called and said, "I need help with long-term care," we could direct them to a nursing home that belongs to the County. However, we don't have one anymore. We potentially -- well, we're not sure yet. However, you know, if that, in fact, happens, we will have residents who may be looking for long-term care.

Like I said, you know, George Barnes called my office, "I need long-term care for my son, I'm bringing him home from England. Where can I put him? I've called five nursing homes already, nobody wants him." And I was able to direct him to a nursing home that would take him. So I think it's important that we provide that service.

LEG. D'AMARO:

But that doesn't affect what this bill is doing. I just think that if we create it by CN, the Office of Patient Protection and Advocacy, if that's the proper name, I think we should get that up and running and let it do its job. I don't think imposing all of these requirements on various County Departments at this time is necessarily just going to solve anything. I mean, I think the intent of the legislation is fine, but I think it would be better placed if you would put -- if you'd work with this new agency, or maybe even have them have a tracking requirement, which would be fine as well.

LEG. BROWNING:

Well, like I said, the Health Commissioner was here, he had no objections to it, and no objections to any amendments or changes to what they're going to do.

LEG. D'AMARO:

Well --

D.P.O. HORSLEY:

Okay?

LEG. D'AMARO:

Whatever --

D.P.O. HORSLEY:

Thank you, Legislator. Legislator Spencer.

LEG. SPENCER:

I took this up in Committee, and also am well aware of this Patient Advocacy Office. And as we've made these difficult decisions with regards to not only the nursing center, but looking in the future, our health clinics, health care is very complex, not only for insurance and coverage reasons, but also just getting people to the right place. And we have to realize that there's a void that's there as we

make these difficult decision, and there's no way we can do this cleanly.

And when I look at the Patient Advocacy Office, that we needed to make a decision and move during very difficult times. And establishing this Advocacy Office, the way I look at Kate's bill is that it provides some direction for this Advocacy Office.

Now, you're right. I agree with Legislator D'Amaro, that it's not going to necessarily give a true reflection of the need, but it will give a reflection of those who are calling up and, I guess, engaging this office. It will allow us to kind of keep a record or a database just in terms of what the -- those who have engaged, what that need is. And I feel that looking at the legislation and what it requires, there's not a lot of -- it's not very onerous. I think that it can be adopted into the Advocacy Office, and that's why in the committee we decided to support it, and I support this legislation.

D.P.O. HORSLEY:

Okay. Thank you very much, Legislator Spencer. Legislator Montano, then Mr. Vaughn.

LEG. MONTANO:

No, you could pass on me.

D.P.O. HORSLEY:

Okay. Mr. Vaughn.

MR. VAUGHN:

Thank you very much, Legislator Horsley. The County Executive's Office agrees with much of what Legislator D'Amaro has just stated in that we don't have a problem with the intent of the legislation. I'm not positive that I would characterize it the way Dr. Tomarken spoke on the record about this bill as being in support. I do believe that his point was that he felt that it may be possibly redundant, given the fact that we have moved to establish a Patient Advocacy Group. I know that we would like at least the opportunity to get that operation off the ground, see how it runs, and then see what revisions need to be made to it going forward in the future.

I think that I also agree, that while we do find that the intent of this legislation is null, we would like the opportunity to get Patient Advocacy running first before we -- before we move on this.

D.P.O. HORSLEY:

Thank you very much, Mr. Vaughn. Legislator Hahn.

LEG. HAHN:

Is there an opportunity for tracking of inquiries with regard to rehabilitation needs and addiction counseling, like is there any long-term care for that? This is very separate from that, correct?

LEG. BROWNING:

Yes.

LEG. HAHN:

I think that there's a broader need. I think that this could certainly be expanded even beyond what she's considering, but I definitely think there's a broader need, and why I think -- part of why I think the Patient Protection Unit was established, why I worked on that, on developing that, is that there really is a need to understand where our needs are, where our health care needs are, where our system in Suffolk County is failing. And I support you in this, Kate, and I also -- I think it should be broadened, and we can do that at another time, but I do support you in this today.

D.P.O. HORSLEY:

Legislator Browning.

LEG. BROWNING:

Yeah. Mr. Vaughn, I'm just curious. The Patient Advocacy Group, is there going to be any kind of report from them when they do get up and running? And, you know, why wouldn't they be up and running already? When did we pass this?

MR. VAUGHN:

They are -- we are in the process of establishing that organization, Legislator Browning, as you do know. The Health Committee has frequently invited Commissioners, Deputy Commissioners, and anybody else to issue reports on a variety of topics. I also know that we are still also in the process of litigation concerning the Foley center. But, I mean, we do have the intention, this Legislature has adopted, and that Patient Advocacy Group will go forward.

LEG. BROWNING:

And will they be required to report to the Legislature at any time?
I don't remember anything like that being in the bill.

MR. VAUGHN:

Again, I don't remember anything about that being in the bill either.

LEG. HAHN:

I think it was in the bill.

MR. VAUGHN:

But the Health Department has -- I mean, the Health Department comes to the Health Committee every month. They're pretty good at reporting.

LEG. HAHN:

I think it was in the bill, but I'll pull it up and I'll get it for you.

MR. VAUGHN:

I don't have the bill in front of me. Pardon me, Legislator Hahn, for that.

D.P.O. HORSLEY:

Okay. Kate, are you done?

LEG. BROWNING:

I'm done.

D.P.O. HORSLEY:

All right. Anyone else? Legislator Stern.

LEG. STERN:

Yeah, thank you. You know, there -- it looks like there are -- there are two issues going on at the same time within this initiative; one is tracking and providing information, and the other one seeks to have some element of advocacy. So maybe through the Chair, to Legislator Browning, I mean, I understand that this is something that you want to make part of the Patient Advocacy Group. So do you see this more as part of advocacy and some type of representation, or do you see it simply as a way to collect data that will help us make decisions going forward? I'm just not quite sure where -- exactly where you want to go with it.

LEG. BROWNING:

Well, I think it's both. I think it's important that we not only provide the service, but I think that we should also be collecting the data to see if, you know, we're doing what's right by Suffolk County residents, and if some of the decisions we've made in the past were the right decisions.

LEG. STERN:

Here's my concern with the collections of the data. You have data collected on similar matters by HHS at the Federal level, you have data being collected by the New York State Health Department, you're going to have another set of data now.

And Legislator D'Amaro is right, our data really is going to be determined -- our numbers are determined by those that actually pick up a phone and contact us, rather than some other level. They could be going to the State, they could be going to their Federal Government, they could make the call to the towns who have advocacy representatives that help guide their residents towards long-term care services in the community.

In addition, you could have someone that calls up and says, "I have a real long-term care need, but I can't get local placement." And my concern is that that's going to be an indication, you know, as to whether or not we are providing services, or provided a particular service in the past, and might need to look at providing some kind of a particular service once again going forward.

You can't make that determination based on a phone call. I mean, so much of that is based on analysis of a patient review instrument and whether or not there's particular availability at a given time on a discharge. And you have decisions that are made, you know, at a social worker level, in the discharges departments of all the various hospitals; real concern that you're going to get information that's not necessarily going to jive very well with what we get from our Federal and State departments.

I mean, where do you see all of that playing? And do you -- I guess I would like to see that if we are going to go forward here, that as we're compiling that data, that it be done in conjunction with the information that we're getting at the Federal level and the State level as well, because that's where an awful lot of these -- not just inquiries are made, but the data is collected because they're the ones providing the services.

LEG. BROWNING:

Okay. You go to your doctor's office, there could be something posted providing the information on the Advocacy Group. That's something that should be done in everybody doctor's office, because, you know, if you bring your aging family member or a very ill family member to a doctor and they say, "Well, you may need to put them long-term care," where are they going to go from there? Obviously, the doctors can help out.

But, no, you're not going to be able to track everybody, but then why are we going to bother with a Patient Advocacy Group if you feel that way?

LEG. STERN:

Well, my understanding -- correct me if I'm wrong. My understanding with the Patient Advocacy effort was to make sure -- I think we all shared a concern that residents at the Foley facility would be looked after if there was going to be a sale that goes through. We're all concerned about the residents that are there. I think we all believe that we had an ongoing responsibility to make sure that residents of Foley were looked after. Here, I mean, you're talking about something just a little bit different. I guess my question is where does our advocacy begin and end, and when are we just collecting data to -- you know, to look not just at residents of a particular facility, but at a need countywide?

LEG. BROWNING:

Okay. Well, let me read to you here in the County Executive's response to our budget. It says here that, "Together we were able to come up with a solution that will keep the residents in their beds and the employees at their jobs at John J. Foley." So, clearly, the Advocacy Group isn't going to be looking to help the existing residents of John J. Foley, because, according to the County Executive,

that's been resolved. What about the people, the Suffolk County residents, in the future who need HEAP and are looking for places for their family member? That's what the Patient Advocacy Group, I believe, was formed for.

D.P.O. HORSLEY:

Okay.

LEG. STERN:

The --

D.P.O. HORSLEY:

Oh, I'm sorry. I thought you were done, Sir.

LEG. STERN:

That's okay, that's okay.

D.P.O. HORSLEY:

Go ahead.

LEG. STERN:

That's not my understanding. And, again, my support for Patient Advocacy was to make sure that those that we, again, all believed that we had a very strong responsibility to look after, even after the facility was no longer a County facility, was going to be maintained.

I'm going to support the resolution, but, certainly, for me, I hope we would all agree that we want to make sure that numbers that we are coming up with here paint an accurate picture of what the needs of our residents are going to be going forward, which cannot just be determined on phone calls that happen to be made to the County. This is really going to depend on resources that we can get at the Federal level, at the State level.

And I would hope that anybody who contacts the County for advocacy would also appreciate that it's not necessarily the role of County Government to provide that advocacy. I mean, there are social workers in the hospitals, there are discharge planners. I mean, every single case is so different, it depends on the analysis that's being done. I'd agree with Legislator D'Amaro. My hope here is that Suffolk County residents, when they make a call to get information, don't have an unrealistic expectation at the same time.

D.P.O. HORSLEY:

May I add that I agree with you, Legislator Stern. Legislator D'Amaro.

LEG. D'AMARO:

Yeah, just to end the debate, I guess. It's important that, at least to me, that if you supported the sale of the Foley Nursing Home does not mean that you don't think there's no demand for long-term care. We know that. It's kind of mixing apples and oranges. You know, supporting the sale of the Foley Nursing Home really meant in my mind that I know there's demand out there, and it's best met by other entities, not Suffolk County. And, in fact, we didn't close the Nursing Home, we're selling the Nursing Home. So that facility is still going to be available, but not run by Suffolk County.

So tracking these very -- in a very unscientific way tracking inquiries to try and show that there's a demand for a County nursing home is a complete disconnect to me, if that's the purpose of this legislation. You know that decision was made for a lot of reasons, but it certainly wasn't made because you believe that there's no demand for long-term care in Suffolk County. So if that's the purpose of tracking, I think it's just a waste to take other departments that may or may not get

phone calls and have to set up all kinds of systems now to track this type of call when we're not even in the nursing home business, and we have another department or this advocacy agency that's being established now to try and help County residents to the extent that we can provide some guidance.

So I just don't -- my concern about this bill is it's well intentioned, I don't think it does harm, except in the fact that I think you're actually misleading residents at this point. If I make a phone call and you're tracked, then what are we doing with that data? I mean, it just -- it seems to me that we shouldn't be holding ourselves out as being able to help through all these various departments when the department that should be helping is the one where the calls should be directed, and maybe even tracked.

LEG. BROWNING:

Well, then I guess we should reconsider the Patient Advocacy Group and maybe scrap that, too, and -- because that's what I see, that's probably a waste of time, too. So, you know, I think just call the vote.

D.P.O. HORSLEY:

Okay. With that in mind, we'll -- everybody good? We'll call the vote. Roll call.

*(*Roll Called by Ms. Ortiz, Chief Deputy Clerk*)*

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. ROMAINE:

Definitely, yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Pass.

LEG. CALARCO:

Yes.

LEG. MONTANO:

Yes.

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

(Not Present)

LEG. STERN:

Yes.

LEG. D'AMARO:

No.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

No.

LEG. ANKER:

Yes.

MS. ORTIZ:

Fifteen. (Not Present: Leg. Gregory).

LEG. CALARCO:

Renee, cosponsor.

D.P.O. HORSLEY:

Renee, Cosponsor.

D.P.O. HORSLEY:

Okay. *2007 - Amending the 2012 Adopted Operating Budget to transfer funding from the United Way of L.I. to the Mental Health Association of Suffolk County for the purpose of continuing the provision of Housing Mediation Services (Co. Exec.).* Do I have a motion on this? You guys good? Anybody? Motion?

LEG. SPENCER:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Spencer. Is there a second on the motion?

P.O. LINDSAY:

I'll second it.

D.P.O. HORSLEY:

Second by Legislator Lindsay. All right. On the motion, everybody's good? All those in favor? Opposed? So moved, it's been approved.

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory)

D.P.O. HORSLEY:

2019 - To extend deadline for Tick and Vector-Borne Diseases Task Force (Romaine).

Legislator Romaine?

LEG. ROMAINE:

Motion.

D.P.O. HORSLEY:

Makes a motion to approve. Is there a second on the motion?

LEG. SPENCER:

Second.

D.P.O. HORSLEY:

Second by Legislator Spencer. All those in favor? Opposed? So moved, it's been extended.

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory)

D.P.O. HORSLEY:

2057 - Amending the 2012 Adopted Operating Budget to transfer funding from the Brentwood Union Free School District and the Town of Islip to various agencies for the provision of Chemical Dependency Services. (Co. Exec.).

LEG. SPENCER:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Spencer.

LEG. CILMI:

Second.

D.P.O. HORSLEY:

Second by Legislator Cilmi.

LEG. MONTANO:

On the motion.

D.P.O. HORSLEY:

On the motion.

LEG. MONTANO:

Yeah. I'd like to ask Mr. Schneider a couple of questions on this.

D.P.O. HORSLEY:

Is Mr. Schneider here?

LEG. MONTANO:

Yeah, he's here.

D.P.O. HORSLEY:

Oh, there he is.

LEG. MONTANO:

He's sitting over there behind the podium.

D.P.O. HORSLEY:

Oh, there he is. Are you ready for this, Mr. Schneider?

MR. SCHNEIDER:

Sure. What number are we on?

*(*Laughter*)*

D.P.O. HORSLEY:

2057.

LEG. MONTANO:

John, it's the bill on --

MR. SCHNEIDER:

I'm glad I stopped in.

LEG. MONTANO:

How are you doing, John?

MR. SCHNEIDER:

I'm great. How are you doing?

LEG. MONTANO:

I just want to get your attention.

MR. SCHNEIDER:

Sure.

D.P.O. HORSLEY:

2057, Mr. Schneider, quick.

*(*Laughter*)*

LEG. MONTANO:

Yeah. John, what can you tell me about this, because I don't really know anything about it.

MR. SCHNEIDER:

Sure, I could tell you the title of it.

LEG. MONTANO:

Okay. I could read the title.

MR. SCHNEIDER:

Okay.

LEG. MONTANO:

Well, what I'm asking, seriously, John, is I don't know anything about it. It's actually in my district. I read the bill, but I'm just wondering why I don't know anything about it other than what's in the bill, because we haven't had a chance to talk about it. I would have thought maybe I would have been notified. But what can you tell me? What's going on here, or maybe Tom?

MR. SCHNEIDER:

Yeah.

MR. VAUGHN:

My understanding is that this came to us from the Health Department. The services could not be provided in -- through one venue, so we reallocated the money to provide them in another.

LEG. MONTANO:

All right. With respect to -- it says to transfer funding from the Brentwood Union Free School District.

MR. VAUGHN:

It also cites the Town of Islip ACCESS and ACCESSO Chemical Dependency.

LEG. MONTANO:

Right. Yeah, I'm aware of them. I haven't had a chance to speak to anyone from the school district, and I don't even know their position. Do they have a position on this? I didn't even know they were getting money.

MR. VAUGHN:

My understanding -- pardon me, sir. My understanding is that the contracts that were in place with Brentwood ended June 30th, and that the contract that was in place with the Town of Islip ended on October 31st.

P.O. LINDSAY:

Legislator Montano.

LEG. MONTANO:

Yeah. Is there -- is this time sensitive? Go ahead, Bill.

P.O. LINDSAY:

Could I interrupt?

LEG. MONTANO:

Sure.

P.O. LINDSAY:

I'm sorry.

LEG. MONTANO:

Absolutely.

P.O. LINDSAY:

I think Ms. Vizzini might be able to shed some light, because it does have to do --

LEG. MONTANO:

Okay. That will help me.

P.O. LINDSAY:

-- with some budget issues that we've talked about.

LEG. MONTANO:

Go ahead, Gail. Thanks, Tom, appreciate it. I didn't mean to catch you off guard.

MS. VIZZINI:

I believe that these are State pass-through mental health monies and these are being reallocated. Since the Town of Islip is getting out of the administrative services, they are being reallocated to these other agencies at the request of the State; that Family Service League Outreach and West Islip YES will perform the services. The Town of Islip used to subcontract for the delivery of the services. These monies will be going directly to these agencies.

LEG. MONTANO:

Is this time sensitive?

MS. VIZZINI:

From the context that these monies theoretically should be spent before the end of the fiscal year, otherwise they would have to be carried over in some way if you --

LEG. MONTANO:

Is that a yes?

MS. VIZZINI:

There's some time sensitivity to it. I suppose it could wait another cycle, but --

LEG. MONTANO:

Tom?

MR. VAUGHN:

We'd like to see this --

LEG. MONTANO:

Is it time sensitive?

MR. VAUGHN:

We'd like to see this go today, yes.

LEG. MONTANO:

All right. But is it time sensitive? I know what you'd like, but what I'm asking is, is it time sensitive, or why is it time sensitive, or why would you like to see it go through today? I don't mean to put you on the spot. I know that you probably didn't plan on this coming up, but --

MR. VAUGHN:

No, that's fine. We would like to see it go through today, because I think that, as we all know, contracts do take some time to progress through the Budget Office and the various other County agencies that they will need to progress through. There is -- as Gail Vizzini just said, there's also the issue of making sure the money gets spent at the end of the year. And it is also my understanding that -- to providing more time is one of the reasons why the Legislature changed their process of when you guys could all amend the budget. So I believe it was Legislator Gregory that pushed back your last amendment to September just to provide more opportunity to get the paperwork through. So we're changing the budget. There will be paperwork that needs to go along with it, providing the agencies as much flexibility as possible to get that money to them would be why we would like to see this go today.

LEG. MONTANO:

Well, if I heard this correctly, I think Gail said that this was done at the recommendation of the State. Did the State recommend these two programs, Family Service League and YES, or was that done through your office? I mean, I would think that the recommendation to pass the monies somewhere else came from the State, but I don't think they would designate the agencies to receive

it.

MR. VAUGHN:

The first -- pardon me -- the fourth Whereas Clause does say New York State --

LEG. MONTANO:

Excuse me?

MR. VAUGHN:

-- OASAS is in support of Family Service League assuming the provision of treatment services.

LEG. MONTANO:

I'm sorry, Tom. What was that?

MR. VAUGHN:

The fourth Whereas Clause, sir, says that the New York State OASAS is in support of Family Service League in assuming provision of treatment services formerly provided by the Town of Islip's ACCESS Program, and is in support of Outreach Development Corporation assuming the provision of treatment services formerly provided by the Town of Islip's ACCESSO Program, effective January 1st -- or November 1st.

LEG. MONTANO:

Right. That says -- what you just said is that the State is in support. But what Gail said is that it was sort of initiated by the State. I just want to distinguish the two. Am I correct, Gail? You said it was recommended by the State? You don't mind if I go back and forth, do you?

MS. VIZZINI:

No, not at all.

LEG. MONTANO:

Go ahead.

MS. VIZZINI:

Islip is no longer going to be subcontracting for agencies to perform these services. Therefore, in concert with the Health Department and OASAS, New York State, they've had to identify other agencies who could be recipients of the State monies and perform the services, and that's what this resolution presents.

LEG. MONTANO:

Tom, I'm not going to belabor this. I guess my point is made in that if you're going to move monies within the District, I would like to know, as the Legislator of the District. I think it goes to a healthier relationship when I'm notified that you're saying programs and moving them around in the District, particularly when it concerns the appropriation. That's the only point I'm making; you got that?

MR. VAUGHN:

So noted.

LEG. MONTANO:

Thank you. All right.

D.P.O. HORSLEY:

Okay. We're good, Mr. Montano?

LEG. MONTANO:

We're good.

D.P.O. HORSLEY:

Okay. All righty.

LEG. MONTANO:

Actually, just for the record, I actually do like and support both programs. I think YES does an excellent job, and so does Family Service League. That's not the point. The point is that I would like to know when these things are done so that I have knowledge of what I'm voting on, particularly as it affects my District.

D.P.O. HORSLEY:

Okay. Mr. Vaughn, let that be known. We have a motion, I think, to approve; is my recollection right?

LEG. ANKER:

I'm second.

D.P.O. HORSLEY:

I think we already got a second on it, right?

LEG. CILMI:

Yeah, we do.

D.P.O. HORSLEY:

We have a second.

LEG. CILMI:

I'm the second.

D.P.O. HORSLEY:

And Mr. Cilmi, I believe, was the second.

MS. ORTIZ:

Yes.

D.P.O. HORSLEY:

All those in favor? Opposed? So moved, it's been approved.

MS. ORTIZ:

Fifteen. (Not Present: Leg. Kennedy and Gregory)

LEG. MONTANO:

Renee, put me on as a cosponsor. An Ed Romaine move.

D.P.O. HORSLEY:

It was Romainesque.

*(*Laughter*)*

LEG. ROMAINE:

That's the way, Rick, cosponsor.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Kennedy and Gregory)

D.P.O. HORSLEY:

God, another one.

HUMAN SERVICES

Human Services: ***1842 - To appoint member to the Teen Pregnancy Advisory Board, Susan B. Koenig(Spencer).***

LEG. SPENCER:

Motion.

D.P.O. HORSLEY:

Motion by Dr. Spencer, seconded by Legislator D'Amaro. All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Kennedy and Gregory)

D.P.O. HORSLEY:

1999 - Amending the 2012 Adopted Operating Budget to transfer funds to the Nassau-Suffolk Law Services (Co. Exec.).

LEG. D'AMARO:

Motion.

D.P.O. HORSLEY:

Motion by Legislator D'Amaro.

LEG. STERN:

Second.

D.P.O. HORSLEY:

Second by Legislator Stern. On the motion, everyone's good? All those in favor? Opposed? So moved. 2008.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Kennedy and Gregory)

D.P.O. HORSLEY:

2008 - To appoint member of Suffolk County Youth Board Coordinating Council Representing Legislative District No. 17, Raymond R. Spatafora (Co. Exec.).

LEG. D'AMARO:

Motion.

D.P.O. HORSLEY:

Motion.

LEG. SPENCER:

Second.

D.P.O. HORSLEY:

By Legislator D'Amaro, seconded by -- I'm sorry, I missed the second; Stern, was it?

MR. NOLAN:

Spencer.

MS. ORTIZ:

Spencer.

D.P.O. HORSLEY:

Oh, Spencer, I'm sorry; by Legislator Spencer. On the motion, everyone's good? All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Kennedy and Gregory)

PARKS & RECREATION

D.P.O. HORSLEY:

Okay. Parks and Rec: *(2015)Reappointing Steven H. Gittelman, Ph.D., as a member of the Suffolk County Vanderbilt Museum Commission, Trustee No. 11 (Spencer).* Dr. Spencer.

LEG. SPENCER:

Motion.

LEG. D'AMARO:

Second.

D.P.O. HORSLEY:

Makes the motion; Legislator D'Amaro seconds the motion. All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Kennedy and Gregory)

D.P.O. HORSLEY:

1987 - Accepting and appropriating Federal funding in the amount of \$17,202 from the United States Department of Justice, Federal Bureau of Investigation, for the Suffolk County Police Department's participation in the FBI Joint Terrorism Task Force with 78.89% support (Co. Exec.).

LEG. BROWNING:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Browning, seconded by Legislator Muratore. All those in favor? Opposed? So moved.

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory)

D.P.O. HORSLEY:

1988 - Accepting and appropriating Federal funding in the amount of \$17,202 from the United States Department of Justice, Federal Bureau of Investigation, for the Suffolk County Police Department's participation in the Long Island Cyber Crime Task Force (LICCTF) with 78.89% support.

LEG. BROWNING:

Motion.

LEG. ANKER:

Second.

D.P.O. HORSLEY:

I'm sorry. Muratore makes the motion, seconded by Legislator Anker. All those in favor? Opposed? So moved.

MS. ORTIZ:

Seventeen -- I'm sorry, 16. (Not Present: Leg. Kennedy and Leg. Gregory)

D.P.O. HORSLEY:

1989 - Accepting and appropriating a grant in the amount of \$20,500 in Federal pass-through funding from the State of New York Governor's Traffic Safety Committee, for the Suffolk County Police Department's Motorcycle Safety Enforcement and Education Program with 79.30% support (Co. Exec.).

LEG. CALARCO:

Motion.

LEG. ANKER:

Second.

D.P.O. HORSLEY:

Motion by Legislator Calarco, seconded by Legislator Anker. All those in favor? Opposed? So moved.

MS. ORTIZ:

Sixteen. (Not Present: Leg. Kennedy and Leg. Gregory)

D.P.O. HORSLEY:

1990 - Accepting and appropriating Federal pass-through funding in the amount of \$160,639 from the New York City Police Department in conjunction with the Federally sponsored Securing the Cities Program with 78.90% support (Co. Exec.).

LEG. BROWNING:

Motion.

D.P.O. HORSLEY:

Legislator Browning makes the motion, seconded by --

LEG. SCHNEIDERMAN:

Second.

D.P.O. HORSLEY:

-- Legislator Schneiderman.

LEG. MONTANO:

On the motion.

D.P.O. HORSLEY:

On the motion.

LEG. MONTANO:

Yeah. Could you just give me a brief explanation of Securing the Cities Program, someone?

D.P.O. HORSLEY:

Legislator Browning, do you want to do that? Legislative Counsel?

LEG. MONTANO:

Yeah.

D.P.O. HORSLEY:

I don't care, somebody.

MR. NOLAN:

The resolution states that the NYPD has received a Federal grant for this program, which is designed to prevent radiological or nuclear attack on the high-risk urban areas by enhancing regional capabilities to detect, identify and interdict illicit radioactive materials in and around urban areas.

LEG. MONTANO:

Thank you.

D.P.O. HORSLEY:

Okay. Are we good?

LEG. HAHN:

So New York -- the NYPD is going to provide this detection equipment to us as part of the program?

MR. NOLAN:

Correct.

LEG. HAHN:

Thank you.

D.P.O. HORSLEY:

Okay. We have a motion to approve and seconded. All those in favor? Opposed? So moved, it's been approved.

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory)

D.P.O. HORSLEY:

All right. *2035 - Appropriating funds in connection with improvements to the Fire Training Center (CP 3405) (Co. Exec.).*

LEG. HAHN:

Motion.

LEG. ANKER:

Second.

D.P.O. HORSLEY:

I'm sorry, I missed the motion. Legislator -- deep-throated Legislator -- that sounded terrible. That all sounded wrong. I'm sorry, my apologies.

*(*Laughter*)*

P.O. LINDSAY:

Maybe I better take over.

D.P.O. HORSLEY:

Yeah, I think it's -- I'm barely out on that one.

*(*Laughter*)*

P.O. LINDSAY:

No, more. No more.

D.P.O. HORSLEY:

Do we have a second on it, though? Legislator Muratore seconds the motion. And I'll turn it over to Legislator --

P.O. LINDSAY:

I'm only kidding. I'm only kidding. Keep going.

D.P.O. HORSLEY:

Okay. We have -- oh, boy, when you blow one, you blow one.

*(*Laughter*)*

LEG. SCHNEIDERMAN:

You should take it, Bill.

P.O. LINDSAY:

We have a motion and a second, right?

LEG. KENNEDY:

That's it.

P.O. LINDSAY:

Roll call.

D.P.O. HORSLEY:

I was joking on that one.

P.O. LINDSAY:

2035, we have a motion and a second. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Seventeen.

LEG. HAHN:

Cosponsor.

LEG. ANKER:

Renee, cosponsor.

P.O. LINDSAY:

Okay. And the accompanying bond, same motion, same second. Roll call.

*(*Roll Called by Ms. Ortiz, Chief Deputy Clerk*)*

LEG. HAHN:

Yes.

LEG. MURATORE:

Yes.

LEG. ROMAINE:

Yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. BROWNING:

Yes.

LEG. ANKER:

Yes.

LEG. CALARCO:

Yes.

LEG. MONTANO:

Yes.

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

(Not Present)

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory)

D.P.O. HORSLEY:

I'm ready.

P.O. LINDSAY:

Okay. Legislator Horsley is going to take over.

PUBLIC WORKS & TRANSPORTATION

D.P.O. HORSLEY:

1810. I'll be good. Authorization of alteration of rates for Sayville Ferry Service, Incorporated for cross-bay service between Sayville, New York, and the Fire Island Communities of the Fire Island Pines, Cherry Grove and Water Island (Pres. Officer).

Motion by Legislator Lindsay, seconded by Legislator Calarco. All those in favor? Opposed?

So moved. 1875, directing --

MS. ORTIZ:

Seventeen. (Not Present: Leg. Gregory)

D.P.O. HORSLEY:

Thank you. ***1875 - Directing the Department of Public Works to study the feasibility of siting photovoltaic arrays on County-owned property (Cilmi).*** Legislator Cilmi?

LEG. CILMI:

Motion, please.

D.P.O. HORSLEY:

Makes the motion. Is there a second on the motion?

LEG. SCHNEIDERMAN:

Second.

D.P.O. HORSLEY:

Legislator Schneiderman makes the second.

P.O. LINDSAY:

Just a question.

D.P.O. HORSLEY:

Okay. On the motion.

P.O. LINDSAY:

Is there specific sites, Legislator Cilmi, or --

LEG. CILMI:

This just directs the Department of Public Works to work with Planning to determine whether or not --

P.O. LINDSAY:

Okay.

LEG. CILMI:

-- you know, where there are sites within the County. One of the concerns that the Department originally had was the length of time that the resolution gave them in order to do that study. We lengthened that length of time so that it was acceptable to them.

P.O. LINDSAY:

Okay.

D.P.O. HORSLEY:

All right. On the motion, Legislator Anker.

LEG. ANKER:

Was there -- do you know, Legislator Cilmi, was there a study during the carport solar process that was done to look at other areas? In other words, how is this different, and how will it be different than what was already done?

LEG. CILMI:

The Department has already begun preliminary work on this. The carport issue is a separate issue. They weren't at that time, to my knowledge anyway, actively pursuing sites for carports or that sort of thing. The carport decision came to us by way of an agreement between LIPA and EnXco. So this will just expand that program, but with the expressed intent of Suffolk County entering into a Power Purchase Agreement with LIPA, so that, you know, the revenue that gets generated from these things comes directly to Suffolk County as a recurring revenue source, as opposed to going to some private company.

LEG. ANKER:

Will this legislation lock us into a contract with LIPA?

LEG. CILMI:

No, no, no, no. This just sets up a study, and Department of Public Works will go out and look at the issue and then come back to us with their findings.

D.P.O. HORSLEY:

Okay. There was somebody else. Legislator D'Amaro.

LEG. D'AMARO:

I just wanted to ask, so if we do a study and we determine that there are areas that the County owns where we can do a solar farm, what happens next? I mean, who builds these solar farms, and who incurs the costs, and how do they pay for themselves, are they cost effective, that kind of thing. Because given the limited resources that we have, I don't want to just keep imposing study after study, where, at the end of the day, we may not have the resources available, or it may not be cost effective to do something like this. Because my understanding has been, although it's good to go green, at the same time, this technology is still not as advanced as it perhaps could be to really save money. Or it may take, you know, a decade before you recoup the costs, and then there's issues of who owns the equipment, the maintenance of the equipment. So there's a lot of issues that would come up if you said, "Okay, we found a site within the County to do this." So that would be a tremendous amount of resources dedicated to something like this, when, at the end of the day, if it's

not cost-effective, I don't know if the County is in a position to do it.

LEG. CILMI:

Yeah, the, you know, points are well taken. All of that would come out of this study. Certainly, any investment that the County would make in solar arrays would have to be approved by this body, certainly. But I'll just remind you of the deal that was struck between LIPA and EnXco in which we leased our parking lots to erect these solar carports. We got, I think, eight-and-a-half million dollars or so out of the deal over 20 years. EnXco entered into a Power Purchase Agreement with LIPA to sell the power to LIPA for 120 million dollars over those 20 years. So my thought is that if there is an investment to be made of 10, 20, whatever the number is, and, certainly, you know, we would explore that at the proper time, that there also is potentially some significant revenue, and the investment may well justify the revenue that we receive.

LEG. D'AMARO:

Well, Tom, if I might, and I know we have to break, but I think at the time that we were doing the carports, the County was considering whether or not to do it itself or to use a third party, like EnXco. And I think the decisions were made at that time that the County could not be put in the position of doing this for cost reasons, maintenance reasons, or whatever other reasons there were.

So Gil -- Commissioner Anderson is here, and I think, Commissioner Anderson, you were the Commissioner at the time that was all happening. Again, I don't have a problem with doing a study, but I just want to make sure, one, that it wasn't done already; and, two, I thought the Department of Public Works and the County had pretty much determined that you can't do this, really, without having that third party. I mean, we can lease County land, which we've done with the parking lots and some other areas, but to go into this business, so to speak, and contract directly with LIPA, and provide this equipment with technology that's forever changing, changing rapidly, maintaining it, I don't know if that's feasible from the starting gate. Commissioner, do you have any thoughts on that?

COMMISSIONER ANDERSON:

We did not do a formal search, we did not look at formal sites. We did work with EnXco at the time of that proposal, but we did not get into the level of detail that the report that Legislator Cilmi's requested we do. Again, we've discussed this with the Legislator, we're fine. There is -- obviously, the devil's always in the details, and the amount of maintenance and everything else would have to be analyzed. Do we have the staffing at that point? That will all be put together. But no formal real detailed study has been done to date.

LEG. D'AMARO:

How do you do this study? Do you do it in-house?

COMMISSIONER ANDERSON:

In-house, yeah.

LEG. D'AMARO:

What kind of man-hours do you anticipate for a study like this, and how do you do it?

COMMISSIONER ANDERSON:

Well, I have some very talented staff that I would put towards this that are very familiar with this issue. Mike Monaghan, Javed Ashraf, those guys, they would basically use GIS to locate sites within the County that are sized sufficiently. And we'd start an analysis based on size, based on what we could put together, how far they are from the grid, you know, things like that, so.

LEG. D'AMARO:

All right. Well, based on that, I'll support the resolution, but there are a lot of open-ended questions here. But I guess to get the study started, as long as it's being done inhouse, that's fine.

D.P.O. HORSLEY:

All righty. Anyone else? All good? We have a motion to approve. All those in favor? Opposed? So moved.

MS. ORTIZ:

Seventeen (Not Present: Leg. Gregory).

D.P.O. HORSLEY:

And with that, it is 12:30, we'll recess for lunch.

*(*The meeting was Recessed at 12:35 P.M. *)*

*(*The following testimony was taken & transcribed by
Alison Mahoney - Court Reporter*)*

*(*The meeting was reconvened at 2:42 P.M. *)*

D.P.O. HORSLEY:

Okay, we're about ready? Madam Clerk, you want to do the roll?

MS. ORTIZ:

Yes, sir.

*(*Roll Called by Ms. Ortiz - Chief Deputy Clerk of the Legislature*)*

LEG. ROMAINE:

(Not Present)

LEG. SCHNEIDERMAN:

Here.

LEG. BROWNING:

(Not Present)

LEG. MURATORE:

Here.

LEG. HAHN:

Present.

LEG. ANKER:

Here.

LEG. CALARCO:

Present.

LEG. MONTANO:

(Not Present)

LEG. CILMI:

Yes.

LEG. BARRAGA:

Here.

LEG. KENNEDY:

Here.

LEG. NOWICK:

Here.

LEG. GREGORY:

Here.

LEG. STERN:

Here.

LEG. D'AMARO:

Here.

LEG. SPENCER:

Present.

D.P.O. HORSLEY:

Here.

P.O. LINDSAY:

(Not Present)

MS. ORTIZ:

Sixteen. Sorry, fifteen (Not Present: Legislators Romaine, Browning & Montano).

D.P.O. HORSLEY:

Okay. Good afternoon, everybody, and welcome to the *Public Hearings* portion of our agenda.

We'll move right into that. The first *Public Hearing* that we have is *IR 1803-12 - Adopting Local Law No. -2012, A Local Law to eliminate item pricing waiver fee (Cilmi)*. Is anybody here to be heard on 1803? Is anyone here to be heard on 1803? Okay. That being the case, Legislator Cilmi, do you have --

LEG. CILMI:

Motion to close, please.

D.P.O. HORSLEY:

Motion to close. Is there a second on the motion?

LEG. CALARCO:

Second.

LEG. BARRAGA:

Second.

D.P.O. HORSLEY:

Second by Legislator Calarco. All those in favor? Opposed? So moved. It has been closed.

MS. ORTIZ:

Fifteen (Not Present: Legislators Romaine, Browning & Montano).

D.P.O. HORSLEY:

(Public Hearing on) IR 1927-12 - Adopting Local Law No. -2012, A Local Law to establish collaborative long-term visioning plans among County Departments ("The Suffolk County Visioning Act") (Gregory). Legislator Gregory, hang on one second, let me just see if anyone would like to be heard on this. Would anyone like to be heard on this hearing, 1927? 1927, anyone like to be heard? Seeing none, Legislator Gregory, how would you like to --

LEG. GREGORY:

Motion to close.

D.P.O. HORSLEY:

Motion to close.

LEG. CILMI:

Second.

D.P.O. HORSLEY:

Second by Legislator Cilmi. All those in favor? Opposed? So moved. It has been closed.

MS. ORTIZ:

Twelve (Not Present: Legislators Romaine, Browning, Hahn, Montano, Kennedy & Presiding Officer Lindsay).

D.P.O. HORSLEY:

(Public Hearing on IR) 1938-12 - Adopting Local Law No -2012, A Local Law to clarify escrow requirements for licensed home furnishings sellers (Barraga). Anyone like to be heard on 1938? 1938, would anyone like to be heard on 1938? Seeing none, Legislator Barraga?

LEG. BARRAGA:

Close.

D.P.O. HORSLEY:

Legislator Barraga wants to close. Seconded by Legislator Cilmi. All those in favor? Opposed? So moved. It has been closed.

MR. LAUBE:

Twelve (Not Present: Legislators Romaine, Browning, Hahn, Montano, Kennedy & Presiding Officer Lindsay).

D.P.O. HORSLEY:

The next is *(Public Hearing on IR) 1947-12 - Adopting Local Law No. -2012, A Charter Law to establish multi-year budget plan (Cilmi).* I do not have any cards. Would anyone like to be heard on this, 1947? Would anyone like to be heard on 1947? Seeing none, Legislator Cilmi?

LEG. CILMI:

Motion to close.

D.P.O. HORSLEY:

Motion to close by Legislator Cilmi. Do I have a second on the motion?

LEG. GREGORY:

Second.

D.P.O. HORSLEY:

Legislator Gregory seconds the motion. All those in favor? Opposed? So moved.

MR. LAUBE:

Twelve (Not Present: Legislators Romaine, Browning, Hahn, Montano, Kennedy & Presiding Officer Lindsay).

D.P.O. HORSLEY:

(Public Hearing on) IR 2004-12 - Adopting Local Law No. -2012, A Charter Law to improve the County's operating efficiencies by transferring the Division of Risk Management to the Suffolk County Department of Law (County Executive).

LEG. CALARCO:

Motion to close.

D.P.O. HORSLEY:

Hang on one second. I do not -- would anyone like to be heard on this? Would anyone like to be heard on this? I do not have any cards. Seeing none, I'll take the motion by Legislator Calarco to close.

LEG. CILMI:

Second.

D.P.O. HORSLEY:

Seconded by Legislator Cilmi. All those in favor? Opposed? So moved.

MR. LAUBE:

Thirteen (Not Present: Legislators Romaine, Browning, Montano, Kennedy & Presiding Officer Lindsay).

D.P.O. HORSLEY:

Thank you.

(Public Hearing on) IR 2005-12 - Adopting Local Law No. -2012, A Charter Law making certain technical changes to Legislative Reapportionment Plan (Gregory). Would anyone like to be heard on 2005? Would anyone like to be heard on 2005? Seeing none, Legislator Gregory?

LEG. GREGORY:

Motion to close.

D.P.O. HORSLEY:

Motion to close.

LEG. CILMI:

Second.

D.P.O. HORSLEY:

Seconded by Legislator Cilmi. All those in favor? Opposed? So moved. It has been closed.

MR. LAUBE:

Thirteen (Not Present: Legislators Romaine, Browning, Montano, Kennedy & Presiding Officer Lindsay).

D.P.O. HORSLEY:

(Public Hearing on) IR 2012-12 - Adopting Local Law No. -2012, A Local Law to amend Local Law No. 18-2012 creating the Suffolk County Landbank Corporation (County Executive). I do not have any cards on this. Would anyone like to be heard on 2012? 2012 -- oh, Mr. Vaughn. Mr. Vaughn, how say yee?

MR. VAUGHN:

Good afternoon, Legislator Horsley. We would just ask that this be recessed. We have some amendments that we'd like to make to it, so we'd just like it to be recessed.

D.P.O. HORSLEY:

Okay. We have a motion that requested to motion to recess; Legislator Calarco makes that motion.

LEG. GREGORY:

Second.

D.P.O. HORSLEY:

Legislator Gregory seconds the motion. All those in favor? Opposed? So moved. It has been recessed.

MR. LAUBE:

Thirteen (Not Present: Legislators Romaine, Browning, Montano, Spencer & Presiding Officer Lindsay).

D.P.O. HORSLEY:

(Public Hearing on) IR 2016-12 - Adopting Local Law No. -2012, A Local Law to safeguard the personal information of minors in Suffolk County (Gregory). Would anyone like to be heard on 2016? Would anyone like to be heard on 2016? Seeing none, Legislator Gregory?

LEG. GREGORY:

Motion to close.

D.P.O. HORSLEY:

Motion to close. Seconded by Legislator Calarco. All those in favor? Opposed? So moved. It has been closed.

MR. LAUBE:

Thirteen (Not Present: Legislators Romaine, Browning, Montano, Kennedy & Presiding Officer Lindsay).

D.P.O. HORSLEY:

(Public Hearing on) IR 2020-12 - Adopting Local Law No. -2012, A Local Law to maximize use of County funds provided to contract agencies (Cilmi). I do not have any cards. Would anyone like to be heard on 2020? Would anyone like to be heard on 2020? Seeing none, Legislator Cilmi?

LEG. CILMI:

Motion to recess.

D.P.O. HORSLEY:

Motion to recess. Second on the motion?

LEG. CILMI:

I'm sorry, let me withdraw that. Motion to close on that one.

D.P.O. HORSLEY:

Motion to close by Legislator Cilmi. Is there a second on the motion?

LEG. SPENCER:

Second.

LEG. BARRAGA:

Second.

D.P.O. HORSLEY:

I'm sorry, who said that?

LEG. BARRAGA:

Second.

D.P.O. HORSLEY:

Legislator Barraga. All those in favor? Opposed? So moved.
It has been closed.

MR. LAUBE:

Fourteen (Not Present: Legislators Romaine, Browning, Montano & Presiding Officer Lindsay).

D.P.O. HORSLEY:

(Public Hearing on) IR 2023-12 - Adopting Local Law No. -2012, A Local Law to authorize a real property tax exemption for improvements to Real Property Meeting Certification Standards for Green Buildings (Schneiderman). I do not have any cards. Would anyone like to be heard on this? Would anyone like to be heard on 2023? Seeing none, Legislator Schneiderman?

LEG. SCHNEIDERMAN:

Motion to close.

D.P.O. HORSLEY:

Motion to close. Is there a second on the motion.

LEG. MURATORE:

(Raised hand).

D.P.O. HORSLEY:

Legislator Muratore seconds the motion. All those in favor of closure? Opposed? So moved. It has been closed.

MR. LAUBE:

Fourteen (Not Present: Legislators Romaine, Browning, Montano & Presiding Officer Lindsay).

D.P.O. HORSLEY:

(Public Hearing on) IR 2026-12 - Adopting Local Law No. -2012, A Charter Law to establish a Traffic and Parking Violations Agency (Calarco). I do not have any cards on this. Would anyone like to be heard on 2026? Would anyone like to be heard on 2026? Seeing none --

LEG. CALARCO:

Motion to recess.

D.P.O. HORSLEY:

Legislator Calarco makes a motion to recess. Second on the motion by Legislator Muratore. All those in favor? Opposed? So moved. It has been recessed.

MR. LAUBE:

Fourteen (Not Present: Legislators Romaine, Browning, Montano & Presiding Officer Lindsay).

D.P.O. HORSLEY:

(Public Hearing on IR) 2027-12 - Adopting Local Law No. -2012, A Charter Law to strengthen monitoring of sewer plants operating in Suffolk County (Schneiderman). Would anyone like to be heard on 2027? Would anyone like to be heard on 2027? Legislator Schneiderman?

LEG. SCHNEIDERMAN:

Motion to close.

D.P.O. HORSLEY:

Motion to close by Legislator Schneiderman. Second by Legislator Anker. All those in favor? Opposed? So moved. It has been closed.

MR. LAUBE:

Fourteen (Not Present: Legislators Romaine, Browning, Montano & Presiding Officer Lindsay).

D.P.O. HORSLEY:

(Public Hearing on) IR 2041-12 - Adopting Local Law No. -2012, A Charter Law to strengthen oversight of County contract agencies (Cilmi). I have a card from Vicki Mucci who would like to speak on 2041.

MS. MUCCI:

Hello. I'd like to know who has jurisdiction over the contracted shelters and hotels that are coordinated by the Social Service Housing Department in terms of who's eligible to stay there and how much they should be charged and for how long they're allowed to stay there.

D.P.O. HORSLEY:

All right, that is a question. What we're doing is we're doing a public hearing on the particular bill that's before us, but I'd like to get you help on answering that question for you. Department of Social Services, why don't --

LEG. GREGORY:

I'll take care of it.

D.P.O. HORSLEY:

Okay. Legislator Gregory is going to lend you a hand in answering that question for you. Okay?

MS. MUCCI:

Okay. Thank you.

D.P.O. HORSLEY:

Okay. He'll meet with you in just a minute, all right? How's that?

MS. MUCCI:

Do you want me to sit down or --

LEG. GREGORY:

Yeah, I'll be right there.

MS. MUCCI:

Okay.

D.P.O. HORSLEY:

Okay. Would anyone else like to be heard on 2041? Would anyone else like to be heard on 2041? I don't -- seeing none, this is Legislator Cilmi's, what would you like to do?

LEG. CILMI:

Motion to close.

D.P.O. HORSLEY:

Motion to close by Legislator Cilmi. Is there a second on the motion? Second on the motion to Legislator Cilmi's? Legislator Barraga, you want to close this?

LEG. BARRAGA:

Yeah.

D.P.O. HORSLEY:

Seconded by Legislator Barraga. All those in favor? Opposed? So moved.

MR. LAUBE:

Fourteen (Not Present: Legislators Romaine, Browning, Montano & Presiding Officer Lindsay).

D.P.O. HORSLEY:

Thank you.

(Public Hearing on) IR 2061-12 - Adopting Local Law No. -2012, A Local Law to establish the Suffolk County Traffic and Parking Violations Agency (County Executive). I do not have any cards on 2061. Would anyone like to be heard? Oh, Mr. Vaughn.

MR. VAUGHN:

Could we recess this, please?

D.P.O. HORSLEY:

We can consider it.

MR. VAUGHN:

That would be fantastic. Thank you.

D.P.O. HORSLEY:

Okay? All right, we have a request by the County Executive to recess. Legislator Calarco makes the motion to recess, second by Legislator Cilmi. All those in favor of recessing? Opposed? It has been recessed.

MR. LAUBE:

Fifteen (Not Present: Legislators Romaine, Montano & Presiding Officer Lindsay).

D.P.O. HORSLEY:

(Public Hearing on IR) 2062-12 - Adopting Local Law No. -2012, A Local Law to reduce exposure to Bisphenol A in Suffolk County ("The Safer Sales Slip Act") (Stern). I have several people who would like to be heard on this. The first one is Elsa Ford. Elsa, you're going to have to pull that microphone down, I can see that problem already.

MS. FORD:

Oh, thank you. Hello. I'm Elsa Ford, President of the Brentwood/Bay Shore Breast Cancer Coalition. I came here today to speak in support of Introductory Resolution No. 2062-2012, Adopting a Local Law to reduce exposure to Bisphenol-A, BPA, in Suffolk County, the Safer Sales Slip Act.

When you learn you have cancer, you begin to fight for your life. Should you survive, you no longer take your health for granted. You look for healthier change -- choices in your life-style. But when you come up against involuntary exposures to toxins, you turn to your Legislators who are the guardians of us all. It's simple, take the toxins out of our pathway.

D.P.O. HORSLEY:

Thank you very much, Elsa.

MS. FORD:

You're welcome.

D.P.O. HORSLEY:

We appreciate you being here today. I have several cards. The second one is from Laura Weinberg. Welcome, Ms. Weinberg.

MS. WEINBERG:

Hi. Good afternoon. It's good to return and testify before the Suffolk County Legislature once again about eliminating BPA in thermal cash receipts. Your Legislature was a national champion in protecting public health in 2009 by banning BPA in children's products while setting a precedent for our entire country.

Our breast cancer coalition is pleased to know that Legislator Stern has introduced another bill to ban BPA, this time in thermal cash receipts. I have been President of the Great Neck Breast Cancer Coalition since 2001 and have been working on the Environmental Committee of the New York State Breast Cancer Network with Karen Miller of HBCAC for the past decade. One of the network's top Legislative priorities is banning BPA in thermal cash receipts. In addition, the New York State Assembly passed the banning of BPA in cash receipts in June, 2012, and now the bill is currently at the Rules Committee.

The momentum worldwide continues to eliminate or reduce this estrogen mimicking chemical exposure from our environment which has been shown to cause mammary gland tumors in animal models as well as has been linked with a myriad of other chronic diseases through numerous studies. As many of us here witnessed in 2009, this Legislature became very well informed of the adverse health effects of BPA, since several researchers, medical professionals and advocates testified during the hearings on banning and children's products.

While representing the New York State Breast Cancer Network, I was appointed to work on the EPA's BPA Alternatives in Thermal Paper Partnership which released a report on available alternatives to BPA in sales receipts. In addition to assessing 19 chemical alternatives, all which have some adverse health or environmental effects, the EPA report cites non-chemical approaches to using BPA

in thermal cash receipts such as the implementation of electronic receipts and looking towards green chemists for safer alternatives. Macy's, Lowe's, home improvement improvement appliances and other establishments are currently offering paperless, electronic receipts which are a much safer and immediate option.

As this Legislature has proved itself to be a national role model before regarding reducing public exposure to BPA, we hope that you'll set a precedent once again by banning it as an ingredient in the widespread usage of thermal cash receipts through bill No. 2062, the Safe Sales Slip Act which has been introduced, as I mentioned before, by Legislator Stern. Protecting public health should be a top priority of every Legislature. Thank you.

D.P.O. HORSLEY:

Thank you very much, Ms. Weinberg. We appreciate you being down here today.

All right, the next speaker that I have a card from is Karen Miller.

MS. MILLER:

My name is Karen Miller and I'm the founder of Huntington Breast Cancer Action Coalition and I'm here in support of the Resolution 2062-2012, a Local Law to reduce exposure to Bisphenol-A in Suffolk County, the Safer Sales Slip Act. Since I serve as -- on the Board of Directors of the Children's Environmental Health Centers of the Mt. Sinai School of Medicine, I chose to read testimony on behalf of Phillip Landrigan and {Myta Galvez}. Phillip Landrigan is the Dean of Global Health for the World Health Organization.

"We appreciate the invitation to provide testimony on the hazards of Bisphenol-A exposure in cash receipts made of of thermal paper. We represent the Children's Environmental Health Center of Mount Sinai School of Medicine, a collaborating center in the children's environmental health of the World Health Organization. In face of growing economic challenges, an area for which there can be no compromise, is children's health. There is an urgent need to invest in primary prevention strategies today in order to ensure the health of future generations to come. We, therefore, urge the Suffolk County Legislature to support the bill, the Local Law to reduce exposures to Bisphenol-A in Suffolk County, the Safer Sales Slip Act."

"This legislation has the potential to reduce exposure and thus protect women and children, born and unborn, by eliminating a widespread source of BPA exposure in cash receipts made of thermal paper. BPA is a chemical that has the potential to effect the endocrine system. It has been associated with obesity and diabetes as well as with adverse effects on development of the infant brain and the nervous system. Prenatal exposure of the human infant to BPA in the mother's womb has been associated with behavioral abnormalities, changes that are consistent with the effects caused by the transfer of BPA, moving from the pregnant mother's circulation into the unborn infant's body, causing irreversible injury to the developing brain, and that's been proven and I have citations here."

"Current toxicological studies raise concern that BPA may not follow the traditional paradigm of, "The dose makes the poison"; I have a citation for that, too. Animal studies suggest that there are windows of exquisite vulnerability in pregnancy when exposures of the mother to low doses of BPA may have the potential to cause permanent and irreversible injury to the developing -- to the development of multiple organ systems. Despite accounting for only a small percentage of the BPA market, the presence of BPA in cash receipts may result in a disproportionately widespread exposure. Recent studies have confirmed the presence of BPA found on thermal paper receipts as well as the potential for this toxic chemical to transfer from the paper to the skin where it is absorbed into the body. Particularly for workers who are regularly exposed to these cash receipts, such as cashiers, restaurant workers. This possibility of this chronic exposure looms large. Retail workers make up a large percentage of American jobs, and recent research has found that they are

indeed exposed to higher levels of BPA than any other Americans. Many retail" --

D.P.O. HORSLEY:

Ms. Miller, would you please start to wrap it up?

MS. MILLER:

Yes. *"Many retail workers are, of course, young women of child-bearing age; therefore, we support this bill."*

So I want to end on these two notes that are coming from -- me, the mom and the grandma. When we don't know, when we are naive to potential harm, we could never blame ourselves. But when we know of great danger to our family, we must address the issue head on. As a mom and a grandma, I have always done whatever I can to keep my children safe from harmful chemical exposures. I know all too well that individuals bear their own responsibility for their own health and well being. What I have always assumed was that regulations are placed on our society to help protect us and are an important part of public health. Thank you very much.

D.P.O. HORSLEY:

Thank you very much, Ms. Miller. We appreciate it.

LEG. STERN:

Mr. Chairman?

LEG. ANKER:

Wayne?

D.P.O. HORSLEY:

Ms. Miller, hang on one second. We do have a question for you.
Ms. Anker.

LEG. ANKER:

I just want to thank you for coming. Thank you, Elsa, Laura, Karen, I see Beth back there. I know I'm supposed to ask a question, so I'll try to put this in a question, but --

D.P.O. HORSLEY:

I was thinking that.

LEG. ANKER:

Okay, I'm working on it. So as I was working to look into cancer issues, you actually were the top four people I would turn to for answers, and I'll tell you the reason why. Because you did your due diligence with scientific research. It wasn't just a whim that, "Oh, we think this is bad for us." You actually -- you mentioned citations. Oh, I'm sure they're good citations. You have the proof. So again, in understanding BPA, do you truly feel that it is a carcinogen and it directly affects children's health?

MS. MILLER:

It's an endocrine disruptor and we definitely have succinct evidence that BPA is an endocrine disruptor that disrupts the normal process of development, especially to the vulnerable mom.

LEG. ANKER:

You mentioned citations. Just real quick, the research authorities that you've asked or you've gotten this research from, very quickly, can you mention those?

MS. MILLER:

Well, they're from Berkley, they're from Tufts, they're from other Mt. Sinai School of Medicine, they're from Columbia, they're from all around the country. But this note was written on behalf of the Dean of Global Health for the World Health Organization and the Director of the Children's Environmental Health Center at Mount Sinai University. Thank you.

LEG. ANKER:

Thank you very much for all your -- everyone, you guys are doing. I appreciate it.

D.P.O. HORSLEY:

Thank you very much, Legislator. Legislator Stern.

LEG. STERN:

Thank you, Mr. Chairman. Karen, as always, thank you for being with us, and of course your leadership. It's always a pleasure working with you and excited to work with you here to have the opportunity to lead again, not just our County and our State, but the entire nation.

You spent some time talking about particular dangers to an expecting mother and to our children, which was really so much of the focus the last time you were here together and having that debate. I'm wondering if you could speak briefly to maybe that part of our segment of our society that we have forgotten about in our past discussions and that was us as males. As a proud member of the male species, I was spending a lot of time learning a lot more about the effects of endocrine disruptors, particularly on us men. Maybe you can spend just a minute or two sharing that with my colleagues.

MS. MILLER:

So a couple of things in pertaining to BPA. So as Dr. Landrigan addressed, that when we touch BPA, we also have put food in our mouths, so men are quite vulnerable. They also pick up their children and the BPA residue is on their children, but an endocrine disruptor that effects the male is called a Phthalates, so there is a very significant study that is looking at the endocrine disruptor Phthalate that is also ubiquitous in our society that is actually feminizing the male. We're finding that boys are born without their testes, dropped, they're born with their penis malformed, and we're seeing evidence over and over again in animal models and pediatricians are concurring when they're seeing our infant boys and they're connecting it to the endocrine disruptor Phthalate. So endocrine-disrupting chemicals are bad actors. And this County really did their due diligence to shine a light on something that was really hard to regulate. It takes a brave body, brave souls to make a very big difference. And what you men and women have done in your past resolutions regarding endocrine disruptors is you began to incentivize the market.

My colleague, Laura Weinberg, did say that Macy's and Lowe's and others are going paperless. So if, in fact, we shine a light on these endocrine disruptors like BPA or Phthalates, you are incentivizing the business market to step up to the plate and I think these -- this resonates statewide and, you know, right up to Washington. So I thank you very much.

D.P.O. HORSLEY:

Thank you very much, Ms. Miller. And Kara, did you want to --

LEG. HAHN:

No, I was just going to say, it would explain a lot if you really were a different species, males.

*(*Laughter*)*

MS. MILLER:

Well, we have -- if I might say, when we started the breast cancer movement, we said if men had breasts we could have actually accelerated this much further. But thanks for the opportunity.

D.P.O. HORSLEY:

Well, we'll go with the compliments of the Legislature that we're on always -- we're edgy and we're always out there on front on issues. We'll leave it at that.

MS. MILLER:

(Laughter).

D.P.O. HORSLEY:

We'll leave it at that. Thank you very much, Ms. Miller. Beth Fetini? Fetenni?

MS. FETINI:

Hi. Thank you very much. My name is Beth Feteni and I actually own Green Inside-and-Out Consulting which advises people how to reduce toxins in their daily life. I formerly worked at Sustainability Institute at Malloy College, many of you know me from, and I also helped with an environmental health project sponsored by my Mount Sinai school, the Children's Environmental Health Center there with Karen. So of course I'm in support of the Safer Slip Sales Act.

Again, we've heard that BPA is a potential endocrine disruptor. In 2003, the NIEHS, National Institute of Environmental Health Sciences did a -- conducted a study with Centers of Disease Control and they found detectable levels of BPA in 93% of 2500 urine samples from people six years old and older. There have been many studies, as we have heard, that have found that the BPA can transfer from the skin and penetrate the skin which leads it open to getting into the bloodstream.

So yesterday I looked at the FDA website, you were looking for citations, the Food & Drug Administration which was updated in March and it says, *"At this interim stage, the FDA shares the perspective of the National Toxicology Program that recent studies provide reason for some concern about the potential effects of BPA on the brain, behavior and prostate gland of fetus', infants and children,"* but they also recognize that more studies need to be done because it's very uncertain how to draw conclusions from all the studies going on. So what's exciting to me about this is that the County now has before it an opportunity to invoke the precautionary principle and protect people by saying, *"Let's not use this chemical until it's proven to be safe."*

The County has the Department of Health Services. I looked at the mission, it says, *"It's to educate the public and promote health and wellness in order to prevent disease,"* so I think it makes perfect sense for the County to be playing a role in this important issue.

So just to hazard a guess, I would say, you know, people who work at cash registers don't really have much choice except to be exposed to BPA, unless they're wearing gloves every day which seems very impractical. So I would just guess, you know, if we went out and asked a hundred cashiers that handle these type of receipts if they know what BPA is or that they're being exposed to it or that it's even on the receipts, I would guess 90% or more would say no, because there's this expectation that the government will protect us. So -- you know, and I would also add that since we're exposed to so many chemicals, from pesticides, dry cleaners, all sorts of different plastics and even body care products, this is, one, again, an opportunity to lead and show that people's health comes first.

So I think -- I would just conclude by saying the decision should be made easier by the fact that there are safer alternatives, as Laura mentioned, paper receipts or even now electronic receipts. And in fact, my research showed that we have a neighbor to the north, the State of Connecticut, that has banned BPA in cash register receipts and it's being phased out. The Legislature put it

before the Governor Malloy and I'm not sure what the status of it is, so we can do some more research on that. But if they are implementing it, then we can learn from them and find out what any obstacles are that they're encountering. So again, I just urge you to support this legislation. Thank you. Thank you to Legislator Stern.

D.P.O. HORSLEY:

Thank you very much, Ms. Fiteni. Would you hold on one second? We have a question from Legislator Cilmi.

LEG. CILMI:

Good afternoon. Over here. Have you any idea how pervasive the use of receipts that have BPA in them is among the various retailers that provide receipts?

MS. FETINI:

I'm not really sure, actually. I could find that out for you. I mean, in my research I found many big name stores that are not using it and many big name stores that are, so I can try and find like a percentage for you and get back to you if you'd like. Laura just handed me something. This is from EWG, the Environmental Working Group, they're a really great source of information. They have found that 40% of receipts sampled from major U.S. businesses and services, including McDonald's, Whole Foods, Wal-Mart, CVS, all that, included this chemical. So they're saying 40%. I could confirm it for you, if you'd like.

LEG. CILMI:

Okay. I'm wondering if there's -- if it's only 40%, that means 60% are using material that doesn't have BPA in it. Which leads me to believe that that alternate material is probably not -- probably not oppressively expensive relative to the receipt paper that does have the BPA in it.

MS. FETINI:

Right. That would make sense.

LEG. CILMI:

Do you have any information about the comparison? Is there a particular manufacturer of this paper that uses BPA and others that don't? What more can you tell us about --

MS. FETINI:

Yeah. There was like a certain company, it started with an A and I didn't bring it with me.

UNKNOWN AUDIENCE MEMBER:

Appleton.

MS. FETINI:

Appleton, that makes the --

UNKNOWN AUDIENCE MEMBER:

Not good.

MS. FETINI:

Oh, okay. They may know more than I do. But yeah, so at least there is one company that we know that is producing it, so there must be other alternatives, so I'll find out for you.

LEG. CILMI:

Appleton paper does have the BPA or does not have the BPA?

MS. FETINI:

Yes. It does, yes.

UNKNOWN AUDIENCE MEMBER:

It does not have BPA.

MS. FETINI:

Oh, I'm sorry. I'm sorry, the opposite.

LEG. CILMI:

It does not have BPA.

MS. FETINI:

I'm sorry, the Appleton does not. I'm sorry, I apologize.

D.P.O. HORSLEY:

Okay. We're not taking testimony from the audience. You're going to have to come on up.

MS. FETINI:

I know, we'll have to get the correction.

UNKNOWN AUDIENCE MEMBER:

Do you want me to come up?

MS. FETINI:

Sorry. I'll find out (*laughter*).

D.P.O. HORSLEY:

I didn't mean to bring you up.

UNKNOWN AUDIENCE MEMBER:

I'm ready, willing and able.

D.P.O. HORSLEY:

Oh, I can see that.

MS. FETINI:

We'll confer with each other and put it in writing and let you know what our sources are.

D.P.O. HORSLEY:

Okay. That will be great. And maybe Legislator Stern will be glad to --

LEG. STERN:

Maybe just -- through the Chair, just to --

D.P.O. HORSLEY:

Are you done? Hang on one second.

LEG. CILMI:

Yeah, I was going to ask maybe if one of you would call my office. I'd just like to have a conversation that's a little more in-depth than what we can accomplish here at the Legislature. Because I do have some significant concerns about the business implications of this.

MS. FETINI:

Right.

LEG. CILMI:

And I'm curious as to the biology of how the transfer of the BPA from the receipt to the fingers, you know, into the bloodstream and the impact of that in a practical sense.

MS. FETINI:

Yep. Certainly.

LEG. CILMI:

So if you can get in touch with me, I'd appreciate it. Thank you.

MS. FETINI:

Sure. Yeah, and the other concern is that if it's on your hands, you'll touch food that you then eat, so it becomes ingested as well. But sure, we'll get back to you.

LEG. CILMI:

Well, that leads to other questions like how long does it last on your hands? You know, is it -- all kinds of questions like that that I don't want to bore my colleagues with. So call my office and we'll have a conversation.

MS. FETINI:

All right. We love to talk about this stuff, so we're happy to do that.

D.P.O. HORSLEY:

Okay, hang on one second. I think, Legislator Stern, did you have something you'd like to add?

LEG. STERN:

Oh, I was only going to say, through the Chair to Legislator Cilmi, we have information that we can get to you right away, particularly as it relates to Appleton and various alternatives that exist in the marketplace, price comparisons, which are fine and I agree. One of the items of good news here is that not only are there viable alternatives, but there is virtually no cost differential. So it would not have an adverse impact on businesses of all types nationally, so that is encourage.

LEG. CILMI:

Unless you're the business that's manufacturing the paper with the BPA in it (*laughter*), but that's another story. Okay.

D.P.O. HORSLEY:

Okay. Just quickly, I have a quick question. How -- if I was a consumer, how would I know that a register tape has BPA on it?

Is there any way to identify it? I mean, is there a marking?

MS. FETINI:

Well, if any of you remember having thermal fax paper in your offices, it looks a little slightly waxy, so if you were to scratch it with a coin or a pen, it discolors like to a purplish blue, whereas regular paper doesn't.

D.P.O. HORSLEY:

Okay. That's good advice. Thank you.

MS. FETINI:

Okay. You're welcome.

D.P.O. HORSLEY:

All right. Thank you, Ms. Fetini. Brian Lahiff.

MR. LAHIFF:

Good afternoon. My name is Brian Lahiff, I'm the Assistant Director of the Child Care Council of Suffolk. I'm actually here in place of one of our health consultants, her name is Helene {Arinsen}, and she is our Medical Advisory Committee Chair, and is also on the Huntington Breast Cancer Coalition Board. We worked with the Legislature when, in 2009, you passed the BPA ban in plastic baby bottles and sippy cups, so we're continuing to lend our support for the continued ban of BPA. I've also been asked to read into -- the testimony of Mark Mitchell, MD, MPH, he is a Public Health and Environmental Health physician. He Co-Chairs the Environmental Health Task Force for the National Medical Association, and was previously the Director of Health for the Hartford, Connecticut Health Department. He is writing in support of the County banning BPA from receipts and other thermal paper such as the -- as in the Safer Sales Slip Act that you are currently considering.

BPA is a known endocrine disruptor. The vast majority of non-industry funded studies, over 200 of them, have found that BPA exposure, at very low doses, can be linked to male reproductive health effects, including prostate cancer, low sperm counts, as well as with other health effects such as early onset of puberty, breast cancer, obesity and attention deficit disorder, hyperactivity disorder and diabetes, yet 93% of Americans have detectable levels of BPA in their bodies. We need to act now to control the spread of unbound BPA which is found in the powder covering about half of all thermal receipts and can be absorbed through the skin. Cashiers, who are often low wage earners and women of child-bearing age, are at disproportionate risk from this exposure.

The public health concern from BPA exposure is an example of why we need a comprehensive chemical policy that will identify the toxic chemicals of high concern and suggest safer alternatives. Since only half of thermal receipts contain BPA, that means that there is already an alternative available, although we do not know if it is safer since safety and health information about the commonly used alternative Bisphenol-S is limited. BPA is only one example of a chemical we are exposed to on a regular basis that poses serious public health dangers. There are over 70,000 chemicals that are approved for use in consumer products where there is virtually no publicly available health and safety data due to the inadequacy of existing Federal laws. The Toxic Substances Control Act passed by Congress in 1976 gives the EPA very limited authority to require the testing of chemicals. Of the approximately 62,000 chemicals approved for use in commerce in 1976, they have only been able to require testing of about 200 of those and have only been able to restrict the use of five chemicals. Since our Federal system is broken in protecting the public, counties like Suffolk must take the lead in both banning BPA and comprehensive chemical reform.

And I'll finish up quickly. In summary, the Federal system of health protections from chemicals clearly does not work and there is no reason to believe that it will be fixed any time soon. I believe that Suffolk County should pass legislation banning BPA from thermal receipts and continue to provide national leadership in protecting people from the effects of BPA and other toxic chemicals. This will also help drive the market for safer alternatives. Given the industry's proven ability to obstruct and delay Federal reform of TSCA over the last five years, it appears that the Federal Government is a long way from being able to protect the public health from toxic chemical exposure. Thank you.

D.P.O. HORSLEY:

Okay. Excuse me, Mr. Lahiff? We have a quick question by Legislator Cilmi.

LEG. CILMI:

Hello. I'm not sure if you are equipped to answer this question, but you're talking a lot about Federal regulation and the failure of our Federal government to properly protect us against, you know, potential harmful chemicals and such. And it just occurs to me that in literally everything we touch, everything we do, there are chemicals. There are chemicals, you know, that are involved in

the manufacture of this table that each of us kind of puts our hands on every day and on the microphones and we talk into the microphones, there's chemicals in the foam that are in front of us and are in front of you, by the way.

MR. LAHIFF:

Absolutely.

LEG. CILMI:

And likely in the paper that you're holding there are chemicals that are used in the bleaching of that paper.

MR. LAHIFF:

The ink on the paper.

LEG. CILMI:

And the ink on the paper and the door handles that you'll use to push when you leave the building. So my question is you spoke about, and the speaker before you spoke about a cautionary -- a cautionary practice in terms of not using chemicals that -- before we can prove that they're safe. I mean, ultimately we would walk around in white suits which probably have chemicals in them themselves. So my point is simply that there's a limit to how careful we can possibly be if we want to develop society. You know, the question is do you agree with that (*Laughter*). Where's Ed Romaine when you need him?

MR. LAHIFF:

Again, I was actually standing in to read this testimony, but understanding what I do of this, you are correct. I mean, his testimony is that there's 62,000 different chemicals that are approved. Who knows how many others that are not that just don't reach that threshold. But certainly, I think an understanding when there is something that is known to cause damage, that is known to cause these effects, I think that's the kind of thing that the Legislature can take the lead on in protecting our children. And especially those low income workers who don't really have a voice in what their work environment may be like. So if we can provide that kind of leadership, I think you're right, in the bigger picture you're right, otherwise we're all in plastic bubbles and, you know, that's not really what we want to do. But obviously, if there's something that we know is an issue, I think it should be addressed, and I do thank you for the question and for your time today.

D.P.O. HORSLEY:

Hang on, Mr. Lahiff, we have a couple of more questions.
Legislator Spencer.

LEG. SPENCER:

Hi. Good afternoon. Thank you for your testimony. So if I could just follow-up and just maybe put it in like more of a scientific term. Do you have any idea what the relative risk is? And when you talk about exposure. I realize that it's there and if we take precautions, if there's something that is equal value. But what is the risk? How much are we picking up when we talk about the exposure? How much exposure leads to health risk and that gives us some sense of just really what we're facing here.

MR. LAHIFF:

Again, I wish I had a little more background on this. I was filling in to help present this testimony. But I think there are some who may be able to answer that question a little better, or perhaps can meet with you to do so.

LEG. SPENCER:

Through the Chair, would it be possible, or is that not allowed in this forum?

D.P.O. HORSLEY:

Legislator Stern, do you have those answers?

LEG. STERN:

Have Karen come back up to answer the question.

D.P.O. HORSLEY:

All right. With the approval of the Legislature, why don't you come up quickly.

MS. MILLER:

So I'll start talking as I'm on my way up.

D.P.O. HORSLEY:

No, no, no. Get to the mic where we prefer, all the way up.

MS. MILLER:

Okay. Thank you for the question. So one of the things that we've come up with is that the dose does not make the poison. So specifically, in sort of addressing both questions but, you know, chime in if I didn't answer the question, is that when we see a particular bad -- bad actors, we have to act on what we know scientifically. And the scientists from all around the world are connecting these endocrine disruptors like Bisphenol-A, especially very high ranking up there on the chemical list, to actually cause problems in the womb, and what that means is when the -- when the child is developing, we're seeing that the exposure to compounds like BPA, that's why we're focusing on BPA, is causing a myriad of problems.

Now, what they also say about BPA in thermal receipts is that even though BPA could be everywhere in so many different things, there is a disproportionate amount of spread that's done when you have contact with this chemical. It rubs off on other things, it rubs off on your clothes, it goes into your pocket. It -- you pick it up, you know, we fondle our receipts. We even take receipts that we don't need because we're not going to return bananas any time soon. So I don't know if I addressed the concern, but specifically while there are 85,000 chemicals, if we wait and we say we cannot take a stand on one particular bad acting endocrine disruptor, then we're not educating our public and we're doing them a disservice.

LEG. SPENCER:

Sure. I think my question goes to that even with things that are known toxic substances, that we typically have a level of exposure that before we are at risk in terms of that being, you know, whether or not it's transmitted to the womb. You know, so when you're handed a piece of receipt paper, you know, you say, "Well, it's there." And what we're trying to figure out, so you're saying --

MS. MILLER:

Low exposure. In other words, low exposure.

LEG. SPENCER,

Low exposure.

MS. MILLER:

It's continuous.

LEG. SPENCER:

But low exposure --

MS. MILLER:

They're showing a continuous low exposure to something like Bisphenol-A will definitely cause health problems. Continuous low exposure, so you don't need to have a high --

LEG. SPENCER:

Understood. But what we were saying is that we don't know when you touch a piece of receipt paper, how much you're picking up, we don't know how much is being absorbed.

MS. MILLER:

Oh, I see.

LEG. SPENCER:

And do we know what the toxic level is? We don't know any of that information. We're just saying that it's bad and we should take action.

MS. MILLER:

I bet it's written somewhere and I would like to get back to you with that. I think there are citations about that. Thank you for the question.

MR. FREAS:

Dr. Spencer?

LEG. SPENCER:

Okay. The sponsor has indicated that he has information for me. Thank you so much. I'm done.

D.P.O. HORSLEY:

Okay. We have one more question, I'm not sure if it's for you, Mr. Lahiff. Kara Hahn?

LEG. HAHN:

Craig, do you have information that you wanted to share?

MR. FREAS:

If Dr. Spencer can get it from Legislator Stern, that's fine.

LEG. HAHN:

Now, I just wanted to go to Legislator Cilmi's point. While I don't believe that we can test and affirm the safety of every product, I do think, as Ms. Miller has said, there are some bad actors out there that are suspected endocrine disruptors and/or proven endocrine disruptors, and the EPA clearly has not acted satisfactorily or quickly enough on them. When it's -- you know, the scientific community is speaking pretty much in unison on this and they're just not acting and testing quickly enough. And certainly, that's when we really do need to step in.

D.P.O. HORSLEY:

Question.

LEG. HAHN:

Do you agree with that point?

*(*Laughter*)*

MS. MILLER:

Me?

LEG. HAHN:

Yes.

MS. MILLER:

Oh, absolutely. Well spoken. Thank you very much.

D.P.O. HORSLEY:

There you go. Okay. Yes, Legislator Anker.

LEG. ANKER:

I have a question for Elsa.

D.P.O. HORSLEY:

Oh, boy.

LEG. ANKER:

Okay. I just wanted to -- I also wanted to mention, too, though, that, again, there are chemicals that have been in our society for hundreds of years. And you think, you know, eventually we're going to evolve and maybe we'll get used to some of those chemicals or whatever. But, you know, when you're talking about asbestos and lead and Agent Orange, you know, things like that. But, you know, I think they recently discovered that in Rome, because the Romans used so much lead in everything they did, it contributed to the fall of their society, and we as government officials are here to protect our society. So, Ms. Ford, do we agree with that and do you have a comment on that.

MS. FORD:

Yes. You know, what we find is that the low level effects vary from person to person, like for a fetus or an adult or combined with other multiple toxins that we're exposed to. So rather than have a so-called acceptable risk, which is not true for everybody, it's different for everybody, that it would be better to have a reducing risk policy rather than an acceptable risk policy. Because exposures to toxins are poisonous, and so we shouldn't do it.

LEG. ANKER:

And I think, too, though, with doing the research, many of the testing have been done on adults, on men, large men, but now we have concern for women, pregnant women and children. And from what I think now we're starting to see that they're more sensitive to these chemicals and it creates health issues. So again, thank you so much, advocates, for coming and explaining that.

D.P.O. HORSLEY:

Okay. Thank you very much. And I don't want to start recalling everybody back up again. Though I've got to tell you, Legislator Anker, you run into my history part, the fall of the Roman Empire is still a theory that whether it was lead-induced.

*(*Laughter*)*

LEG. ANKER:

You never know.

D.P.O. HORSLEY:

Let's move on. Is there anyone else who would like to be heard on 2062? Is there anyone that would like to be heard on 2062? Okay. That being the case, Legislator Stern --

LEG. STERN:

Motion to close.

D.P.O. HORSLEY:

-- makes a motion to close. Seconded by?

LEG. NOWICK:

Second.

LEG. CALARCO:

Second.

D.P.O. HORSLEY:

Legislator Nowick. All those in favor? Opposed? So moved.

MR. LAUBE:

Fourteen (Not Present: Legislators Montano, Kennedy, D'Amaro & Presiding Officer Lindsay).

D.P.O. HORSLEY:

(Public Hearing on) IR 2064-12 - Adopting Local Law No. -2012, A Local Law to ensure adequate gasoline distribution to the public after disasters (Stern). I have one card, Kevin Beyer from the Long Island Gasoline Retailers Association, on this matter.

MR. BEYER:

Good afternoon. Great to be back here again.

D.P.O. HORSLEY:

Kevin, I think your mic's off.

MR. BEYER:

I got it. Okay, now it's on. Glad to be back. Unfortunately, we oppose this proposal in its current form, but we look forward to working with the sponsor, Legislator Stern, to come up with a viable plan to handle the power outages. Because there's been so much thrown into the news about generators and everything else like this and, you know, it's not like going to Home Depot and buying one off the rack and placing it there. So there are other alternatives and we look forward to working with him. We spoke before and hopefully we'll come up with a viable plan with that. Thank you.

D.P.O. HORSLEY:

Okay. Thank you very much, Kevin. Would anyone else like to be heard on 2064? Would anyone else like to be heard on 2064? Hearing none, Legislator Stern, what do you want to do?

LEG. STERN:

Motion to recess.

D.P.O. HORSLEY:

Motion to recess. Is there a second?

LEG. CALARCO:

Second.

LEG. HAHN:

Second.

D.P.O. HORSLEY:

Second by Legislator Hahn. All those in favor? Opposed? So moved. It has been recessed.

MR. LAUBE:

Fourteen (Not Present: Legislators Montano, Kennedy, D'Amaro & Presiding Officer Lindsay).

MR. NOLAN:

Is that the last one?

D.P.O. HORSLEY:

Yes, it is. Okay. What we have now is we want to -- setting the date for the following public hearings, December 4th, 2012 -- I will.

Okay. But in doing so, we have a change, because you'll recall that because of FEMA being in Riverhead and Riverhead using our auditorium, that we are going to change the location of the public hearings. And Counsel is going to give me a Procedural Motion.

MR. NOLAN:

Right. If everybody will look in their manilla folder, it's No. 17, which basically does change the location of our next meeting from Riverhead to back here in Hauppauge, and we need to act on this before we set the public hearings.

D.P.O. HORSLEY:

Okay. Do I need a motion to take it out of order?

MR. NOLAN:

No, just do it.

D.P.O. HORSLEY:

Okay. I have a motion in front of us. Everyone's got it before them? The Procedural Resolution, *changing location of Legislative meetings*. This is *Procedural Motion No. Seventeen (Not Present: Legislator Gregory)*. I'll make the motion.

LEG. CILMI:

Second.

D.P.O. HORSLEY:

Second by Legislator Cilmi. All those in favor? Opposed? So moved.

MR. LAUBE:

Seventeen (Not Present: Legislator Montano).

D.P.O. HORSLEY:

Okay. We are now setting the dates for the public hearings, December 4th, 2012, 2:30 PM at the Rose Caracappa auditorium in Hauppauge. Okay, let me just read them into the record here; IR 1974, Considering the proposed establishment of the Suffolk County Sewer District No. 16, Yaphank Municipal; IR 1975, Considering the proposed establishment of Suffolk County Sewer District No. 24, Gabreski Municipal; IR 2067, a Charter Law to clarify the Legislature's role in collective bargaining; as well as IR 2088, a Local Law to set minimum safety standards for recreational boats in Suffolk County. I'll make a motion. Seconded by Legislator Cilmi. All those in favor? Opposed? So moved.

MR. LAUBE:

Seventeen (Not Present: Legislator Montano).

D.P.O. HORSLEY:

I'm going to ask Counsel, we have revisions on the -- that are before you on the Tax Warrants, apparently there were some errors that we're going to have to correct. I'm going to ask Counsel to handle this piece of business.

MR. NOLAN:

All of you should have in front of you revised versions of 2101 and 2103; they're revised as of 11/20/12, 1 PM. What we're going to need to do is make a motion to reconsider both of these, get them before us again and vote on them as revised. We were advised by the Budget Review Office and the Clerk that there were a couple of minor technical corrections and we need to make them right.

D.P.O. HORSLEY:

Do we need a motion to reconsider?

MR. NOLAN:

We need a motion to reconsider 2101.

D.P.O. HORSLEY:

All right. We're going to first -- I'll make a motion to rescind 21 --

MR. NOLAN:

Reconsider.

D.P.O. HORSLEY:

Reconsider? Okay, reconsider 2101.

LEG. CILMI:

Second.

D.P.O. HORSLEY:

And I've got a second from Legislator Cilmi. All those in favor? Opposed? So moved.

MR. LAUBE:

Seventeen (Not Present: Legislator Montano).

2101-12 - Approving the return of the Fund Balance of the General Fund, Police District Fund, and District Court District to the taxpayers of the Towns of Suffolk County (Presiding Officer Lindsay).

D.P.O. HORSLEY:

In front of you, you will see 2101 as revised as of one o'clock. I'll make a motion to approve. Second by Legislator Cilmi. All those in favor? Opposed?

LEG. SPENCER:

Question on the motion?

D.P.O. HORSLEY:

Oh, question on the motion. Yes, Legislator Spencer.

LEG. SPENCER:

Can anyone just kind of explain what happened, what the differences are from what was there this morning, why the numbers were different?

D.P.O. HORSLEY:

I'll call on the Clerk to answer that question.

MR. LIPP:

Okay, I'll take the question.

D.P.O. HORSLEY:

You'll take it, Robert? Fine. Mr. Lipp.

MR. LIPP:

We didn't have a chance to fully review everything at the time and we noticed that although the General Fund property tax is exactly the same, the apportionment between 2012 and 2013 was different, it affected the distribution between the towns, and ditto for the District Court. Those are the basic changes. So it's just an apportionment thing, but the dollars stay the same.

LEG. SPENCER:

Okay. Thank you.

D.P.O. HORSLEY:

Okay? Any further questions? All right, we have a motion to reapprove the revised Resolution, 2101. All those in favor? Opposed? So moved. It is approved.

MR. LAUBE:

Sixteen (AMENDED VOTE: Seventeen - Not Present: Legislator Montano).

D.P.O. HORSLEY:

Okay. I'll make a motion to rescind 21 --

P.O. LINDSAY:

Reconsider.

D.P.O. HORSLEY:

Reconsider, I'm sorry. To reconsider 2103. Seconded by Legislator Cilmi. All those in favor? Opposed? So moved.

2103-12 - Approving the tabulation of town charges and fixing the tax levies and charges to the Towns under the County Budget for Fiscal Year 2012 (Presiding Officer Lindsay).

I'll also make a motion to approve 2103 as revised as of one o'clock today. Second by Legislator Cilmi. All those in favor? Opposed? So moved. The revised resolution has been approved.

MR. LAUBE:

Sixteen (Not Present: Legislators Montano & Hahn).

D.P.O. HORSLEY:

All right. We're going back to the agenda. All right. Okay, Legislator Lindsay.

Public Works & Transportation (Continued):

P.O. LINDSAY:

Okay. **1937**, on page nine, ***Directing the Department of Public Works to comply with County reporting standards for sewage discharge (Romaine).***

LEG. ROMAINE:

Motion.

P.O. LINDSAY:

Motion by Legislator Romaine.

LEG. SCHNEIDERMAN:

Second.

P.O. LINDSAY:

Second by Legislator Schneiderman. Any questions on the motion?

Yes, Legislator D'Amaro.

LEG. D'AMARO:

Yeah. Well, first I would ask for an explanation. Because it's my understanding that -- didn't we pass a bill similar to this? That was the bill for the private sewer plants and --

D.P.O. HORSLEY:

Right.

LEG. D'AMARO:

-- you know, at the time I had raised the issue of, you know, how much information is getting disseminated, what's happening with that information, is it going to cause a state of panic needlessly? But also, isn't this already required by the State of New York? Aren't we doing this already? Perhaps through the Chair to the sponsor, Legislator Romaine.

LEG. ROMAINE:

Yeah. What this bill does is it goes one step further than the State legislation which doesn't require notification of County Legislators. So in your district, should you have a sewage treatment plant that has a discharge, partially treated sewage or untreated sewage, you are on the list to be notified. I just thought it would be nice for members of this Legislature to receive notification.

The State passed a law requiring them to post this and to file with New York State DEC, et cetera, and I assume the Suffolk County Health Department as an agent of DEC. But the elected officials are left out. I included the County Legislators because I thought it would be good for us to have that information should we get concerned citizens calling our office. So that's what this bill does.

LEG. D'AMARO:

So in other words, the reporting requirements are already in place, but this just -- the only additional requirement of this bill or what this bill does is it requires the County, I guess, Health Department to notify a Legislator? Is that --

LEG. ROMAINE:

No, it requires the County sewage treatment plant to obey existing law and to provide notification to us. Yes.

LEG. D'AMARO:

Well, I would hope that the notification is going to Department of Public Works and to the Health Department.

LEG. ROMAINE:

Yeah, all of that, as well as the County Legislator in whose sewer district it is -- the sewer district it's in, yes, or the sewer plant is it in.

LEG. D'AMARO:

Okay. I'm not quite sure what we'll do with that information, but --

LEG. ROMAINE:

Well, you know what? I'd rather be more greatly informed than not. And I would want to know things that are going on in my district. I mean, one of the things that I think most of us realize and we were grateful for is that this hurricane that we just went through with Sandy, we got more information than in past hurricanes; not complete information, but more information, and I think it helped us. When people called us, we were able to give them some answers, not as many as we wished we could have, but more than we had in the past. This type of legislation would provide us with the knowledge as the policy makers and the constituents that may be contacting us about the situation.

P.O. LINDSAY:

Okay. You all right, Legislator D'Amaro?

LEG. D'AMARO:

Yeah.

P.O. LINDSAY:

Okay. Legislator Kennedy.

LEG. KENNEDY:

If I can just add to this. There is, at least from my perspective, some value and merit to this, having had a malfunction with a private waste treatment plant in the district some three summers ago. And actually having been called by the head of the homeowners association, the Galleria, somewhat hysterical because the private plant service or operator wasn't available, couldn't be found, and it was actually a Health Department Inspector, Edie {Duraski} who we had to actually get a hold of to go down there and to, A, determine the malfunction associated with the blowers and, I guess, B, then do some -- somehow commission and get some short-term, on-site work done, and then also get a hold of the private operator, cite him and basically coerce him to get out there and do the job that they're being paid for.

So, you know, we have many laws and many rules and regulations that, in theory, are supposed to operate seamlessly, and more often than not they don't. So I think this is something that helps each and every one of us to at least make us aware of the situation in our district. I think it's got value.

P.O. LINDSAY:

Okay. Legislator Gregory.

LEG. GREGORY:

Thank you, Mr. Chair. Unfortunately, I missed the first part of the discussion here, so I may repeat a question that was asked. So if I could, through the Chair, ask the sponsor. I know that there was another legislation earlier in the year in relation to this? Is it --

LEG. ROMAINE:

That was private --

LEG. GREGORY:

Okay.

LEG. ROMAINE:

-- in which we had -- we had some control over that as a County. I had one that was as comprehensive as the private one, but the State passed legislation, so we are required by State. This extends that notification to local officials, including County Legislators. So if something happens in your district, you should be notified if we pass this law.

LEG. GREGORY:

Okay. So the State law requires --

LEG. ROMAINE:

Ours is a little bit more stringent, yes. Because now we get notified as County Legislators.

LEG. GREGORY:

And it's the treatment plant?

LEG. ROMAINE:

Right, the treatment plant. This is for municipal treatment plantst, to hold them to the same standard in Suffolk that we're holding the private plants to.

LEG. GREGORY:

And is there any requirement that we do anything with that information?

LEG. ROMAINE:

There's no requirement. We're elected officials, and I always feel, as an elected official, if there's something going on in my district that I could be asked about or constituents could come to me or that I should act on, I'd rather have better knowledge than no knowledge, and I think you would, too.

LEG. GREGORY:

No, I see where you're going. I just think, for instance, you know, my office -- I'm sure everyone, they receive faxes every day from your local precincts.

LEG. ROMAINE:

Right, we were talking about the hurricane and I said this hurricane we didn't get complete information, but we got a lot of information, more than we got in the past. And I think in some ways it was more helpful because when we got constituents that would stop us, not that we gave the best of answers, but we gave better answers than we would have given in the past because we got more information.

LEG. GREGORY:

No, I certainly think that communication is a good thing. But from my understanding, I don't have an immense understanding on this, but these letters of violations, I mean, it could be a minor thing --

LEG. ROMAINE:

I'm sure they'll report it that way then.

LEG. GREGORY:

But it triggers it as a violation where the average person may think, "Oh, gee. You know, there's something going on with the sewer district."

LEG. ROMAINE:

The reporting requirement is there under State Law for municipal plants already. Okay? They didn't cover private plants, that's why I did the bill earlier to cover private plants. This bill only adds

elected officials to that notification process. I still think that we play an important role in government. I still think that constituents are more likely to call us than know who the head of -- no offense to Gil, who the head of DPW is. In your district they'll say "Gil Anderson", and scratch their head, but they'll say, "DuWayne Gregory, he's our guy! Call him up!"

LEG. GREGORY:

No, they won't say that (*Laughter*).

LEG. ROMAINE:

They don't say that?

D.P.O. HORSLEY:

We do.

LEG. GREGORY:

Yes, we do. But if I recall, and I'm just going on memory, is your last bill, even though it's private --

LEG. ROMAINE:

Right, this is for the public ones.

LEG. GREGORY:

No, I thought that there was some requirement that it be posted to a website, too, right?

LEG. ROMAINE:

Yes. But this is also a requirement to notify the elected officials for the municipal ones. Look, in the Town of Brookhaven we have two sewage treatment districts that the town operates. We have the Village of Port Jefferson that has its own plant. We have other municipal -- Patchogue that has its own plant. So there's not only County plants, there are several other types of municipal plants. I think the elected official in those districts should be notified.

LEG. GREGORY:

I guess the point where I'm trying to get is, is there a requirement -- there's a requirement for private treatment plants, but how about public ones that notification be posted on the website?

LEG. ROMAINE:

State law applies to only municipals. That's why earlier in the year I did the private plants. This is adding to the State law that currently is in place for notification to the website, that it also notifies elected officials.

LEG. GREGORY:

Okay. All right. Thank you, Mr. Chair.

P.O. LINDSAY:

Legislator Horsley.

D.P.O. HORSLEY:

Yeah, I just wanted to course you, because I've been through this before. And I certainly -- and I certainly agree with you, Ed. I have no problem. More transparency, we should know what's going on in our districts. But there are what I call variances in sewers, and I've gone down the rabbit hole a couple of times here ready to go down there and speak up when I heard about it, "Why didn't you tell me," and things like that, and they are so minor that they really are inconsequential, and that no one would really realize. So just be cautious that when you hear that there is a -- if we pass this, when you hear that there is a variance, that don't -- don't overreact.

LEG. ROMAINE:

You'll have to talk to my predecessor.

D.P.O. HORSLEY:

There you go.

LEG. ROMAINE:

And I'm sure he'll worry about the Riverhead plant which is right on the Peconic, or the Shelter Island plant --

D.P.O. HORSLEY:

That's why I say --

LEG. ROMAINE:

-- or the Greenport plant.

D.P.O. HORSLEY:

Oh, no, I agree with you. I have no argument with transparency and we should know what's going on in our district. I just want to be cautious for all of us that don't overreact until you know all the facts.

P.O. LINDSAY:

Okay. Legislator Anker?

LEG. ANKER:

Gil, do you mind coming up? I just have a quick question for you. This legislation, how easy is it to implement for you and your staff.

COMMISSIONER ANDERSON:

It's not a big deal. You know, we just -- once -- we have to notify if there was -- and honestly, the amount of times -- I think there's only been once or twice where we've had partial, you know, flows and we've stopped it right away, so it's not that big of an issue. The notification, on-the-line notification is something DEC wants anyway, so we're fine with it.

LEG. ANKER:

Anything we need to be aware of, any negative impact of this legislation?

COMMISSIONER ANDERSON:

No. Again, I think it -- you know, the interpretation by the community is, you know, it has to be, as Legislator Horsley suggests --

MS. MAHONEY:

Your mic is not on. You do not have to hold the button.

COMMISSIONER ANDERSON:

Oh, sorry. There we go. Sorry about that. Yeah, the only thing I would say is, you know, with the community, there should be some caution before they jump to conclusions that because there is a spill. In most cases we're on top of it within minutes, the alarms go off and, you know. We're fine with it.

LEG. ANKER:

Thank you.

COMMISSIONER ANDERSON:

You're welcome.

P.O. LINDSAY:

Legislator Spencer?

LEG. SPENCER:

To the sponsor. Legislator Romaine, failure to report a discharge in your bill indicates a civil penalty to the plant operator. How does that work? Will that plant operator individually be responsible?

LEG. ROMAINE:

This bill deals with municipalities, so it deals with villages and towns that have their own sewage plants as well as the County of Suffolk. I'm sure we're not going to be fining ourselves, and I'm sure we're going to exercise some discretion with villages and towns, depending on the culpability and the level of discharge. So that's something, you know, that obviously you want to pass a law but you want to have some teeth, you just don't want to say, "This is our policy," with no follow up or enforcement policy.

LEG. SPENCER:

And to Legislative Counsel. With this type of information, is there any sort of liability that would be associated with information of this type that we would be -- if we -- if there was a report and there was an incident that led to some significant action occurring, would we be occurring any liability as a result of having that information? Are we responsible to do something with that information? Do we --

MR. NOLAN:

You're talking about you, as an elected official, receiving this information?

LEG. SPENCER:

As this Legislature, the County, there's a private sewer treatment facility. There's some untoward event that takes place, that information is reported to us. As a result of this event, there is liability, and perhaps we received that information and there's alleged that we should have notified or we should have -- that we're asking for information, we're making it a law, so now, once we have that information, do we incur any liability by not acting on that information?

MR. NOLAN:

Off the top, I don't think it would expose elected officials to any type of liability.

LEG. SPENCER:

Okay.

MR. NOLAN:

Just the fact of receiving information would not open you up to liability.

P.O. LINDSAY:

Legislator D'Amaro.

LEG. D'AMARO:

Yeah, thank you. I had a few questions for Commissioner Anderson as well. You know, discharge of untreated or partially treated sewage at any time is a serious matter. And Commissioner, I think you've stated it doesn't frequently happen.

COMMISSIONER ANDERSON:

Very infrequent.

LEG. D'AMARO:

Very infrequent. But what I want to know is if the sponsor is touting the fact that now we as elected officials need to know what's going on in our district, how -- does that help you to report that information, let's say, to my office if something should happen, or anyone's office? How does it -- does it help you in dealing with the crisis or the problem, or even if it's insignificant discharge of untreated or partially treated sewage? Does it help you in any way?

COMMISSIONER ANDERSON:

I think in that it makes the local Legislator aware in case there is some question, that they can respond immediately, it is beneficial.

I know that there has been some request from the environmental community for this type of information being put out there.

LEG. D'AMARO:

Well, the information is always available.

COMMISSIONER ANDERSON:

Right.

LEG. D'AMARO:

If a Legislator or the County Executive or whomever in government calls you and asks for a report, I'm sure it would be forthcoming and --

COMMISSIONER ANDERSON:

Absolutely.

LEG. D'AMARO:

-- you would have that information pretty much at your finger tips, I would think.

COMMISSIONER ANDERSON:

Correct. Correct.

LEG. D'AMARO:

Right. But, you see, again, my concern is that just here we are again putting out another responsibility on you, your staff, the staff of the treatment facilities for information that's readily available, if we want it. And frankly, if your office communicates with my office and says there's been a discharge, or any of my colleagues that have sewage treatment facilities in their district, and says, "We had a miniscule incident," I just don't see the advantage to that. I mean, we have so much information coming into our offices as it is right now and we have so much we have to filter through and there's so many issues we need to deal with. You know, it's one thing to have information that we can use or that it's important to have. I'm sure if there was a major event we would know about that anyway. But to put an obligation, an affirmative obligation on the County employees again, another standard that has to be met, you know, sending out reports, using the paper, getting this in the mail, looking at it as an elected official, probably not knowing how to interpret it, whether it's severe or not, it just -- you know, it's one thing to say we want to be informed, it's another thing to say, you know, doing it the right way, and I don't really see the advantage of doing this. I just don't.

P.O. LINDSAY:

Okay. Anybody else? Okay. We have a motion and a second on 1937. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Fifteen (Not Present: Legislators Hahn, Montano & Kennedy).

P.O. LINDSAY:
Okay, it passed.

LEG. D'AMARO:
Cosponsor.

*(*Laughter*)*

1939-12 - Prohibiting the use of hydraulic fracturing brine on County property or roadways (Calarco).

LEG. CALARCO:
Motion.

D.P.O. HORSLEY:
Motion by Legislator Calarco.

LEG. ANKER:
Second.

P.O. LINDSAY:
Second by Legislator Anker. On the question. Anybody want to talk? No? We have a motion and a second. All in favor? Opposed? Abstentions?

LEG. ANKER:
Cosponsor.

MS. ORTIZ:
Fifteen. I'm sorry, sixteen.

P.O. LINDSAY:
What?

MS. ORTIZ:
Oh, I'm sorry, seventeen (Not Present: Legislator Montano).

P.O. LINDSAY:
Okay. You know, something I should have asked Public Works. Gil, if you don't mind. We haven't used this brine yet on the roads, right?

COMMISSIONER ANDERSON:
The brine itself, the brine solution, we have used and --

P.O. LINDSAY:
Oh, we have used it.

COMMISSIONER ANDERSON:
Correct, but not -- nothing to do with the fracking residue.

P.O. LINDSAY:
Okay. Because I know my town, Islip, used it last year.

COMMISSIONER ANDERSON:
Right. Yeah, we have agreements I believe with Islip and Brookhaven to use their material.

You know, we have a few pieces of equipment that we're kind of like doing this as a pilot.

P.O. LINDSAY:

Okay. So we're using their brine?

COMMISSIONER ANDERSON:

Correct.

P.O. LINDSAY:

Okay. And that brine is not from fracturing.

COMMISSIONER ANDERSON:

Absolutely not.

P.O. LINDSAY:

Okay. Okay, thank you very much.

COMMISSIONER ANDERSON:

You're welcome.

P.O. LINDSAY:

1954-12 - Amending the 2012 Capital Budget and Program and appropriating funds in connection with the reconstruction of CR 97, Nicolls Road from the vicinity of Long Island Expressway to the vicinity of NYS Route 25A, Town of Brookhaven (CP 5512)(County Executive). Do I have motion?

LEG. BROWNING:

Motion.

P.O. LINDSAY:

Motion by Legislator Browning.

LEG. CALARCO:

Second.

P.O. LINDSAY:

Second by Legislator Calarco. On the motion?

LEG. KENNEDY:

Yeah, on the motion.

P.O. LINDSAY:

Legislator Kennedy.

LEG. KENNEDY:

From the Expressway all the way up to 25A?

P.O. LINDSAY:

Yes.

LEG. KENNEDY:

That's got to be a good, what, eight miles?

COMMISSIONER ANDERSON:

It's actually to 25.

LEG. KENNEDY:

To Jericho.

COMMISSIONER ANDERSON:

No, it is to 25A, I apologize; 25A.

LEG. KENNEDY:

That's a long run. That's --

COMMISSIONER ANDERSON:

This is a feasibility study looking at really just grade separation. Even though it's the entire quarter, it's really looking at two separate grade separations, which are bridges, at -- one at the college and the other one at South Coleman, and then also the feasibility of adding another lane, I believe up to actually 25A from the Expressway, not all the way up.

LEG. KENNEDY:

Okay.

P.O. LINDSAY:

Okay? Okay. We have a motion and a second. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Seventeen (Not Present: Legislator Montano).

P.O. LINDSAY:

Okay, it passed.

1954A, the accompanying Bond Resolution (*Bond Resolution of the County of Suffolk, New York, authorizing the issuance of \$200,000 bonds to finance the certain planning costs in connection with partial reconstruction of CR 97, Nicolls Road from the vicinity of the Long Island Expressway to the vicinity of NYS Route 25A located in the Town of Brookhaven (CP 5512.113)*), same motion, same second. Roll call.

*(The following was taken by Lucia Braaten, Court Stenographer,
and transcribed by Kim Castiglione, Legislative Secretary)*

(Roll called by Ms. Ortiz, Chief Deputy Clerk)

LEG. BROWNING:

Yes.

LEG. CALARCO:

Yes.

LEG. ROMAINE:

Yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Yes.

LEG. MONTANO:

Yes.

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

Yes.

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

1955, Amending the 2012 Capital Budget and Program and appropriating funds in connection with the construction of sidewalks, road resurfacing and drainage improvements on various County roads (CP 5497)(Co. Exec).

Do I have a motion?

D.P.O. HORSLEY:

Motion.

P.O. LINDSAY:

Motion by Legislator Horsley.

LEG. HAHN:

Second.

P.O. LINDSAY:

Second by Legislator Schneiderman. Any questions? All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

Okay. On the accompanying bond, ***1955A, Bond Resolution of the County of Suffolk, New York, authorizing the issuance of \$265,000 bonds to finance the planning costs related to the construction of sidewalks, road resurfacing and drainage improvements to various County Roads (CP 5497.114).*** Same motion, same second. Roll call.

(Roll called by Ms. Ortiz, Chief Deputy Clerk)

D.P.O. HORSLEY:

Yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. ROMAINE:

Yes.

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Yes.

LEG. CALARCO:

Yes.

LEG. MONTANO:

Yes.

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

Yes.

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

Okay. *1956, Amending the 2012 Capital Budget and Program and appropriating funds in connection with Shoreline protection at Hashamomuck Cove, Town of Southold (CP 5330) (Co. Exec.)*

LEG. ROMAINE:

Motion.

P.O. LINDSAY:

Motion by Legislator Romaine.

LEG. SCHNEIDERMAN:

Second.

P.O. LINDSAY:

Second by Legislator Schneiderman. On the question? Seeing none, all in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

Okay. The accompanying bond resolution --

LEG. ROMAINE:

Cosponsor.

P.O. LINDSAY:

-- *1956A, Bond Resolution of the County of Suffolk, New York, authorizing the issuance of \$390,000 bonds to finance the cost of a feasibility study related to shoreline protection*

and coastal storm damage reduction in the area of Hashamomuck Cove located in the Town of Southold (CP 5330.111). Same motion, same second. Roll call.

(Roll called by Ms. Ortiz, Chief Deputy Clerk)

LEG. ROMAINE:

Yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Yes.

LEG. CALARCO:

Yes.

LEG. MONTANO:

Yes.

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

Yes.

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

Okay. *1959, A Resolution making certain Findings and Determinations in relation to the increase and improvement of facilities for Sewer District No. 11 - Selden (sewer system improvements) (CP 8117)(Co. Exec.).*

LEG. MURATORE:

Motion.

P.O. LINDSAY:

Motion by Legislator Calarco was it?

LEG. CALARCO:

Muratore.

P.O. LINDSAY:

Muratore. Okay. Do I have a second?

LEG. ANKER:

Second.

P.O. LINDSAY:

Second by Legislator Anker. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

Same motion, same second, on the accompanying bond, 19 -- oh, there's no bond. There's no bond. Why is there no bond? Okay. Okay it passed.

We have *1960, A Resolution making certain Findings and Determinations in relation to the increase and improvement of facilities for Sewer District No. 5 - Strathmore Huntington (CP 8115)(Co. Exec.)*

Do I have a motion? Huntington?

LEG. SPENCER:

Yes.

P.O. LINDSAY:

Motion by Legislator Spencer.

LEG. D'AMARO:

Second.

P.O. LINDSAY:

Second by Legislator D'Amaro. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

1961, A Resolution making certain Findings and Determinations in relation to the increase and improvement of facilities for Sewer District No. 10 - Stony Brook (CP 8175)(Co. Exec.).

LEG. HAHN:

Motion.

P.O. LINDSAY:

Motion by Legislator Hahn.

LEG. HAHN:

And I'd like to ask Gil a question once we have a second.

P.O. LINDSAY:

Okay. Let me get a second first.

LEG. ANKER:

Second.

P.O. LINDSAY:

Second by Legislator Hahn -- by Legislator Anker. And question by Legislator Hahn.

LEG. HAHN:

I asked this question when we were in Riverhead on some other action we were taking on these, the sewer district. I just want to confirm that we're not creating any leaching fields or anything with this money.

COMMISSIONER ANDERSON:

No. This is strictly for replacement and rehabilitation of sewers, force mains and manholes.

LEG. HAHN:

Thank you.

P.O. LINDSAY:

Okay. We have a motion and a second. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

Okay. *1962, A Resolution making certain Findings and Determinations in relation to the increase and improvement of facilities for Sewer District No. 3 - Southwest (infrastructure improvements) (CP 8170)(Co. Exec.).*

D.P.O. HORSLEY:

Motion.

P.O. LINDSAY:

Motion by Legislator Horsley. Do I have a second from Babylon down there? Babylon?

LEG. CALARCO:

Second.

LEG. D'AMARO:

(Raised his hand)

P.O. LINDSAY:

Second by Legislator D'Amaro. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

1963, A Resolution making certain Findings and Determinations in relation to the increase and improvement of facilities for Sewer District No. 7 - Medford (CP 8150)(Co. Exec).

LEG. CALARCO:

Motion.

P.O. LINDSAY:

Motion by Legislator Calarco.

LEG. MURATORE:

Second.

LEG. ANKER:

Second.

P.O. LINDSAY:

Second by Legislator Muratore. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

1964, A Resolution making certain Findings and Determinations in relation to the increase and improvement of facilities for Sewer District No. 7 - Medford (Woodside) (CP 8119)(Co. Exec.).

LEG. CALARCO:

Motion.

P.O. LINDSAY:

Motion by Legislator Calarco.

LEG. ANKER:

Second.

P.O. LINDSAY:

Second by Legislator Anker. Any questions? All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

I apologize, Legislator Anker. I keep getting forgetting your name today. I just drew an anchor here. Okay. Did you call the vote?

MS. ORTIZ:

Yes.

P.O. LINDSAY:

Okay. *1965, A Resolution making certain Findings and Determinations in relation to the increase, improvement and extension of facilities for Sewer District No. 18 - Hauppauge Industrial (CP 8126) (Co. Exec.).*

LEG. KENNEDY:

Motion.

P.O. LINDSAY:

Motion by Legislator Kennedy.

LEG. SPENCER:

Second.

LEG. CILMI:

Second.

P.O. LINDSAY:

Second by Legislator Cilmi. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

1966, A Resolution making certain Findings and Determinations in relation to the increase and improvement to the wastewater treatment facilities for Sewer District No. 14 - Parkland (CP 8128) (Co. Exec.). I'll make the motion.

LEG. MURATORE:

Second.

P.O. LINDSAY:

Second by Legislator Muratore. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

1967, A Resolution making certain Findings and Determinations in relation to the increase and improvement of facilities for Sewer District No. 20 - William Floyd (CP 8148) (Co. Exec.).

Motion by Legislator Browning. Legislator Calarco made the second?

LEG. CALARCO:

(Nodded yes)

P.O. LINDSAY:

Okay. We have a motion and a second. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

1968, A Resolution making certain Findings and Determinations in relation to the increase and improvement of facilities for Sewer District No. 23 - Coventry Manor (infrastructure improvements) (CP 8149) (Co. Exec.).

LEG. SCHNEIDERMAN:

Motion.

P.O. LINDSAY:

Motion by Legislator Schneiderman. Second by Legislator Horsley. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

1974, Calling a public hearing for the purpose of considering the proposed establishment of Suffolk County Sewer District No. 16 - Yaphank Municipal (CP 8158) (Co. Exec.).

LEG. SCHNEIDERMAN:

Same motion.

P.O. LINDSAY:

Motion by Legislator Schneiderman.

LEG. CALARCO:

Second.

P.O. LINDSAY:

Second by Legislator Calarco. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

1975, Calling a public hearing for the purpose of considering the proposed establishment of Suffolk County Sewer District No. 24 - Gabreski Municipal (CP 8177) (Co. Exec.).

LEG. SCHNEIDERMAN:

Motion.

P.O. LINDSAY:

Motion by Legislator Schneiderman.

LEG. ANKER:

Second.

P.O. LINDSAY:

Second by Legislator Anker. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

1993, Permitting Cornell Cooperative Extension to purchase fuel from the County (Co. Exec.).

LEG. CALARCO:

Motion.

P.O. LINDSAY:

Motion by Legislator Calarco.

LEG. ANKER:

Second.

P.O. LINDSAY:

Second by Legislator Anker. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

2025, Establishing a "Complete Streets" policy (Calarco).

LEG. CALARCO:

Motion to table.

P.O. LINDSAY:

Motion to table by Legislator Calarco.

LEG. ANKER:

Second.

P.O. LINDSAY:

I'll second it. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

2030, Appropriating funds in connection with Removal of Toxic and Hazardous Building Materials and Components at Various County Facilities (CP 1732)(Co. Exec.). Do I have a motion?

LEG. D'AMARO:

Second.

P.O. LINDSAY:

Who made the motion?

LEG. D'AMARO:

Doc.

P.O. LINDSAY:

Motion by Legislator Spencer, seconded by Legislator D'Amaro. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

And Counsel's telling me there is a bond although it isn't listed on your agenda. So I'll take a motion.

LEG. ROMAINE:

Motion.

P.O. LINDSAY:

Same motion, same second, roll call on the bond. How much is the bond for?

MR. NOLAN:

Fifty grand.

P.O. LINDSAY:

Fifty grand. *2030A, Bond Resolution of the County of Suffolk, New York, authorizing the issuance of \$50,000 bonds to finance the cost of planning removal of toxic and hazardous materials at various County facilities (CP 1732.123).* Okay. Roll call.

(Roll called by Ms. Ortiz, Chief Deputy Clerk)

LEG. SPENCER:

Yes.

LEG. D'AMARO:

Yes.

LEG. ROMAINE:

Yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Yes.

LEG. CALARCO:

Yes.

LEG. MONTANO:

Yes.

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

Yes.

LEG. STERN:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

Okay. *2031, Appropriating funds in connection with Construction and Rehabilitation of Highway Maintenance Facilities (CP 5048) (Co. Exec.).*

LEG. MURATORE:

Motion.

P.O. LINDSAY:

Motion by Legislator Muratore.

LEG. CALARCO:

Second.

P.O. LINDSAY:

Second by Legislator Calarco.

LEG. KENNEDY:

On the motion, Mr. Chair.

P.O. LINDSAY:

On the motion, Legislator Kennedy.

LEG. KENNEDY:

Yeah, through the Chair. Is it one particular yard or is it just general maintenance all over?

COMMISSIONER ANDERSON:

No, it's two yards actually. It's the facility over on Nicolls Road we're looking to structurally sure that one up, and then out at Yaphank we actually had one of the salt barns collapse a couple of years ago during a storm.

LEG. KENNEDY:

Okay. All right. Thank you.

P.O. LINDSAY:

Did we take a vote? We didn't take the vote yet, right?

MS. ORTIZ:

No.

P.O. LINDSAY:

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

MS. ORTIZ:

Seventeen. (Not Present: Legislator Montano)

P.O. LINDSAY:

2031, Appropriating fund in connection with Construction and Rehabilitation -- oh, we just did that. We got to do the --

D.P.O. HORSLEY:

The bond.

P.O. LINDSAY:

No, we did the bond on 2030A.

MS. ORTIZ:

2031.

MR. NOLAN:

2031. We just have to do the --

P.O. LINDSAY:

Oh, okay. On the accompanying bond resolution on ***2031A, Bond Resolution of the County of Suffolk, New York, authorizing the issuance of \$200,000 bonds to finance the cost of planning for construction and rehabilitation of highway maintenance facilities (CP 5048.113)***. Same motion, same second. Roll call.

(Roll called by Ms. Ortiz, Chief Deputy Clerk)

LEG. MURATORE:

Yes.

LEG. CALARCO:

Yes.

LEG. ROMAINE:

Yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. BROWNING:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Yes.

LEG. MONTANO:

(Not Present)

LEG. CILMI:

Yep.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

Yes.

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Seventeen. (Not Present: Legislator Montano)

P.O. LINDSAY:

Okay. *2032, Appropriating funds in connection with Installation of Guide Rail and Safety Upgrades at Various Locations (CP 5180)(Co. Exec.).*

LEG. D'AMARO:

Motion.

P.O. LINDSAY:

Motion by Legislator D'Amaro.

LEG. CILMI:

Second.

P.O. LINDSAY:

Second by Legislator Cilmi. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

The accompanying bond resolution, *2032A, Bond Resolution of the County of Suffolk, New York, authorizing the issuance of \$210,000 bonds to finance the cost of construction in connection with installation of Guide Rail and safety upgrades at various locations (CP 5180.348).* Same motion same second. Roll call.

(Roll called by Ms. Ortiz, Chief Deputy Clerk)

LEG. D'AMARO:

Yes.

LEG. CILMI:

Yes.

LEG. ROMAINE:

Yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Yes.

LEG. CALARCO:

Yes.

LEG. MONTANO:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

Yes.

LEG. STERN:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

Okay. *2044, Authorizing the County to enter into an MPO Member Agency Federal-Aid Project Agreement with the New York State Department of Transportation (Co. Exec.).*

Do I have a motion?

LEG. SCHNEIDERMAN:

Motion.

P.O. LINDSAY:

Motion by Legislator Schneiderman. Second?

D.P.O. HORSLEY:

Second.

P.O. LINDSAY:

Okay. Legislator Horsley seconds it. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

2045, Authorizing the purchase of up to 29 paratransit vans for Suffolk Transit and accepting and appropriating Federal and State Aid and County funds (CP 5658)(Co. Exec.).

LEG. D'AMARO:

Motion.

P.O. LINDSAY:

Motion by Legislator D'Amaro.

LEG. SCHNEIDERMAN:

Second.

P.O. LINDSAY:

Second by Legislator Schneiderman. And we have a question from Legislator Montano.

LEG. MONTANO:

Yeah, Gail, just on this bill. How much is aid and how much is -- because it's being bonded, right?

MS. VIZZINI:

Yes.

LEG. MONTANO:

What's the bond amount?

MS. VIZZINI:

It's 188,500 in County -- County share is 10%.

LEG. MONTANO:

Okay. All right. You answered it. Thank you.

P.O. LINDSAY:

Okay. We have a motion and a second. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

On the accompanying bond resolution *2045A, Bond Resolution of the County of Suffolk, New York, authorizing the issuance of \$188,500 bonds to finance a part of the cost of acquisition of paratransit vans (CP 5658.549)*. Same motion, same second. Roll call.

(Roll called by Ms. Ortiz, Chief Deputy Clerk)

LEG. D'AMARO:

Yes.

LEG. SCHNEIDERMAN:

Yes.

LEG. ROMAINE:

Yes.

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Yes.

LEG. CALARCO:

Yes.

LEG. MONTANO:

Yes.

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

Yes.

LEG. STERN:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

Okay. *2051, Appropriating funds in connection with Underground Injection Control Management Program (CP 8220)(Co. Exec.).*

LEG. SCHNEIDERMAN:

Motion.

P.O. LINDSAY:

Motion by Legislator Schneiderman.

LEG. CALARCO:

Second.

P.O. LINDSAY:

Second by Legislator Calarco.

LEG. KENNEDY:

On the motion, Mr. Chair.

P.O. LINDSAY:

On the motion, Legislator Kennedy.

LEG. KENNEDY:

This question is just simple. What is underground injection management control?

COMMISSIONER ANDERSON:

It's a Federally mandated program where we have to locate, open up, inspect, and improve any type of leaching pool, catch basin, anything that discharges storm water directly into the ground.

LEG. KENNEDY:

So, do we have to -- in other words, catch basins along CR 16.

COMMISSIONER ANDERSON:

If they --

LEG. KENNEDY:

You've got to pop them and inspect them, is that it?

COMMISSIONER ANDERSON:

It's actually more than that. That's required under the MS4. This is actually going on to all our sites locating all our leaching pools that are on sites, any County parks, anything like that.

LEG. KENNEDY:

Like in a park over in Blydenburgh or something? You've got to go in there and pop the --

COMMISSIONER ANDERSON:

Yes. We got to first uncover it and -- yes.

LEG. KENNEDY:

And this is a Federal requirement?

COMMISSIONER ANDERSON:

Correct.

LEG. KENNEDY:

So is there anything, any Federal funding that we're getting for this or is this --

COMMISSIONER ANDERSON:

No.

LEG. KENNEDY:

-- 400 grand that we're spending in County funds to comply with this mandate.

COMMISSIONER ANDERSON:

It's completely County funded.

LEG. KENNEDY:

Okay. Thank you.

P.O. LINDSAY:

Okay. We have a motion and a second. All in favor? Opposed? Abstentions?

LEG. KENNEDY:

Opposed.

MS. ORTIZ:

Sixteen. (Not Present: Legislator Montano; Opposed: Legislator Kennedy)

P.O. LINDSAY:

On the accompanying bond resolution, *2051A, Bond Resolution of the County of Suffolk, New York, authorizing the issuance of \$400,000 bonds to finance the cost of planning and construction of Underground Injection Control Management Program (CP 8220.111 and 8220.311)*. Same motion, same second. Roll call.

(Roll called by Ms. Ortiz, Chief Deputy Clerk)

LEG. SCHNEIDERMAN:

Yes.

LEG. CALARCO:

Yes.

LEG. ROMAINE:

Yes.

LEG. BROWNING:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Yes.

LEG. MONTANO:

(Not Present)

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

No.

LEG. NOWICK:

Yes.

LEG. GREGORY:

Yes.

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

LEG. MONTANO:

Yes.

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

2052 --

MS. ORTIZ:

I'm sorry, Seventeen (Not Present: Legislator Gregory).

P.O. LINDSAY:

Okay. *2052, Authorizing the purchase of up to thirty new hybrid-electric transit buses for Suffolk County Transit including spare parts, radios, other related equipment and accepting and appropriating Federal and State Aid and County funds in connection with this purchase (CP 5658)(Co. Exec.).*

LEG. SCHNEIDERMAN:

Motion.

P.O. LINDSAY:

Motion by Legislator Schneiderman.

LEG. SPENCER:

Second.

LEG. BROWNING:

Second.

P.O. LINDSAY:

Second by Legislator Browning.

LEG. HAHN:

On the motion.

P.O. LINDSAY:

On the motion, Legislator Hahn.

LEG. HAHN:

I was hoping I could talk to Commissioner Anderson. Gil, do we have any flexibility in what we order?

COMMISSIONER ANDERSON:

In as far as?

LEG. HAHN:

Like the size. Does this mean -- I mean, I'm really excited that they're hybrid electric transit buses, but do they have to be those big monster buses that go up and down our streets?

COMMISSIONER ANDERSON:

Yeah. We've looked at these and those are the most efficient for that type of facility. Yes, they don't always run full, but for the most part, that size is required and, you know, we've gone through this before, this type of analysis.

LEG. HAHN:

So we have to -- if we're going to accept these funds we have to buy the big, big, big, big, big buses?

COMMISSIONER ANDERSON:

Well, it's our recommendation, the Department of Public Works, that we buy those buses. The funding is not attached to that type of, you know, bus.

LEG. HAHN:

I'm just -- and I'm sorry, because I don't sit on Public Works, so I'm just wondering, can you summarize briefly why you think the big, big, big, big, ones are the best ones to use?

COMMISSIONER ANDERSON:

Okay. I can certainly discuss this with staff and more intelligently, but my experience since I've been here is that any time we've discussed getting anything smaller it becomes less efficient, because you don't want to have two types of buses. You know, the justification is that when the buses are running at capacity, which in most routes may not be continually, but there --

LEG. MONTANO:

Excuse me. Can you speak into the mike? I can't hear you. I apologize.

COMMISSIONER ANDERSON:

Oh, I'm sorry. Okay. From what I've learned from staff, that even though the buses may not be continually running full, there are times during the day when -- peak hours -- when they will be running full, and that's why we need that size of a bus. To start mixing buses it becomes very -- it's very difficult to run a certain sized bus during a certain time of the day and not run -- because those buses are on for, you know, a complete shift.

LEG. HAHN:

I think, and certainly this isn't something we're going to decide here today, but I do think we need to think kind of more comprehensively about our routes and the efficiency of them and how to maximize efficiencies. It just -- it stresses me to think we're going to order 30 -- up to 30 new big,

big, big, big, big, big, buses and they're not always -- like I know lots of your routes they're full all the time, but there are a lot of routes that go by near me that there's two people on it.

COMMISSIONER ANDERSON:

And again, there is during the day without doubt, I mean, I live right on the one that runs through Port Jeff, and, you know, I see it all the time. But there, again, during non-peak hours they're not running full, without any question. But there are periods during the day that they do run full. There was a report done a few years -- I can get you a copy of it if you don't have it -- that Chewani did. They made recommendations to close one or two routes, combine, that type of thing. It has been looked at and then if you want to take discussions further I would be more than glad to.

LEG. HAHN:

So if what you're testifying to that every route has at least a run every day that is full?

COMMISSIONER ANDERSON:

No, I wouldn't say that.

LEG. HAHN:

Okay.

COMMISSIONER ANDERSON:

But in the majority, yes.

LEG. HAHN:

Well, I would just hope that we would think through when we're getting these if there's an opportunity to get two that are smaller that maybe can be used to just at least think about it. Thank you.

COMMISSIONER ANDERSON:

Yes, we can discuss it.

P.O. LINDSAY:

Are you done, Legislator Hahn?

LEG. HAHN:

I am. Thank you.

P.O. LINDSAY:

Legislator Anker.

LEG. ANKER:

And I also have a concern. Again, it's nothing worse to see, especially school buses with a couple of kids in them and then just moving along the highway and there's so many of them. So maybe, you know, do consider instead of a full 30, instead of cutting routes, maybe pop some of those smaller buses in to take care of those routes, which will reduce, you know, the gas used and saved. Again, that's something you might want to consider. This question's directed to Gail. Gail, how much are we spending; is it 10% of the total?

MS. VIZZINI:

Yes, County share is 10%.

LEG. ANKER:

Great. All right. Thank you.

P.O. LINDSAY:

Is everybody all right with this now? Legislator Schneiderman.

LEG. SCHNEIDERMAN:

I just had one other point because these are 90% paid for Federally. If they are that much better in terms of fuel efficiency, then we should come out ahead because, you know, we have to pay the full fuel bill. So if they're 30% better on fuel, we should be ahead in the game.

COMMISSIONER ANDERSON:

Correct.

P.O. LINDSAY:

Okay. We have a motion and a second. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

On the accompanying bond resolution *2052A, Bond Resolution of the County of Suffolk, New York, authorizing the issuance of \$1,655,000 bonds to finance a part of the cost of acquisition of Hybrid Electric Buses (CP 5658.550)*. Same motion, same second. Roll call.

(Roll called by Ms. Ortiz, Chief Deputy Clerk)

LEG. SCHNEIDERMAN:

Yes.

LEG. BROWNING:

Yes.

LEG. ROMAINE:

Yes.

LEG. MURATORE:

Yes.

LEG. HAHN:

Yes.

LEG. ANKER:

Yes.

LEG. CALARCO:

Yes.

LEG. MONTANO:

Yes.

LEG. CILMI:

Yes.

LEG. BARRAGA:

Yes.

LEG. KENNEDY:

Yes.

LEG. NOWICK:

Yes.

LEG. GREGORY:

Yes.

LEG. STERN:

Yes.

LEG. D'AMARO:

Yes.

LEG. SPENCER:

Yes.

D.P.O. HORSLEY:

Yes.

P.O. LINDSAY:

Yes.

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

Okay. *2054, Authorizing execution of agreement by the Administrative Head of Suffolk County Sewer District No. 3 Southwest and the Town of Babylon for Geiger Lake Park (BA-1643)(Co. Exec.).*

LEG. GREGORY:

Motion.

D.P.O. HORSLEY:

Second.

P.O. LINDSAY:

I have a motion by Legislator Gregory, seconded by Legislator Horsley. On the motion? Nobody? All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

LEG. GREGORY:

Renee, cosponsor.

P.O. LINDSAY:

2055, Authorizing execution of agreement by the Administrative Head of Suffolk County Sewer District No. 3 Southwest and Melville Plaza - 610 Broadhollow Road (HU-1631)(Co. Exec.). Do I have a motion?

LEG. D'AMARO:

Motion.

P.O. LINDSAY:

Motion by Legislator D'Amaro. Who was the second over there?

LEG. SPENCER:

(Raised his hand)

P.O. LINDSAY:

Legislator Spencer. On the issue? Nothing? Okay. All in favor? Opposed? Abstentions?

MS. ORTIZ:

Eighteen.

P.O. LINDSAY:

Okay. I'm going to turn it over to Legislator Horsley.

D.P.O. HORSLEY:

Okay. *Veterans and Seniors. 2058, Designating January 27th as "Welcome Home Vietnam Veterans Day" in Suffolk County (Stern).* Legislator Stern?

LEG. STERN:

Motion.

D.P.O. HORSLEY:

Motion.

LEG. HAHN:

Second.

LEG. ANKER:

Second.

D.P.O. HORSLEY:

Second by Kara Hahn.

LEG. CILMI:

Clerk, please list me as cosponsor.

LEG. SPENCER:

Cosponsor.

LEG. HAHN:

Cosponsor if I'm not on already.

D.P.O. HORSLEY:

I'll take a cosponsor on that as well.

LEG. ANKER:

Cosponsor.

LEG. CALARCO:

Cosponsor.

LEG. D'AMARO:

Cosponsor.

LEG. SPENCER:

Cosponsor.

D.P.O. HORSLEY:

Okay. Anyone not want to be a cosponsor?

MS. ORTIZ:

That's a better question.

D.P.O. HORSLEY:

Might be easier. Okay. All those in favor? Opposed? So moved.

MS. ORTIZ:

Eighteen.

D.P.O. HORSLEY:

1940, Authorizing the use of a portion of County premises located at 150 West Main Street, Patchogue, New York, for use by Blue Sand NY Inc. For outdoor dining (Calarco).

Portion. What did I say?

LEG. HAHN:

I heard that, too.

D.P.O. HORSLEY:

No, I didn't. That one I'll say I did not. County premises located at 150 West Main Street Patchogue, New York, for use by Blue Sand NY, Inc., for outdoor dining.

LEG. CALARCO:

Motion.

D.P.O. HORSLEY:

Legislator Calarco makes the motion. Seconded by Legislator Montano. All those in favor? Opposed? So moved.

MS. ORTIZ:

Eighteen.

D.P.O. HORSLEY:

1969, Authorizing the use of County premises located at Cohalan Court Complex, by Ultimate Games Indoor/Outdoor Sports Complex, LLC for periodic use of parking lots (Co. Exec.).

LEG. MONTANO:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Montano.

LEG. CALARCO:

Second.

D.P.O. HORSLEY:

Second by Legislator Calarco. All those in favor? Opposed? So moved.

MS. ORTIZ:

Eighteen.

D.P.O. HORSLEY:

1972, Sale of County-owned real estate pursuant to Local Law No. 13-1976 United Properties Corp. (SCTM No. 0200-894.00-03.00-089.000)(Co Exec.).

LEG. MONTANO:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Montano. Second by Legislator Calarco. All those in favor? Opposed? So moved.

MS. ORTIZ:

Eighteen.

D.P.O. HORSLEY:

1976, Sale of County-owned real estate pursuant to Section 72-h of the General Municipal Law - Town of Babylon (SCTM No. 0100-012.00-02.00-005.005)(Co. Exec.). Legislator Gregory?

LEG. GREGORY:

Motion.

D.P.O. HORSLEY:

Then I'll make the second on that. All those in favor? Opposed? So moved.

MS. ORTIZ:

Eighteen.

D.P.O. HORSLEY:

1977, Sale of County-owned real estate pursuant to Section 72-h of the General Municipal Law - Town of Babylon (SCTM No. 0100-197.00-03.00-001.000)(Co. Exec.).

LEG. GREGORY:

Motion.

D.P.O. HORSLEY:

Motion -- same motion, same second. All those in favor? Opposed? So moved.

MS. ORTIZ:

Eighteen.

D.P.O. HORSLEY:

2006, Sale of County owned real estate pursuant to Section 72-h of the General Municipal Law (Town of Brookhaven) SCTM Nos. (0200-749.00-07.00-020.000, 0200-749.00-07.00-041.000, 0200-749.00-07.00-042.000, 0200-786.00-04.00-032.000, 0200-787.00-01.00-036.000)(Romaine).

LEG. ROMAINE:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Romaine. Seconded by Legislator Anker. All those in favor? Opposed?
So moved.

MS. ORTIZ:

Eighteen.

LEG. BROWNING:

Cosponsor.

D.P.O. HORSLEY:

Alrighty. Page 12. **2056, Authorizing the sales of surplus property sold at the October 23, 2012 Auction pursuant to Local Law No. 13 1976 as per Exhibit "A" (Omnibus Resolution) (Co. Exec).**

LEG. MONTANO:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Montano.

LEG. KENNEDY:

Second.

D.P.O. HORSLEY:

Seconded by Legislator Kennedy. All those in favor? Opposed?
So moved.

MS. ORTIZ:

Eighteen.

D.P.O. HORSLEY:

It's been approved. All right. Go to the red folders -- folder, Certificate of Necessities, which we have three. Okay. You guys all got it?

LEG. MONTANO:

Yep.

D.P.O. HORSLEY:

Good, good. Mr. Calarco, you good?

LEG. CALARCO:

Yeah.

D.P.O. HORSLEY:

Okay. All right. Resolution **2151, Amending the 2012 Adopted Operating Budget to accept and appropriate 100% State Aid from the New York State Office of Mental Health to Clubhouse of Suffolk for the purpose of developing a Pilot Program in Suffolk County to assist veterans suffering from Post-Traumatic Stress Disorder (Co. Exec.).**

LEG. BROWNING:

Motion.

D.P.O. HORSLEY:

I'm sorry, who said that? Legislator Browning makes the motion. Second by Legislator Schneiderman. Anything on the motion? All those in favor? Opposed? So moved.

MS. ORTIZ:

Eighteen.

LEG. SCHNEIDERMAN:

Cosponsor.

D.P.O. HORSLEY:

I'll cosponsor that myself, too.

MS. ORTIZ:

Who doesn't?

D.P.O. HORSLEY:

Yeah, I think everyone wants in? Everyone in? Okay. Resolution ***2163, Authorizing an agreement with the Town of Brookhaven for the improvement and maintenance of a non-motorized path along the bed of the David Overton Road in Coram (Co. Exec.)***.

LEG. CALARCO:

Motion.

D.P.O. HORSLEY:

Motion by Legislator Calarco. Legislator Muratore seconds the motion. All those in favor? Opposed? So moved.

MS. ORTIZ:

Eighteen.

D.P.O. HORSLEY:

All right. Resolution ***2164, Authorizing Suffolk County to enter into an agreement with the New York Institute of Technology to supply emergency housing for County residents displaced by Superstorm Sandy (Co. Exec.)***.

Why don't we get a motion on this and then we'll discuss. Motion by Legislator Anker, seconded by -- I didn't hear the second.

LEG. SCHNEIDERMAN:

Second.

D.P.O. HORSLEY:

Second by Legislator Schneiderman.

LEG. KENNEDY:

On the motion.

D.P.O. HORSLEY:

On the motion. How would you like to handle this? You want to have someone come up and talk to us about this?

LEG. MONTANO:

Yes, put me on the list.

D.P.O. HORSLEY:

Mr. Vaughn. Mr. Kennedy, I'm sorry.

LEG. KENNEDY:

Thank you. Tell us a little bit about what's going on here, Tom.

MR. VAUGHN:

Very good. Legislator Kennedy, as you know, we have had many residents who have unfortunately been displaced due to the storm. Jill Rosen-Nikoloff has been charged with trying to find a location that will provide temporary -- what is being described to me as temporary long-term housing, sir. NYIT is being selected as a place. They have offered, my understanding, is to provide housing to the County at no cost for these individuals who are going there. What they're asking for, however, is indemnification in case if a problem is to occur at one of the facilities that they are allowing us to use.

I can tell you that the Red Cross is going to be providing blankets. Food is going to be provided as -- in a starter box. I can also tell you that we are looking at approximately 130 rooms over on the campus of NYIT. Deputy Commissioner John O'Neill is working on this program to make sure that the people who are being housed here are people who are -- have been affected by the storm, and that individuals who would normally be applying for Department of Social Services services continue to be the routed through the normal process.

LEG. KENNEDY:

See, that's the piece that I wanted to try to ferret out here.

MR. VAUGHN:

Very good.

LEG. KENNEDY:

Because there's refugees, displaced people right now in the County in a variety of different situations. We have about 100 of them out at Foley, we have other folks that are in motels, we have other folks, and they are much different than the individuals that come to our Department of Social Services centers for means based assistance. These are people who could be from the full spectrum, but their shelters just been leveled.

MR. VAUGHN:

Yes, sir.

LEG. KENNEDY:

So who is it then that's going to be going to these dormitories?

MR. VAUGHN:

Individuals who are going to be going to these dormitories, sir, are people who would not necessarily -- not ordinarily qualify for Department of Social Services placement. So if you would normally qualify for Department of Social Services placement, sir, you would continue to go through whatever -- the normal County sheltering. The individuals who will be housed in these facilities are individuals who have lost their shelter and do not qualify. My understanding is that they do not qualify for normal Social Services assistance.

LEG. KENNEDY:

Okay. But so then is it the Department of Social Services that's still the agency that -- who --

MR. VAUGHN:

Right. So yes, sir.

LEG. KENNEDY:

Who is NYIT going to be in contract with?

MR. VAUGHN:

My understanding is that NYIT is going to be in contract with the County, but that the people who are in charge of implementing the program are going to be Deputy Commissioner John O'Neill from the Department of Social Services, and Jill Rosen-Nikoloff from Real Estate.

LEG. KENNEDY:

What's the bed capacity?

MR. VAUGHN:

We have 130 rooms. There's a split between individual rooms and rooms that are suites. The beds are twin beds.

LEG. KENNEDY:

And, I mean, are these people going to -- are they going to live there like in a dormitory and then go out to work during the day or --

MR. VAUGHN:

Yes.

LEG. KENNEDY:

-- go about their daily activity.

MR. VAUGHN:

My understanding is that this is to attempt to provide these individuals with at least some semblance of a normal living location, as much as a normal living condition could be provided while living in a dorm. So there are communal kitchens for people to be able to use. There are shower facilities there. But, yes, the idea is that these individuals would essentially live here while going about their normal lives as they try and get back on their feet and get back into more stable, long-term housing.

LEG. KENNEDY:

All right. So let's go back to one of the other things that you said there. They're basic like college dormitory? I mean, single bed or double bed rooms?

MR. VAUGHN:

Yes, sir. Some of the rooms do have more than -- some of the rooms do have more than one bed in them.

LEG. KENNEDY:

Are they being separated male, female, or do we have married or do we have families?

MR. VAUGHN:

The plan is to place families into some of these suite type rooms that are available. So, for example, we have been told that there are certain rooms that are essentially two rooms with some type of living, small living accommodations, just like in a college dorm room. So mom and dad could have let's say the room on the left and the children would be able to be housed in the room on the right-hand side. Or front, back, however it might be.

LEG. KENNEDY:

How quickly do you envision this taking effect?

MR. VAUGHN:

Tomorrow.

LEG. KENNEDY:

Or let me ask another way. It's here before us by virtue of CN because we're going to be putting people in there sooner than in 14 days from now if it went the conventional route?

MR. VAUGHN:

My understanding, sir, is that the goal is to have people in there by Thanksgiving.

D.P.O. HORSLEY:

Is that something new, Tom? Because I had heard Wednesday, Wednesday or the end of the week.

MR. VAUGHN:

Yes, sir. Wednesday -- well, as I said, before Thanksgiving, sir. So yes. Pardon me, sir.

LEG. SCHNEIDERMAN:

The day before Thanksgiving.

LEG. KENNEDY:

I'm going to acquiesce, I guess. I still have questions about the liability aspect of this, but I'm sure my colleagues will ask as well. Thank you.

D.P.O. HORSLEY:

Alrighty. Legislator Montano.

LEG. MONTANO:

All right. Let's go back to square one. You said that this is to help people that were affected by the storm; am I correct?

MR. VAUGHN:

Yes, sir.

LEG. MONTANO:

What does affected mean? I mean, we were all affected by the storm. So what does -- give me a definition of who's going into this dormitory type setting.

MR. VAUGHN:

People who no longer have housing as a result of the storm.

LEG. MONTANO:

People that got flooded out?

MR. VAUGHN:

Well, sir, I don't think it necessarily just has to be flooded out. So, for example, I unfortunately had a tree land on my house, but was very fortunate in the fact that the tree made the dwelling still livable.

LEG. MONTANO:

Okay.

MR. VAUGHN:

But I would assume certain other individuals were not as lucky as I was, so I don't think that it just needs to be flooded out. But, yes, people who have sustained damage to their home, their residence is no longer livable, and this is an option for them.

LEG. MONTANO:

Okay. Were there people for instance, were there any -- were there any sober homes, for instance, that were flooded out as a result of the storm?

MR. VAUGHN:

I don't know if there were sober homes that were flooded out as a result of the storm.

LEG. MONTANO:

Were there any motels that housed Social Services families that were flooded out by the storm?

MR. VAUGHN:

That I don't know also, but what I can say to that, sir, is that individuals, clients of the Department of Social Services, who are currently receiving Social Services assistance, so individuals who may be homeless and receiving DSS homeless sheltering, would not be the individuals who are being housed here. Those individuals will continue to be housed in normal, typical DSS housing, whether it be in a motel or whether it be in one of our homeless shelters. They are going to continue to be housed in those locations. These are for individuals who had a home that no longer have a home and --

LEG. MONTANO:

Is this for individual homeowners or is it also for people that, for instance, were renting or were placed in Social Services housing?

MR. VAUGHN:

It is not individuals who have been placed into Social Services. If you are --

LEG. MONTANO:

For instance, you wouldn't place a sex offender.

MR. VAUGHN:

One-hundred percent you would not place a sex offender into this location.

LEG. MONTANO:

Okay. Who was displaced as a result of this storm.

MR. VAUGHN:

That is 100% correct.

LEG. MONTANO:

Now, if somebody were receiving Social Services prior to the storm, is this intended to be a supplement for them to move into another accommodation, or is this for people that were not receiving Social Services and find themselves displaced by the storm, either because a tree fell down, the place got flooded, there's no electricity. What I'm getting at, Tom, is that I want to be clear that there's no merging of the two concepts with those in a homeless shelter and those that are displaced because of a storm related damage.

MR. VAUGHN:

I asked that specific question to the --

LEG. MONTANO:

Of whom?

MR. VAUGHN:

I asked that specific question to Deputy Commissioner O'Neill.

LEG. MONTANO:

Is he here?

MR. VAUGHN:

No, he is not. He is actually at the EOC right now. But I have asked that specific question and that is one of the reasons why he is being placed in charge of this program, to ensure that, as I said before, that the individuals who are receiving housing through Social Services continue to receive housing through Social Services, and that individuals who have been impacted by the storm will be housed at this location.

LEG. MONTANO:

Right. So I just want to be clear. No one that's receiving housing through Social Services will be placed in this dormitory type setting?

MR. VAUGHN:

That is what I have been told.

LEG. MONTANO:

Oh, that's the attorney. Okay.

MR. BRAUN:

You looking for me?

MR. VAUGHN:

No, we're good.

LEG. MONTANO:

And there's no fee for this you said, right, it's going to be done as -- I guess as an in kind from the college?

D.P.O. HORSLEY:

FEMA.

LEG. MONTANO:

FEMA is going to pick up the bill?

MR. VAUGHN:

That sounds correct, yes.

LEG. MONTANO:

If someone were on Social Services. What's so funny? Sounds correct. I guess George is saying is it correct. I read the agreement. We got it a little late but we did request it and we did read it, and it looks -- it looks okay. I'm looking for the hidden, you know, the language that would address the concerns that I have. If someone were on Social Services and they were displaced by the storm, would they receive FEMA or would they continue to receive Social Services or both?

MR. VAUGHN:

I have no idea. I don't have the answer to that question.

LEG. MONTANO:

You know, I don't expect you to know really, but I would like to -- I would expect someone that does know to be able to answer that, and that would probably be Mr. O'Neill.

MR. VAUGHN:

Correct.

LEG. MONTANO:

And he's not here.

MR. VAUGHN:

Correct.

LEG. MONTANO:

Does anyone else have any more questions?

D.P.O. HORSLEY:

I've got a ton of them.

LEG. MONTANO:

I'm going to yield. There are other people. I may ask to come back.

D.P.O. HORSLEY:

All righty. Legislator Browning.

LEG. BROWNING:

Okay. As you know, Mastic Beach was one of the communities that was hit hard, Mr. Vaughn.

MR. VAUGHN:

Yes, ma'am.

LEG. BROWNING:

And we have probably up to 300 homes that are probably not livable. My question is because you keep saying individuals. Is this individuals or families or both?

MR. VAUGHN:

Both, ma'am.

LEG. BROWNING:

Okay. So my question on the family issue, is if I have a family of, you know, six and they can go live there temporarily, what plans do you have for school transportation?

MR. VAUGHN:

I have no idea. I will get that answer for you.

LEG. BROWNING:

Okay. Because I think -- I'm wondering are they now considered -- well, they're really not homeless, they are kind of considered homeless?

MR. VAUGHN:

No, I understand the question and we will try and get an answer for you on that.

D.P.O. HORSLEY:

Kate, I think they're calling it transitional housing.

LEG. BROWNING:

No, it's transitional housing, but the problem is if you have children from Mastic Beach going to William Floyd from Central Islip, who's paying for their transportation. Because the school district, that might be an issue. Which I'd recommend talking to our school districts.

D.P.O. HORSLEY:

Legislator Anker says she knows the answer to that.

LEG. ANKER:

When I was on the school board in Mount Sinai the district has to fund any type of outside transportation, so that they would be responsible for transportation.

LEG. BROWNING:

No, I know that. But the issue is, is you've got a lot of families in Mastic Beach and the cost for those transitional families is extremely high. So that's --

P.O. LINDSAY:

What are you going to do, leave them homeless?

LEG. BROWNING:

No, I'm not saying about leaving them homeless. I'm saying are they talking to the school districts, because you're talking a financial burden to your school district.

D.P.O. HORSLEY:

They may be FEMA reimbursable, but I don't know that for a fact. Kate, are you done?

LEG. SCHNEIDERMAN:

It works a little bit different -- if they are -- you know, if they meet the meets test for DSS and they end up in a transitional or homeless shelter the County covers the cost of keeping them in their own school district. This is a little -- this is different. So that DSS does cover, but these people I think are not -- aren't DSS, so this is a different group, so I'm not sure who would pay for it.

D.P.O. HORSLEY:

Right. Okay. Kate, are you done?

LEG. BROWNING:

Yes, I'm done.

D.P.O. HORSLEY:

Okay. Legislator Nowick.

LEG. NOWICK:

Three-hundred people in Mastic Beach, I do understand that, but there's only 130 beds here, so doing the math, maybe five will come from Mastic Beach, maybe five will come from someplace else, because there's only 130 beds. Four in a family, four goes into 130 -- I can't do the math right now, but --

MR. VAUGHN:

Neither could I.

LEG. NOWICK:

I think the alternative -- what the heck is the alternative and to give a family a roof over their heads. And no, I don't like to have the insurance responsibility, none of us like any of that, but I don't think we have an alternative. I think that we have to take care of who we can, and deal with

the school situation as it comes, because this is going to cost money. Everybody's going to suffer, but we have to help those families less fortunate.

Just one quick question. How do you decide who goes there? Say my neighbor, God forbid, on King Arthurs Court lost their house. They go to you and say -- how do you get on the list?

MR. VAUGHN:

That is why we have -- that's why we have Deputy Commissioner O'Neill running the program. I also do -- my understanding is that there are also FEMA guidelines to assist with this.

LEG. NOWICK:

But there's a criteria to -- what?

MR. VAUGHN:

I will confirm that for you, Legislator, but I do believe that that is the case, that there are also some FEMA guidelines.

LEG. NOWICK:

It's just I want to know what it is, but we have to do it.

MR. VAUGHN:

Sure and I completely understand that and I completely understand the concern and the need to address it.

D.P.O. HORSLEY:

Mr. Vaughn?

MR. VAUGHN:

Yes.

D.P.O. HORSLEY:

Can I just weigh in just a little bit on this, and maybe it might be helpful. My understanding is the way the program is going to work there, the first objective would be to try to go to a homeowner and see if they you can get their heat and electricity on if it's not condemned. So what they'll do is -- we have the IBW and others coming in and trying to get the heat on, then they are going to build around them. That's the initial. If they cannot do that, if it is so bad that the condition of the house -- those people would be going to the dorms.

LEG. NOWICK:

And I understand what you're saying, but, today is Tuesday before Thanksgiving.

D.P.O. HORSLEY:

I know.

LEG. NOWICK:

These people, if they don't have heat and electronic -- they're not in their homes now, right?

D.P.O. HORSLEY:

Not many, but there are some. I know.

LEG. NOWICK:

This is why it's a CN.

D.P.O. HORSLEY:

Exactly. Okay. Legislator D'Amaro.

LEG. D'AMARO:

Yeah. Thank you. I had a few questions also. So is the 130 rooms meeting the demand?

MR. VAUGHN:

I don't believe that it's going to meet the entire demand, Legislator D'Amaro. No, I don't think so.

LEG. D'AMARO:

So how many -- what is the demand?

MR. VAUGHN:

I asked that question earlier today and I did not get an answer on that.

LEG. D'AMARO:

Okay. So if there's more folks looking for the transitional housing than we have rooms available, what's the criteria to decide who comes in and who doesn't? Is it first come first serve or --

MR. VAUGHN:

I don't have an answer to that, sir.

LEG. D'AMARO:

Right. Are there any other locations that are being looked at, do you know?

MR. VAUGHN:

I do believe that Jill Rosen-Nikoloff is looking for additional locations to supplement this housing, but I do not know what locations those are.

LEG. D'AMARO:

Okay. And what is the cost to the County to provide this lease and this housing?

MR. VAUGHN:

The cost to the County is for us to indemnify the College for these -- of the space.

LEG. D'AMARO:

Okay. So are there any limits on that indemnity?

MR. VAUGHN:

Mr. Braun?

MR. BRAUN:

Robert Braun, Assistant County Attorney. The agreement provides that we will give them a Certificate of Insurance with two million dollar single limit, meaning property damage and personal injury, and that the college's own insurance will kick in after that. And if there is a loss greater than the totality of both of those insurances, the agreement is silent, but I guess the County, since it's agreed to indemnify the College for all its losses, would then be at risk for any balance above the limits of the two policies.

LEG. D'AMARO:

So what are the -- what are the circumstances that would give rise to indemnity?

MR. BRAUN:

If somebody who we placed there was injured, fell down the stairs, or maybe pushed another person down the stairs, something like that, there might be cause for indemnity. If something were -- if someone in frustration damaged a room that they were in there might be some cause for indemnity. Whatever --

LEG. D'AMARO:

Well, it would be in the case where there was a claim made against the College.

MR. BRAUN:

In the case where there's a claim made against the College or the College suffers some sort of damage or loss.

LEG. D'AMARO:

So it's an open-ended indemnity?

MR. BRAUN:

It is.

LEG. D'AMARO:

There's no restrictions on -- under what circumstances?

MR. BRAUN:

Other than the fact that they haven't asked for more than the two million dollar single limit insurance, there's no outside limit.

LEG. D'AMARO:

Now, if we're going to take on a two million dollar obligation of indemnification, are we going to have County employees or anyone representing the County's interest on site? How is this being managed?

MR. BRAUN:

My understanding is, based on a Memorandum of Understanding, a draft of which I've seen, it's not yet been finalized enough even to bring here, that both the Red Cross -- that the County will provide security and that the Red Cross and the County will provide management.

LEG. D'AMARO:

I'm sorry. The Red Cross will provide security?

MR. BRAUN:

No, the County will provide security and the Red Cross and the County will provide some kind of management.

LEG. D'AMARO:

All right. So what's envisioned for the County to provide security; do you know?

MR. BRAUN:

I don't honestly know, no.

LEG. CALARCO:

Deputy Sheriffs. *(Laughter)*

LEG. D'AMARO:

All right. So we don't know the criteria, we're not meeting the full demand. We don't know if it's

first come first serve. We don't have limits on liability, and we don't know how we're going to secure the facility yet?

MR. BRAUN:

I don't know what -- whether we could say we don't know. I can tell you that I don't know.

LEG. D'AMARO:

Well, I don't know. I don't know.

MR. BRAUN:

I don't know either.

LEG. D'AMARO:

Well, is there anyone available that has any answers to any of these questions?

LEG. MONTANO:

Good for you, Lou.

MR. BRAUN:

All of these agreements are in -- are in flux, but we're trying to get roofs over people's heads as rapidly as possible. I mean, it's already, as you know, several weeks since this storm, and there are people who still have no housing, who are being managed but day to day.

LEG. D'AMARO:

Where are those folks now?

MR. BRAUN:

Don't know, I don't know. I know that there are people who we brought from -- I don't think it's the full number of people, obviously, but there are a substantial number of people who have been temporarily one night at a time in various locations.

LEG. D'AMARO:

Okay. All right. Well, okay. There's no answers.

D.P.O. HORSLEY:

I think that the security issue has been answered, because I just don't recall, because I think when I was briefed for five minutes I had that answer, and I thought it was -- I thought it was the Red Cross, but I could be wrong on that.

MR. BRAUN:

Again, Legislator Horsley, what I've seen is a proposed Memorandum of Understanding in which the Red Cross and the County are providing some kind of management and security and agreeing to take care of changing bed linens and similar such things.

D.P.O. HORSLEY:

That's correct, yeah. I know the linens were involved in the thing.

LEG. D'AMARO:

You know, if I could just add to that. You know, you mention we're trying to get roofs over people's heads and that's wonderful. I think we all want to do that. But if you put people in an unsecure or unsafe environment, this number of people going through this type of hardship, I think these are very legitimate questions.

MR. BRAUN:

I don't dispute with that.

LEG. D'AMARO:

And I'm not saying that the answers aren't out there, and I'm not saying they're being ignored, but I find it a little disappointing that there's no one here that can answer these questions and this is a CN. This is coming from the Executive's Office to us and, you know, if I have a constituent that goes to this facility and gets injured and it's because we don't, you know, have the proper security or procedures in place, I'm not saying we don't, I'm just saying how am I supposed to support this?

MR. BRAUN:

I think this -- the only thing that New York Institute of Technology asked of the County is for an indemnity from liability in the event somebody of theirs who's there is injured or their property is injured or somebody we put there is injured or their property is injured. They haven't asked for any other sort of compensation from us. And this, I believe, addresses the needs of more people in one block than we've been able to do so far. So although I understand that there are a lot of unanswered issues, I just don't have the answers to it. I think under the emergency declaration, both the State's emergency declaration and the County's emergency declaration, we have some greater latitude in doing things that we might not have otherwise had under normal unhurried circumstances. But perhaps, for example, Jill Rosen-Nikoloff could answer some of these questions, but she's in Yaphank trying to manage the situation, so she's not here. I can get you answers, but I can't get them for you instantly.

LEG. MONTANO:

Yeah, but you want to vote now.

D.P.O. HORSLEY:

All right. Lou, are you done?

D.P.O. HORSLEY:

Okay. Legislator Barraga.

LEG. BARRAGA:

Mr. Vaughn.

MR. VAUGHN:

Yes, sir.

LEG. BARRAGA:

There is only one main concern that I have, and we've talked about security indemnification, the educational facilities. My main point here is how fast can you get these people into those 130 units?

MR. VAUGHN:

My understanding is that if this is adopted tonight we are to bring the agreement out to Yaphank to have the County Executive sign off on it, and that people are supposed to be moving in there either tomorrow or by Thursday, so immediately.

LEG. BARRAGA:

All right. So what you have to immediately do is set up some sort of a criteria to evaluate those who are making the request for living in that building, and you have to do that right away.

MR. VAUGHN:

Yes, sir.

LEG. BARRAGA:

Because I really don't know. I mean, the area that I serve south of Montauk, and West Islip was hit very hard. Certainly, Legislator Browning, her area. But you don't know how many people would want to live in that facility. Some have gone with relatives, some have gone with friends, some are living in motels or hotels and getting ripped off by hotel and motel owners. They've gotten some money from FEMA but not very much. And some people just wouldn't leave their home; they're afraid of looting. But there has to be a grouping who would want this housing. I think the main thrust, we can deal with all the other issues later, all right, but I just want to make sure that some sort of criteria is put into place immediately to make an evaluation and get these people into the 130 units as quickly as possible.

And the other thing, too, and I'll bring this up for my colleagues. As I've been reading the papers, as well as you have, you see different elected officials coming forth with plans or programs, and I'll give you one example. The head of the City Council about four or five days ago came up with a plan for New York City, all sorts of barriers and everything else, and said the plan, "We have to do this" she said, "and it's going to cost 20 billion and FEMA will pick it up". And the Governor came along and he said, "You know, we have to do this, this, and these, and it's going to cost at least 30 billion dollars, and FEMA will pick it up". Every time one of these elected officials opens their mouth with the plan that they have, FEMA is going to pick it up. Well, that may not necessarily happen.

I was taking a look at the parameters associated with FEMA and flood insurance. Even with bonding, the most they can do is like \$2.9 billion dollars. The estimates probably put the claims in around 15 to \$20 billion dollars.

LEG. D'AMARO:

Congress can raise it.

LEG. BARRAGA:

And Congress can raise it and more debt and China's going to fund the whole thing. We have to be very careful. I just think the economic strata for Suffolk County and Nassau, and Jersey, up and down the coast has changed dramatically. The ramifications of this storm can run \$200 billion at least. In my area, there are people unfortunately south of the Montauk Highway in West Islip, they got hit very hard, tremendous flooding. But if you own your own home there is no requirement to have flood insurance, and unfortunately many of those people do not have flood insurance. They just didn't want to pay 1,000 or 1500 or 2000 a year. And I'm led to believe the homeowners policy's do not cover flood insurance. If you call State Farm I know what they do, homeowners doesn't cover. They give you a letter and the letter is taken by you to submit to FEMA to show that your homeowner's policy is not covering and you don't have flood insurance, and somehow those people, many people think that FEMA, again, is going to make them whole.

I'm looking at homes south of Montauk where there is 50,000, 100,000, 200, \$300,000 worth of damage based on flooding. You're lucky to get 25 or 30,000 from FEMA. I have no idea what these people are going to do as far as rebuilding their homes, where the money is going to come from. So, with reference to this proposal, all I want you to do is get those people in as quickly as possible. If there are 130 families out there that need assistance and you're able to verify it very quickly, just get them in the building. We will handle the rest as time goes by.

MR. VAUGHN:

Thank you, sir.

D.P.O. HORSLEY:

I'm with you, Tom. Legislator Cilmi.

MR. VAUGHN:

Pardon me, Legislator Cilmi, for just one moment. Regarding security at the dorms, Legislator D'Amaro, I have been informed that the Sheriff's Department will be handling the security at the dorms.

LEG. D'AMARO:

Doesn't matter, doesn't matter. Just get them in there as fast as you can.

LEG. NOWICK:

You're going to cosponsor?

LEG. D'AMARO:

Probably.

MR. VAUGHN:

Very good.

D.P.O. HORSLEY:

Legislator Cilmi.

LEG. CILMI:

Tom, like most of my colleagues, it sounds like I, too, am concerned about the selection process, because clearly there are going to be more -- there's more need than there is resource here at the college. And I know that this is just one part of a comprehensive strategy that has to be dealt with in terms of meeting those needs that exist. So if you could just let us all know what -- how you're going to, you know, do that selection process, that would be terrific at some point, you know.

I agree with Legislator Barraga, that the primary concern is to get those folks into safe, dry, clean housing, warm housing as quickly as possible.

And I just wanted to say one more thing. As a graduate of New York Institute of Technology, and I know that Presiding Officer Lindsay, I think Presiding Officer Lindsay is as well.

P.O. LINDSAY:

(Nodded yes)

LEG. CILMI:

I'm a very proud graduate today and I want to say publicly thank you to them for being part of the solution here. Thank you.

D.P.O. HORSLEY:

There you go. Legislator Gregory.

LEG. GREGORY:

Thank you, Mr. Vice Chair. Tom, I think I'll weigh in also on the selection process. It's so important, I think. I don't think we can emphasize enough how, you know, how are we going to select these families? I mean, just today, you know, some of my colleagues know that, you know, we coordinated an effort with some people in Louisiana where we got two truckloads, 120,000 pounds of donations, and it still won't satisfy the needs of my district. I probably have a couple of thousand people that are out of homes. I was walking in Copaigue, over 300 homes on Saturday. People are out of their homes. A lot of them are living with their family for a day or two, maybe a week, but they certainly need a long-term solution. So, you know, what the need -- the need I would think outweighs the demand. I know you said you may be looking at other options, but certainly the selection process to ensure that those families that are in need that, you know, this opportunity is

available for, you know, for everyone as much as possible.

Now having said, going back to security. Now is that just patrolling the outside or is that like, you know, ensuring that -- I see you smiling, that the individuals are, you know, or is someone going to be in the hallways? I mean, if I make use of this facility and I go to work or wherever and I come back, you know, what level of security do I have, that sense of security that my belongings will be there when I come back and someone's not -- are we going to take on that liability if someone's contents are taken out of their rooms?

LEG. D'AMARO:

Yep.

LEG. GREGORY:

Or is it just physical liability we're taking on? I mean what's -- I assume these people don't have a lot of things. I mean, they're not bringing flat screen TV's, but they do have some belongings.

MR. VAUGHN:

So they are being given keys to individual rooms as a security measure. I don't know whether or not the Sheriffs will be patrolling the halls or just patrolling the grounds of the facility.

LEG. GREGORY:

All right. Fair enough. Now, is there going to be any improvements that are necessary that are going to be made to the facility? Well, probably not if you're thinking about moving them in tomorrow.

MR. VAUGHN:

I have not been told that we are making improvements to the facility.

LEG. GREGORY:

Okay. So these are just vacant dorm rooms that are just available that we can move people in right away.

MR. VAUGHN:

Correct.

LEG. GREGORY:

Okay. And the last thing, we don't necessarily know how we're going to set the criteria, but how are we going to promote this? Because these people don't have electricity, so how are we -- are we going to do -- I mean, how are we going to get the word to these people?

MR. VAUGHN:

Correct. There was a hope that a telephone number hotline would be established before we had to vote on this this evening, so that is at least one mechanism. That has not happened yet. I believe that we are in the process of attempting to establish it now. Beyond that, I am not positive -- I am not positive as to how we plan on promoting it. I know that we do have many DRC's located throughout the County, staffed with County employees, so those County employees should be made aware of this housing immediately. I do know that it is, as I said before, Deputy Commissioner O'Neill is going to be responsible for helping to place individuals in there.

Look, I wish sincerely that I had better answers to the questions that all of you are asking tonight. It is something that you all deserve, and I am -- I completely understand that and I apologize for the fact that I don't have better answers to some of these things, I sincerely do.

LEG. GREGORY:

I know you guys are trying to address the need and it's -- you know, things are rolling rapidly, but, you know, there are some very legitimate questions that have been asked. And one of the things that I've come across as I've been trying to help people through this is trying to get the word out to people, and it's been very difficult. We've been literally driving to people's homes and saying this is what's available, you know. So just consider that. Okay? Thank you, Mr. Vice Chair.

D.P.O. HORSLEY:

Thank you very much, Mr. Gregory.

MR. VAUGHN:

Legislator Gregory, what if -- I understand that Monday you will be holding your Human Services Committee. What if we had Deputy Commissioner O'Neill available at that committee to answer some of these questions?

D.P.O. HORSLEY:

But not to hold this up.

MR. VAUGHN:

No absolutely not. Absolutely not to hold this up, sir.

D.P.O. HORSLEY:

Mr. Larocca, you've got a job here. Tell them out there that we've got dorms. Okay. Legislator Lindsay.

P.O. LINDSAY:

Yeah, and I'll make this real brief, because I think this is a no-brainer. I agree with a lot of my colleagues that spoke before me. A couple of years ago when Katrina happened the County Executive called myself and some other leaders from the Legislature into a room on what we could do help Katrina. Ladies and Gentlemen, this is our own community. We have people that are homeless. We've got one of our colleges that have come along and offered us 130 rooms. What are we going to do, say no to them? Come on, take the rooms. We'll figure out all the problems, how to advertise it, how to secure it, but take the rooms. These people have no place to go. That's all I got to say.

D.P.O. HORSLEY:

I got a feeling there's going to be some cosponsors here. Legislator Montano.

LEG. MONTANO:

Yeah. I'll make this brief, Tom. Tom, you said that there are families waiting to be -- that you're going to have families in there by Thanksgiving, which is Thursday.

D.P.O. HORSLEY:

That's what he said.

MR. VAUGHN:

Yes.

LEG. MONTANO:

I don't know if you answered this. How many families are or how quickly do you think that these dorms are going to be occupied? Is it going to be by Thursday, is it going to be one quarter occupied? I mean, you know, how many families do you have? Or people?

MR. VAUGHN:

I don't know how many people will be in there by Thursday. I do know that the intent is to get people in there immediately.

LEG. MONTANO:

But there is a list right now, is there not?

MR. VAUGHN:

I don't know. I can tell you that there's a need. Is there a list? That I don't know. I know that there's a need.

LEG. MONTANO:

Well, if you're going to get people -- I don't want to delay this. But if you're going to get people in there by Thursday, wouldn't you want to identify them by Tuesday or Wednesday?

LEG. BROWNING:

I can identify them. I've got a list.

LEG. MONTANO:

I mean that's a rhetorical question, but it deserves an answer. Facial expressions don't count as an answer.

MR. VAUGHN:

No. Yes, sir, I understand.

LEG. MONTANO:

I don't mean to be -- I'm just saying that. We do that on the record, you know.

MR. VAUGHN:

I don't have a list. I do know that there is a need. I do understand your statement about the need to have a list to get individuals in there. We -- it is my understanding, though, that we do have individuals that we will be placing in there as soon as possible.

LEG. MONTANO:

Okay. And the last question, I hope it's the last question. You know what the concerns are I think. You're very bright, you pick that up. How do we track subsequent that the intent of the program is actually being followed and there's no deviation in terms of who goes into the dorms and for how long a period of time?

MR. VAUGHN:

That is my -- my understanding, sir, is that that's why we do have Social Services overseeing the program, to make sure that individuals who are in need of housing as a result of being displaced due to the hurricane will be placed into that housing.

LEG. MONTANO:

But how do we track it? I mean, it's nice that Social Services who places them is in charge of it, but how do we track it? How do we track the fact that this program doesn't deviate from what it's intended, which is a storm related placement, versus the establishment of a housing for people that are on Social Services? Let me be blunt. Bob, Dennis, anybody?

MR. COHEN:

Legislator Montano, I know Tom has answered some of these questions to the best of his ability. Some of this, you know, and I want to take responsibility for this. My office received a call over the

weekend to prepare a contract so we can provide housing. I understand that you may have questions that we don't have answers to right now because we're not the ones who are working on those answers. The people who are working on them are presently working to get these answers so that they can run the program. What my office did, and what Bob Vaughn did, all weekend including Saturday night until about eleven o'clock, was to draft this agreement so the agreement doesn't hold anybody up. We came -- if I can finish.

LEG. MONTANO:

Dennis, I --

MR. COHEN:

If I can finish.

LEG. MONTANO:

You can finish.

MR. COHEN:

We came before the Legislature because there was an indemnification clause in the agreement and we felt it best to let the Legislature vote on that. So Tom's up here doing the best he can. Unfortunately, and I'm going to say this for myself too, we don't have those answers right now. We just need this agreement to go forward so we can implement the plan when it's finished.

LEG. MONTANO:

Right. And Dennis, listen, Tom's doing a great job, and he's really been very forthright. And I appreciate your efforts in terms of the lawyering work. But the reality is that you're asking us to approve something we have legitimate questions. Legislator -- many Legislators asked questions, and I know that you don't have the answers, but there's no one here with answers. I know that they're working, but we're working too, and part of our job is to ask questions and get answers, and we're not getting that. And there are some legitimate concerns. I don't think you were here when this debate began, but the concern that we have is that we want to make sure that it takes care of those people that are displaced as a result of the storm, and not turn into something different. That's all we're at.

MR. COHEN:

Absolutely.

LEG. MONTANO:

And the agreement looks fine to me.

MR. COHEN:

Right, absolutely. And that's what we want. Again, I mean, and I don't want to say rush because it makes it seem like, you know, it has a poor connotation, but literally this, you know, we needed to get this before you today because this is our last chance before we can implement it.

LEG. MONTANO:

No, I understand that, I appreciate it. But then tomorrow my question is you get it before us today, we approve it, and then tomorrow I want to go back and verify that everything that was placed on the record is actually coming through. How do I do that? And who do I speak to?

MR. COHEN:

I'm sure, you know, the gentleman and the department who's running it would be happy to supply any information when the plan is fully in place and implemented. And like I said, I know, you know, just from what, you know, the e-mails I was getting over the weekend was they're putting together the plan so that we know who's going in there. You know, how they're getting these lists, I know

they're working on that. You know, unfortunately we don't have that here today.

LEG. MONTANO:

All right. I'm not going to beat the horse, you know, but there still are some lingering questions that I have and --

MR. COHEN:

Absolutely.

LEG. MONTANO:

And, you know, we'll follow it up. Thank you.

D.P.O. HORSLEY:

Legislator Browning.

LEG. BROWNING:

Okay, I can make this quick. I don't think anybody necessarily opposes this idea. We have to do something. I know that there are many in my district. We have a grassroots organization that started in my district working with Gwen O'Shea from the Health and Welfare Council. And I can tell you right now, contact her because I think we have about 30 families that we have lists of who will possibly need placement. I don't know if they qualify for DSS, I don't know what their financial background is, so I would recommend you want to fill those rooms, start with Gwen O'Shea.

D.P.O. HORSLEY:

Okay. Legislator Hahn.

LEG. HAHN:

This is what government should do in times of crisis. I'm supportive. Thank you.

D.P.O. HORSLEY:

There you go. I didn't have you. Legislator Anker.

LEG. ANKER:

Again, I just want to say thank you for doing this. Exactly what Legislator Hahn said, it's times of crisis. This is emergency services, emergency situation. So thank you for all the overtime that you guys have put in, and women, Regina and Katie. And I'm sorry that there's a lot of questions here and now, you know, during committee we'll go through it. But, again, there's people that are homeless and we need to get them shelter. Thank you.

D.P.O. HORSLEY:

Okay. I think that's the end of my list. Real quick, Tom, think of baby cribs, make sure you've got baby cribs for these people. Make sure that the Legislators get the telephone numbers when you put -- when you get the number out so we can help get the numbers out. And that's all I got. We good? Let's go. Do we have a motion on this? I forgot.

MR. LAUBE:

You have a motion and a second.

D.P.O. HORSLEY:

We have a motion and second. Okay. All those in favor? Opposed? So moved. It's been approved.

MR. LAUBE:

Eighteen.

D.P.O. HORSLEY:

Everyone cosponsors. I'll make a motion to waive the rules and place on the table the following late starter committee assignments and I.R.'s. Okay, ready? 2108, EPA; 2109 through 2139, Ways and Means; 2140, Public Works; 2141 and 2142, Health; 2143 through 2149, Parks; 2150, Public Safety; 2152 and 2153, Public Works; 2154, Budget and Finance; 2155 through 2161, Ways and Means; 2162, EPA; 2165 and 2166, Ways and Means; 2167, Public Works.

MR. NOLAN:

2168.

D.P.O. HORSLEY:

And 2168. I don't have that one.

MR. NOLAN:

Ways and Means.

D.P.O. HORSLEY:

Ways and Means. Okay. I'll take a second on the motion. Second by Legislator Lindsay. Okay. All those in favor? All in favor? Opposed? So moved.

MR. LAUBE:

Eighteen.

P.O. LINDSAY:

Okay. Before everybody leaves just stay in your place. Legislator Romaine, would you please come up here because we have a little memento that we would like you to have to remember us by. If you want to wear this Monday, you can.

LEG. ROMAINE:

All right. I'll wear it Monday.

P.O. LINDSAY:

It's just a tee shirt, so don't get all excited.

LEG. ROMAINE:

Hopefully you got extra large. It says, "Help me. I'm talking and I can't stop."

(Laughter and Applause)

Good luck guys, good luck.

D.P.O. HORSLEY:

Motion to adjourn.

(The meeting was adjourned at 5:14 P.M)

{ } - Denotes Spelled Phonetically