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SUFFOLK COUNTY LEGISLATURE

GENERAL MEETING

NINTH DAY

July 25, 2017

9:30 a. m.

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

Taken By

Lucia Braaten & Alison Mahoney - Court Stenographers

Minutes Transcribed By

*Lucia Braaten, Alison Mahoney,
Kevin Gruebel - Court Stenographer,
Kimberly Castiglione - Legislative Secretary
& Denise Weaver - Legislative Aide*

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1 (*The following testimony was taken & transcribed by
2 Lucia Braaten - Court Stenographer*)
3

4 (*The meeting was called to order at 9:33 a.m. *)
5

6 P. O. GREGORY:
7 Good morning, Madam Clerk. Could I have all Legislators to the
8 horseshoe, please. Oh, I didn't see you there, Mr. Clerk, sorry.
9 Please do the roll call.

09:33AM 10 (*Roll Call by Amy Ellis - Chief Deputy Clerk*)
11

12
13 LEG. KRUPSKI:
14 (Present)

15
16 LEG. FLEMING:
17 Here.

18
19 LEG. BROWNING:
20 Here.

21
22 LEG. MURATORE:
23 (Present)

24
25 LEG. HAHN:
26 (Present)

27
28 LEG. ANKER:
29 (Not Present)

09:33AM 30
31 LEG. LINDSAY:
32 Here.

33
34 LEG. MARTINEZ:
35 Here.

36
37 LEG. CILMI:
38 Here.

39
09:33AM 40 LEG. BARRAGA:
41 Here.

42
43 LEG. KENNEDY:
44 (Not Present)

45
46 LEG. TROTTA:
47 Here.

48
49 LEG. MC CAFFREY:
09:33AM 50 Here.

51
52 LEG. STERN:
53 Here.

54
55 LEG. D'AMARO:
56 Here.

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1 LEG. SPENCER:
2 (Not Present)

3
4 D. P. O. CALARCO:
5 Present.

6
7 P. O. GREGORY:
8 Present.

9
09:33AM 10 MS. ELLIS:
11 *Fourteen -- 15. (Not Present: Legislators Anker, Kennedy and*
12 *Spencer)*

13
14 P. O. GREGORY:
15 Okay. Will everyone please rise for a salute to the flag, led by
16 Legislator McCaffrey.

17
18 *(*Salutation*)*

19
09:34AM 20 Please remain standing while Legislator McCaffrey introduces Aubrey
21 Alvi no from Babylon, who will sing the National Anthem.

22
23 LEG. MC CAFFREY:
24 Thank you, Presiding Officer. It's a pleasure to be -- Aubrey,
25 this is her second time coming here, and you're going to hear why
26 we always like to bring her back.

27
28 Aubrey is a Junior at Babylon High School, where she's in the
29 Theater Department, and sings and plays saxophone in the band. In
09:34AM 30 addition to her academic career, Aubrey has received awards and
31 accommodations for her singing. She won the Anthem Idol for the
32 Marcus Luttrell Patriot Tour, which had her sing in Harrisburg in
33 front of hundreds of people at the annual concert. At 12 years
34 old, she sang the National Anthem at Citi Field for a Mets game.
35 Aubrey also sings regularly at the Long Island Ducks games. She
36 also sang at the Cedar Beach 9/11 Memorial and at the American
37 Legion.

38
39 Aubrey is a member of the West Babylon Fire Department. She just
09:35AM 40 received a full scholarship at Usdan Performing Arts Camp for the
41 past three years in a row for playing the saxophone. She plans on
42 pursuing a career in music and theater. And Aubrey, besides being
43 a great artist, she also gives back to her community in many ways.
44 So we're happy to have Aubrey Alvi no back again. Thank you.

45
46 *(*Applause*)*

47
48 *(*Star Spangled Banner Performed by Aubrey Alvi no*)*

49
09:37AM 50 *(*Applause*)*

51
52 LEG. MC CAFFREY:
53 Thank you, Aubrey. And, at this time, I'd like to introduce for
54 the purpose of an invocation is Pastor Doug Madlon. Doug graduated
55 from New Brunswick Theological Seminary in New Jersey. He is an
56 ordained elder in the United Methodist Church in New York

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1 Conference. Doug currently serves as the Pastor of the Islip
2 United Methodist Church located on Main Street in Islip. Doug also
3 serves as a Village Administrator in the Village of Lindenhurst.

4
5 And I -- you wonder why I have somebody from Islip here doing the
6 invocation. I've known Doug for over 30 years, and for 23 of the
7 years that I served on the Village Board, Doug was our Deputy
8 Village Administrator and now he's the Administrator. He's a good
9 friend, a good colleague in government, and a very good Pastor, I'm
10 told, in Islip. So please welcome Doug Madlon for the invocation.

09:38AM

11
12 *(*Applause*)*
13

14 PASTOR MADLON:

15 And we all need to be mindful that God's working in all our lives
16 to bring peace, love, respect, dignity to all humanity and to God's
17 creation, our environment. So let us pray.

18
19 Heavenly Father, we give you thanks for our County government, our
20 County Executive, our County Legislators, our County Judges and our
21 Police Department. May they always seek the ways of righteousness
22 and justice, peace and compassion for all people. Grant that our
23 elected County officials be enabled by your divine spirit to guide
24 our County with honesty and integrity. And we pray for open and
25 fruitful dialogue and understanding between County officials, and
26 residents, and various governmental agencies and jurisdictions in
27 our County. We are so grateful for all those that serve. May they
28 always be mindful of your will. In the name of our Lord, amen.

09:38AM

29
30 *(*Amen Said in Unison*)*
31

32 P. O. GREGORY:

33 Thank you. Please remain standing for a moment of silence. As
34 always, let us remember all those men and women who have lost their
35 lives in service to our country and those who continue to sacrifice
36 to ensure our freedoms.

09:39AM

37
38 *(*Moment of Silence*)*
39

40 Okay. We have several proclamations this morning, first being
41 Legislator Cilmi will present proclamations to the Suffolk County
42 Probation Officers for their recognition.

09:40AM

43
44 LEG. CILMI:

45 Good morning. If I could ask Probation Officers Nancy Smith and
46 Jennifer Elfein to join me. Good morning, Ladies. As well as
47 Matt Porter, President of the Probation Officers Association.

48
49 It's great to be here again today to help recognize, and I say help
50 recognize because I know each of us understands the great work and
51 appreciates the great work that our Probation Officers do, but to
52 help recognize two of our great Probation Officers here in Suffolk
53 County. Two veterans of our Probation Force, Probation Officer
54 Nancy Smith, a ten-year veteran, who's standing to my immediate
55 left, and Probation Officer Jennifer Elfein, an 11-year veteran of
56 the department, are currently assigned to Criminal Court

09:41AM

1 Supervision Unit in the Edgewood office.

2
3 In December of last year, the officers were attempting to conduct
4 an initial home visit on a new probationer. This was a case
5 sentenced to interim probation on vehicle and traffic misdemeanors
6 of reckless driving and aggravated unlicensed operation of a motor
7 vehicle. The individual, the probationer had no prior criminal
8 history.

9
09:41AM 10 Upon arrival to the probationer's residence, they discovered him
11 out of the front -- out on the front stoop. Officers Smith and
12 Elflein identified themselves and announced their intent to visit
13 him inside his home. Once inside, he was directed to his bedroom,
14 where a brief interview was conducted. During that time, the
15 officers observed that the probationer was acting erratically and
16 appeared nervous. Based on their service experience, they
17 consequently began to search the bedroom. Within minutes, Officer
18 Elflein discovered a loaded nine-millimeter Luger handgun under a
19 pile of clothes on the dresser, prompting the probationer --
09:42AM 20 prompting the probationer's arrest and being charged accordingly.

21
22 Officers Smith and Elflein are yet another prime example of our
23 diligent and professional Probation Officers that continually
24 perform their duties each and every day to reduce recidivism and
25 hold accountability to those who continue to present a danger to
26 our county.

27
28 And it should be noted that this is the third recovery of a firearm
29 in the past year in which Officer Elflein has played an integral
09:43AM 30 role. So their service on that day and every day really highlights
31 the dangers that our probation officers face day in and day out,
32 but it's their experience, it's their training, it's their love of
33 our residents here in Suffolk County and the love of their work
34 that keeps them safe and that helps protect our residents.

35
36 So we are always indebted to the both of you and to all of our
37 Probation Officers for the great work they do in our county, and
38 because of that, we would like to present you with proclamations on
39 behalf of all of us on the County Legislature to say thanks, keep
09:43AM 40 up the great work, and remain safe. God bless you.

41
42 *(*Applause*)*

43
44 Thank you very much.

45
46 PROBATION OFFICER ELFLEIN:
47 Thank you.

48
49 PROBATION OFFICER SMITH:
09:43AM 50 Thank you.

51
52 P. O. GREGORY:
53 Okay. Thank you. Legislator Kennedy will make a presentation now.
54 He just walked in. Dr. Coyne, where are you? I just saw you.
55 He's over on the right.

1 LEG. KENNEDY:

2 I don't think I've ever seen this many officers in this room at one
3 time, this is amazing. But first we're going to talk about
4 Dr. Coyne; Dr. Coyne, the most innovative gentleman we have working
5 for this County, in my opinion.

6
7 These Ladies and Gentlemen right here are our MCAT Unit. They are
8 trained at a higher level than most ambulance folks. They are
9 trained at a level of a technician or a nurse. They -- I don't
10 even know a what to say. I don't know if any of you knew, I just
11 had a little cardiac incident with my gentleman over there. Saved
12 my life. Saved my life.

13
14 *(*Applause*)*

15
16 They have all been trained by Dr. Coyne. We are the luckiest
17 county ever. As a matter of fact, now I have it all written down,
18 since I'm so great at remembering all this stuff. Just recently,
19 Dr. Coyne was brought to the Ronald Reagan Building in Washington
20 D.C. to be honored by the U.S. Department of Justice and Valor
21 Program, and the National Law Enforcement Memorial Foundation for
22 being innovative. Remember, besides the MCAT, he developed the
23 Narcan program, the first in the United States.

24
25 Now today we are here to honor both Dr. Coyne, Officer LaFamina,
26 and all these Ladies and Gentlemen. We are also here because I
27 want to make sure that the monitor that was -- the specific monitor
28 that was in the car that Officer LaFamina used every single one of
29 these gentlemen and ladies has in their car. So we are working
30 right now on getting some funding, some private funding for this to
31 be about, because I think everyone in Suffolk County deserves the
32 chance that I got.

33
34 Thank you, Dr. Coyne. God bless you. On behalf of all the
35 residents of Suffolk County, there you go.

36
37 *(*Applause*)*

38
39 Signed by all 18. Take this other one. And now Dr. Coyne has a
40 video that he's going to show of what these lovely men and women do
41 for all of us.

42
43 DR. COYNE:

44 This was prepared by the Department of Justice, not by Suffolk
45 County.

46
47 *(*Video Presentation*)*

48
49 *(*Applause*)*

50
51 *(*Photograph Was Taken*)*

52
53 P. O. GREGORY:

54 Okay. Next, Legislator Hahn will make several presentations.

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1 LEG. HAHN:

2 Hey, everybody. We have Ward Melville in the house today, and you
3 all know how I feel --

4
5 *(*Applause*)*

6
7 -- about my alma mater, Ward Melville High School. I'm just a
8 proud alumni, and I get so excited whenever I'm able to bring
9 some -- bring in great achievers from Ward Melville High School.

09:53AM

10
11 We're going to start off with Danny Solomon. And you all -- I
12 wanted you all to come in here as well. Ward Melville High School
13 Sportsman Junior, Danny Solomon, we are recognizing today for his
14 outstanding achievements in fencing at the Junior Olympics. Last
15 year, Danny competed his way to earning a place on the United
16 States Under 17 National Fencing Team. Being on the National
17 Fencing Team has not only allowed Danny to achieve greater success
18 in the fencing world, but has also allowed him to travel around the
19 world competing in the traditional form of swordsmanship. This
20 past Fall, Danny won the Cadet World Cup in Poland, and in February
21 at the Junior Olympics in Kansas City. He finished ninth in the
22 Under 20 competition, and secured the title of Junior Olympian
23 Under 17, beating the top rated fencer in that age group.

09:54AM

24
25 Danny, who has been fencing since he was about 4 or 5 -- I think
26 it's a family thing, right? Has -- okay. That's a little off?
27 You're a little older?

28
29 MR. SOLOMON:

30 Yeah.

31
32 LEG. HAHN:

33 Okay, okay. Has persevered in his training to become one of the
34 top fencers under 17. My husband was County Champion back in our
35 day. It is a amazing to think about all of his accomplishments at
36 such a young age.

37
38 Congratulations, Danny. And we hope to one day see you
39 representing Team USA in the Olympics, and proudly sporting your
40 green and gold, as I am today.

09:54AM

41
42 *(*Applause*)*

43
44 *(*Photograph Was Taken*)*

45
46 Okay. And I'm going to apologize ahead of time to my colleagues,
47 because this one's going to go on a little long. This is really
48 important to me, and I'm going to give you guys, you boys -- and
49 why don't you all come up here so that you're all -- everybody can
50 look at you.

09:56AM

51
52 Today I'm honoring the Ward Melville High School Patriots Boys
53 Lacrosse Team for their incredible season, led by Coach Jay Negus,
54 Coach Muscarella and Coach Murphy. The Patriots won their 9th
55 state title, the Class A Lacrosse Championship, against Pittsford
56 High School this past June. Please, again, just indulge me in a

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1 few extra minutes to explain why I basically bleed the green and
2 gold, and am so connected to the legacy of Ward Melville High
3 School Lacrosse.

4
5 I, as every one of my colleagues here well know, because I get all
6 excited and I brag about earlier awardees, and numerous, at
7 previous meetings. I'm an extremely proud Ward Melville High
8 School graduate. I don't think I have mentioned before that I have
9 two brothers and a brother-in-law who played for Ward Melville High
09:56AM 10 School Lacrosse. Both of my brothers were Ward Melville High
11 School team captains, Kevin in 1991, and my baby brother, Kurt, in
12 2000 for the State Championship team.

13
14 Boys, I want you to know that in my youth I was an athlete and a
15 huge Patriots Lacrosse fan in high school. Our Patriots program
16 was, wait for it, legendary even back then, way, way back then. We
17 were back-to-back State Champions way back then, 1988 and '89. I
18 know there was even many more previous to that. And I made the
19 trip not only to Hofstra in 1988, because they didn't play at Stony
09:57AM 20 Brook, but also a road trip with my friends up to Syracuse for our
21 State Championship win my senior year in 1989. Please don't do the
22 math and figure out how old I am.

23
24 Boys, it was so important for me to have you here, because, you
25 know, when my baby brother, Kurt, was on the team, I traveled again
26 to Syracuse to see the Patriots win in 1999. Oh, and I didn't
27 print the photo. I have a photo from that game. And was there at
28 Hofstra in 2000, when Kurt's team won the States a second time in
29 2000.

09:57AM 30
31 Since Kurt graduated in 2000, I come to the games, either by
32 myself, I just show up, with my parents, with my sister and her
33 husband, Mike Ruffini, who played on '89 State Championship team
34 and now coaches lacrosse. I was there at home games watching you
35 guys rack up wins this season, and at Stony Brook University games
36 as you won the Suffolk and Long Island Championships. And if I
37 could remember correctly, they were come-from-behind nail-biters as
38 well, although not quite like the final one, huh?

39
09:58AM 40 But now back to why we're here, the State Championship win. I
41 mean, it's what you guys dream be about. If you're anything like
42 my brothers, you grew up living here, watching the older guys play,
43 loving Patriots Lacrosse.

44
45 The State Championship game came down to the wire. In the final
46 four minutes, the Patriots -- and I hope everyone is listening
47 because it's just extraordinary, if you follow any kind of sports.
48 They were trailing 9 to 4. And I hope I'm getting this all right.
49 You guys will correct me. The team pulled together and made every
09:59AM 50 minute count, scoring four straight goals in the final minute of
51 the game, with the time point being scored with only 7.4 seconds
52 left on the clock, forcing the game into overtime. That doesn't
53 quite do it justice, so I'm going to give you just a little more
54 detail so you all understand it.

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1 With this win, Ward Melville High School Patriots Lacrosse, and,
2 hopefully, this is -- you know, I'm getting this right, set a
3 national high school lacrosse record for the fastest number of
4 goals in the shortest amount of time in the State Final. And
5 Senior Midfielder, Eddie, Munoz, number 6, set the for record for
6 fastest hat trick in 34.3 seconds. These are both national
7 records. This is what I mean, and I wish I could play the video.
8 I am sure each and every one of you would get the goosebumps that I
9 do when I watch it unfold. I don't want to set the precedent.
09:59AM 10 Never will there be another game like this, and I'm not going to
11 make us all watch every last shot of every game that ever comes in
12 the future.

13
14 With a score of 9 to 4 in the fourth quarter, Number 11, Matt
15 Grillo, scored with 3 minutes and 43 seconds left in the game,
16 making the score 9 to 5. More than 2 1/2 minutes later, number 6,
17 Eddie Munoz, scored to make the score 9 to 6, with 1 minute 1
18 second remaining. Did you hear that? It was 9 to 6 with 1 minute
19 1 second left to play. Almost 30 seconds past before number 6,
10:00AM 20 Eddie Munoz, scored again to make it 9 to 7, with 34 seconds left
21 in the game. At this point, the announcers, and I'm sure you guys
22 have watched this over and over as I have, say, "It's too little
23 too late." Less than ten seconds later, Eddie again scored yet
24 again, and it is now 9 to 8, with 26.6 seconds left in the game.
25 This is where the announcers of the broadcast and many others,
26 including the parents on the field of my daughter's soccer game
27 back in Stony Brook, start to get excited. Remember, if you know
28 this -- if you know lacrosse, all this time after every score, Ward
29 Melville has to win the face-off, and Mike Giacquinto did it every
10:01AM 30 time down the stretch. Right, Mike, it was him every time? Yes.
31 So 18 seconds after number 6, Eddie Munoz, competed his national
32 record for fastest hat trick, Number 11, Matt Grillo, scores again
33 to tie the game with eight seconds left on the clock. You can't
34 even imagine. I'm going to send you all links, you have to watch
35 it.

36
37 Ward Melville Patriots Lacrosse scored five goals in 3 minutes
38 35 seconds, 4 goals in 53 seconds; 4 goals in 53 seconds, and you
39 got 3 goals in 26 seconds. That's something like one goal every
10:01AM 40 8.6 seconds. I mean, it was just like a train rolling over
41 everybody. That last minute is amazing. I'm sorry, it was so
42 exciting. Is my passion coming through here? Yes, good.

43
44 After a back-and-forth throughout the overtime, the final goal
45 putting the Ward Melville Patriots over the edge to win the game
46 came from Matt Grillo, on his birthday, I think, right, right?

47
48 MR. GRILLO:
49 Yeah.

10:02AM 50
51 LEG. HAHN:
52 Happy birthday.

53
54 MR. GRILLO:
55 Thank you.

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1 LEG. HAHN:

2 With one second left in overtime, something like that. Every
3 single player on this team and their parents should be proud of
4 this amazing accomplishment and showing the true meaning of
5 teamsmanship and not counting yourself out. No matter how down and
6 out you feel, whatever you face, you could come back like hope.
7 That's a lesson you learn. There's so much you learn from sports,
8 you know, the meaning of team, the meaning of -- there's so many
9 things, hard work and dedication, but, hopefully, also recognizing
10 you're never down and out.

10:02AM

11
12 This win would not have been possible without the saves of Senior
13 Goalkeeper, Perry Cassidy, assisted by Senior, Andrew Lockhart, and
14 as Senior, Liam Davenport, Face-Off Specialist, Mike Gi aquinto,
15 Senior Midfielder, Eddie Munos, and Junior, Matt Grillo. I want to
16 congratulate the entire team effort for winning another State
17 title, and for making the Three Village and Ward Melville High
18 School community proud of your hard work and dedication.

19
20 For those graduating this year, we're sorry to see you go, but
21 we're happy that you will be able to show the younger -- you were
22 able to show the younger classmen the way to practice and work
23 together as a team and band together, even when you were down in
24 the final minutes of the game.

10:02AM

25
26 Congratulations to you all, and thank you to everyone. Please
27 congratulate the 2017 New York State Boys Lacrosse Class A
28 Champions.

29
30 *(*Applause*)*

10:03AM

31
32 *(*Photograph was Taken*)*

33
34 *(*Applause*)*

35
36 LEG. MURATORE:

37 Good morning, everyone, and welcome to the General Meeting of the
38 Suffolk County Legislature. It's kind of a little different today.
39 Most of the time, as we saw, we recognize people that have major
40 accomplishments within the County, national champions, young people
41 moving forward in life. So it's a little bit different when we
42 honor one of our real citizens and that being one of our animal
43 critters.

10:06AM

44
45 I mean, we're very lucky, I mean, we see what Suffolk County can
46 do. Usually, we lead in legislation, and now we lead in national
47 news of an animal saving another animal. It was very touching when
48 I saw the video. I'm a big animal rights person. I think there's
49 nothing more loyal than an animal. As they say, "You can't buy the
50 wag of a dog's tail," you really can't. And look at this guy. Is
51 he beautiful or what? So we --

10:06AM

52
53 *(*Applause*)*

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1 He is, he is. And like I say, it's not always that we get to honor
2 our animals. But let me just bring you up to speed on what Storm
3 did here.

4
5 During the morning hours of Sunday, July 17th, while on a walk with
6 his owner, Mark Freeley -- thank you, Mark -- storm found a baby
7 deer in the Port Jefferson Harbor and decided to act on his
8 intuition. So he took it upon himself to save this little deer.
9 Upon finding the baby deer that was struggling to survive, Storm
10 rescued the baby deer by gently swimming the endangered baby deer
11 back to land, showing his bravery and kind spirit, where Storm and
12 his owner's quick reactions provided the fawn with another chance
13 of life, and have shown their heroism and compassion towards this
14 endangered deer. So today is actually Mark Freeley and Storm's day
15 here in Suffolk County.

16
17 So, again, Mark and Storm, thank you very much, and God bless you
18 both.

19
20 *(*Applause*)*

21
22 LEG. MURATORE:

23 Do you want to say anything? You can. Please talk. Say a couple
24 of words.

25
26 MR. FREELEY:

27 Yeah. I won't keep you, but I think -- I would just hope that this
28 ends up being more than just the good-feel summer story of 2017,
29 that the feelings and emotions that people felt when they watched
30 Storm on video, that that stays with them, and that it encourages
31 everybody in Suffolk County and around the world to jump in and
32 help other people when they see the need. And thank you very much.

33
34 *(*Applause*)*

35
36 *(*Photograph Was Taken*)*

37
38 *(*Applause*)*

39
40 P. O. GREGORY:

41 Okay. Next, we have Legislators Browning and Martinez will make a
42 -- present a proclamation to the O-CAT organization.

43
44 LEG. BROWNING:

45 Good morning. And I'd like to introduce you to the O-CAT Committee
46 Members, Vinnie and Don Martin, Gayle Riccobono, Donna Thompson,
47 Carol Clay, and the president of the Pattersquash Creek Civic
48 Association, Frank Fugarino.

49
50 Vinnie Martin founded the O-CAT in 2011. And tell me how many of
51 you have had issues with feral cats and constantly get the phone
52 calls? So I'm here to introduce you to a committee who will help
53 every single one of you. So, since 2011, O-CAT successfully
54 trapped, vaccinated, spayed and neutered, ear-notched over 5500
55 feral cats from all across Suffolk County. The committee members
56 provide traps and help with their use, food, shelters and placement

1 for kittens.

2
3 So O-CAT is funded privately, and they joined forces with the
4 Pattersquash Creek Civic Association in Mastic Beach, Brookhaven
5 Animal Shelter and the Animal Rescue Fund of the Hamptons. And I
6 can tell you, I have received numerous phone calls with regards to
7 feral cats and what can we do about it. Well, I have the people
8 right here behind me who say they can do it, and they can do it in
9 a humane way. And I know that, you know, we're constantly hearing
10 about this problem. So they want you to know that when you get
11 those phone calls, I will make each and every one of you get their
12 phone number, because they are ready, willing and able to work in
13 your community.

14
15 So I have a proclamation here to say thank you for your work in --
16 not just in the Mastic Beach community, but throughout Suffolk
17 County. And do you want to come and take this? And, Monica, do
18 you want to say something?

19
20 LEG. MARTINEZ:

21 Now I just want to say thank you for all the work that you do with
22 the feral population. I myself have three that I rescued, because
23 I just could not bear to see them just starving, pretty much. So
24 they're now happy. I open the door, thinking they may want to go
25 again, and they're like, *No way. I am nice and comfy in a nice*
26 *warm home, I'm not going anywhere.*

27
28 But I do want to thank you for the work that you do with our cat
29 population, and we do need a lot. It's -- someone just approached
30 me from the Town of Brookhaven as well, and I believe with
31 Legislator Anker, in terms of what to do with the growing
32 population, and I think part of it is education. I think we need
33 to educate individuals on what to do in the event of the feral cat
34 population, for example, the feeding and things of that nature. So
35 I'm going to, you know, give the mic for you to explain that part.
36 But I just want to say thank you for the work that you're doing.

37
38 MS. MARTIN:

39 Well, I'd like to thank everyone for this recognition. It's very
40 important to bring attention to the feral cat population, because
41 by bringing attention, we can do more spay and neuter. We need --
42 actually, we need donations, we need funds to do our job. So,
43 please, you know, pay attention to your neighborhood. If you see
44 these animals rummaging through the garbage and whatnot, they need
45 to be spayed and neutered. We need to bring the population down.
46 So I thank you very much for this today. Thank you.

47
48 *(*Applause*)*

49
50 LEG. BROWNING:

51 Thank you. I'll see you soon. Okay. Next, I have a young girl by
52 the name of Bayley Cuomo. She's a 16-year-old William Floyd High
53 School student, and she's here today with her mom, Dawn, and her
54 sister, Viola. You want to come up, Bayley and Mom? So Bayley --
55 I know Mary Dehner is here, yup. Yeah, she came also. She reached
56 out to my office to let us know about Bayley, and we want to say

1 thank you very much.

2
3 On July 4th weekend, we -- there was a family -- sorry, I'm losing
4 my train of thought here -- in Mastic Beach that lost everything to
5 a fire caused by fireworks. Bayley spearheaded a campaign to help
6 this family in Mastic Beach through her Facebook page. She asked
7 all the residents to donate needed items, gathered clothing, a coal
8 barbecue so the family could cook, a cooler to preserve the food,
9 water and personal care items, and she left no stone unturned. The
10 family was forced to sleep in their car in the driveway of their
11 burned out rental house, but thanks to Bayley's campaign and
12 donations from local residents, they were able to stay in a motel.
13 Bayley managed to get everything the family needed, including the
14 furniture for their new home.

15
16 So I want to say thank you, because, you know, they're not a
17 wealthy family either, and -- but Bayley took the initiative and
18 cared enough to take care of a family from her community. So I
19 want to say thank you, Bayley, for everything that you have done.
20 And I can tell you, I think that what you've done, it shows your
21 character. And I wish you a lot of luck and success in your
22 future. And, again, thank you, Mom, because I know that, you know,
23 it was your upbringing and how Mom raised you is what made you what
24 you are today. So thank you also, Mrs. Cuomo.

25
26 *(*Applause*)*

27
28 So I have a proclamation for you. Thank you, Bayley.

29
30 *(*Photograph Was Taken*)*

31
32 D. P. O. CALARCO:

33 Okay. Next, Presiding Officer Gregory will be joined by Legislator
34 Anker to present an Employee Excellence Award to Carol Clasen.

35
36 *(*Applause*)*

37
38 P. O. GREGORY:
39 Where's Carol?

40
41 AUDIENCE MEMBER:
42 She's behind you.

43
44 P. O. GREGORY:
45 Oh. Hi, how are you?

46
47 MS. CLASEN:
48 Hi. How are you?

49
50 P. O. GREGORY:
51 Good morning, everyone. It's my pleasure to stand with our
52 colleague, Legislator Anker, to recognize Carol Clasen for our
53 Employee Excellence Award for this meeting.

1 Carol joined the Suffolk -- Suffolk County in 2001, began her
2 career as a Clerk Typist. And over the years she has risen through
3 the -- through the ranks to become an Administrator in 2015. She
4 is in charge of the support staff of the Examinations Division, and
5 oversees the processing of all applications for the competitive
6 examinations that result in eligible lists used for hiring in the
7 County's 26 departments and 244 outside jurisdictions.

8
9 There are currently 15,470 active competitive employees in the
10 department's jurisdiction, and these represent only those appointed
11 from among all of the candidates who participated in related exams.

12
13 She oversees a support staff that receives all internet and hard
14 copy applications, maintains associated database created to
15 facilitate exam administration, schedules candidates, sends out
16 notification of building and room assignments in response to
17 related public inquiries. Carol processes special accommodation
18 requests from the disabled candidates. She assures that the
19 veterans credits are processed, and schedules any required
20 psychological and keyboard qualifying examinations as well.

21
22 Carol maintains statistics required for budgeting and various
23 reports, and can be relied upon to be an efficient, conscientious,
24 cheerful presence, performing a vital function in the Examinations
25 Division. Carol Clasen is an outstanding employee and deserving of
26 the Employee Excellence Award. And I want to give her my
27 congratulations. Thank you for a job well done.

28
29 MS. CLASEN:
30 Thank you.

31
32 *(*Applause*)*
33

34 LEG. ANKER:
35 I just -- I just have to say, I think out of, how many of these
36 awards have we presented, about five or six, and I think I've had
37 five of the excellent employees here in Suffolk County. So I am
38 greatly honored to have Carol here today as -- and I can't wait to
39 see what next week or, excuse me, next month will bring. But I
40 just again want to thank our staff and our employees in Suffolk
41 County.

42
43 And I am so happy that our Presiding Officer has created this
44 award, because we have so many employees that need this recognition
45 as we move forward in the future. So, again, thank you. Thank
46 you, Carol.

47
48 MS. CLASEN:
49 Thank you.

50
51 P. O. GREGORY:
52 And we're glad to be joined by her Supervisor, Alan Schneider, who
53 came to me this morning and said, "Thank you for doing this. She's
54 a tremendous worker." And congratulations again.

1 MS. CLASEN:
2 Thank you very much.

3
4 *(*Applause*)*

5
6 *(*Photograph Was Taken*)*

7
8 *(*Applause*)*
9

10:20AM 10 D. P. O. CALARCO:
11 Congratulations. Now Presiding Officer Gregory will recognize all
12 the participants in the 2017 Legislature Page Program with
13 proclamations. If we could have all of the pages come to the front
14 of the horseshoe, and then as the Presiding Officer calls your
15 name, go to the podium. And any Legislator who has a proclamation
16 to go along with their page can join the Presiding Officer at that
17 time. Come on up, guys. You guys all line up here in front of the
18 horseshoe.

10:21AM 20 P. O. GREGORY:
21 Okay, great. As I call your name, I'm going to ask you to come
22 forward. Some of my colleagues have also elected to present a
23 proclamation from their office as well. But before we do that, I
24 want to -- I would like to congratulate all the pages for their
25 outstanding participation in this year's Legislature Page Program
26 and performance at your District Offices. Each of you learned
27 essential skills associated with working in County Government. We
28 were proud to observe your leadership skills and attention to the
29 curriculum of this program, including the essential workshops.

10:22AM 30
31 I wish all of you a bright future as you choose to pursue a career
32 in public service or the private sector. And keep up the great
33 work to continue to pursue your dreams and make a difference in
34 this world. Good luck to each and every one of you.

35
36 And I want to thank all the staff that has participated and gave a
37 lot of their efforts. D.J., of course, and I forget D.J.'s name.
38 There's a nickname, right? Or is it Aliosman? One of them has a
39 nickname. Amy, and Jason, and Aliosman, the Senior Pages, Shannon.

10:23AM 40
41 *(*Applause*)*

42
43 Christina, Lora, and all of you who have made this experience for
44 our young people a wonderful experience, thank you. It's a
45 pleasure to meet each and every one of you.

46
47 *(*Applause After Introduction of Each Page*)*

48
49 We're going call your names. And so Ceida Allen from Legislator
10:23AM 50 Spencer's district. Taylor Baldwin from Legislator Anker's
51 District. Carlos Cobo from Legislator Martinez' office. Nicholas
52 Gajda from Legislator Kennedy's office. Xiomara Guerrero.
53 She's -- she clerked in the -- she paged in the Clerk's Office.
54 Casey Haack from Legislator Lindsay's office. Brienne Heiberger
55 from Legislator Kennedy's office.
56

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1 LEG. KENNEDY:
2 Yay. Good job, well done.

3
4 P. O. GREGORY:
5 Siena Hohne. She was a clerk -- a page in the Clerk's Office.
6 Akhtra Khan from Legislator Stern's Office. All right. Kiyahana
7 Messemer-Santiago.

8
9 MR. RICHBERG:
10:26AM 10 Kiyahana.

11
12 P. O. GREGORY:
13 I know I messed up, sorry. Brian Monahan, Legislator Kennedy's
14 office, also the leader of the Sewer Caucus.

15
16 *(*Laughter*)*

17
18 Their emblem is the feral cat, so the abuse people that were here.
19 Paola Morales-Santos. Victor Piccini-Ventura. Victor, all right,
10:26AM 20 from my office. Manuel Romero, Manny. Tiana Ruiz from Legislator
21 Browning's office. Heidi Scarth from Legislator Hahn's office.
22 She is also the Page Presiding Officer, so you're a leader.

23
24 *(*Laughter*)*

25
26 And Josmary Vergara from the Clerk's Office. And Steven Shaw from
27 Legislator Browning's office. Carissa Zanfardino from Legislator
28 Cilmi's office, the Deputy Presiding Officer. And what was it you
29 were advocating for the other day? There was some fee or
10:28AM 30 something.

31
32 MS. ZANFARDINO:
33 Oh, the plastic bags.

34
35 P. O. GREGORY:
36 Yes, the plastic bag fee, yes, yes, yes. All right and our senior
37 pages, Aliosman Kazdal. And Steven Mott, senior page. And
38 certainly last, but not least, our last senior page, Shannon
39 O'Connor.

10:29AM 40
41 Ladies and Gentlemen, these are our pages and our senior pages.
42 Please give them another round of applause.

43
44 *(*Applause*)*

45
46 *(*Photograph Was Taken*)*

47
48 *(*Applause*)*

49
10:31AM 50 P. O. GREGORY:
51 Okay. Just a reminder to all the Legislators before -- at the
52 beginning of the lunch break, we're going to take an all 18 photo,
53 so please don't leave.

54
55 So now we're going to move on with our agenda. We have several
56 people who have filled out cards to speak, the first being -- I saw

1 him earlier, where did he go -- Rob Carpenter. Oh, there you are.
2 Okay.

3
4 MR. CARPENTER:

5 Thank you very much for giving me the opportunity. The main reason
6 that I'm here today is just to give a wholehearted thank you to the
7 Suffolk County Legislature for your support of giving us the Home
8 Rule Message, which was passed back at the beginning of June, in
9 our efforts to continue to work on the Farmland Preservation
10 Program. That message passed unanimously 17 to nothing. And with
11 the introduction of legislation that Senator LaValle and
12 Assemblyman Thiele put in on the State Legislature, we faced a very
13 large uphill battle. Nobody gave us any kind of a chance to move
14 the legislation forward. We figured that it would be stuck in
15 Local Governments Committee. But with the support of yourself and
16 many organizations, we were able to move it through Local
17 Governments, through Ways and Means, and into the Rules Committee
18 of the Assembly.

19
20 The legislation ultimately stalled in Rules due to a policy the
21 State Assembly has of not addressing legislation when there is
22 ongoing litigation. So, ultimately, we were not able to get it
23 through the Assembly entirely. But you should know that your
24 support of our efforts turned a tremendous amount of people in our
25 favor who did not understand the importance of the program to
26 Suffolk County and to you as the local governing agency here. We
27 were able to move it. It passed the Senate entirely, but did stall
28 in the Assembly. We are considering reintroducing it next year,
29 where it would start in the Rules Committee. So we're already 90%
30 of the way there.

31
32 On the local front, I also wanted to give you the update that the
33 County is continuing with the appeal of the legislation and Farm
34 Bureau, the Peconic Land Trust and Farm Credit are working on a
35 Friend of the Court brief to support your efforts in getting the
36 decision overturned. That would allow us to continue the program
37 in full efforts.

38
39 The County has also been granted what's called Motion of
40 Preference, and that means that the court is going to move the
41 hearing up hopefully into the Fall, if not, early Spring, rather
42 than in the normal calendar process, which would be probably next
43 Summer or next Fall. So we are making very good progress.

44
45 With that, again, I would just like to say thank you on behalf of
46 the farm community for your continued support. The farmers are
47 truly appreciative of the efforts that you have put forth, and
48 we're very excited and pleased that the legislation or the appeal
49 is moving forward. So thank you very much.

50
51 *(*Applause*)*

52
53 D. P. O. CALARCO:

54 Thank you, Rob. Our next speaker is MaryAnne Gladysz, followed by
55 Harrison Stern. Oh, MaryAnne's first.

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1 MR. STERN:
2 Oh, I'm sorry.

3
4 MS. GLADYSZ:
5 Good morning, everybody. Once again, I'm here to discuss the Rails
6 to Trails project that would span from Mount Sinai to Wading River,
7 and I stand today -- before you today asking for help.

8
9 I've been unable to get any help from my local civic association.
10 Although they claim to have no official stance, it is unmistakably
11 obvious at their June 6th meeting that the Board members are 100%
12 in support of this project. I contacted my local Councilwoman.
13 She is also an avid supporter, and tried to put me in touch with a
14 man that is also a big supporter of this project. Unfortunately,
15 this same gentleman has put forth blatant lies to garner support.
16 This man sits on the Rails to Trails Advisory Committee, yet not
17 one abutting resident of where the trail would be it is on that
18 committee, so, unfortunately, no help there.

19
10:37AM 20 Sadly, our own Legislator, who is spearheading this project, is
21 ignoring us as well. Multiple emails since the last Legislature
22 meeting have gone unanswered. Mine is in the copies that I've
23 submitted.

24
25 Let's see. There were several other emails that were responded to,
26 three different people sent three different emails, and they all
27 got the exact same word-for-word response. Basically, it said that
28 the project will be moving forward -- I'm sorry, will be moving
29 into the final design phase, and that after the DOT comments are
10:37AM 30 received, additional public meetings will be held.

31
32 At the March meeting, Legislator Anker, you stated that you wanted
33 the abutting residents' input, but you had sent the plans in the
34 month before in February. The meetings were more informational.
35 It wasn't, you know, "How do you feel?" "What are your concerns?"
36 "What can we do to alleviate that?" It was, "This is what we're
37 going to do."

38
39 So I quote in part from a Newsday article, dated April 5th, 2017.
10:38AM 40 "I look forward to continuing to work with residents who have
41 concerns and" -- I'm sorry, "who have questions or concerns." I
42 really -- I honestly don't think there is any concern for the
43 residents, aside from keep them quiet, keep them in the dark so
44 that the project just goes through without problem.

45
46 There's also information that's been going around of how LILCO took
47 ten feet of property many years ago, I believe the '70s or '80s.
48 If this is true, shouldn't we as residents be allowed to reclaim
49 our land, rather than it being turned from private to public? It
10:38AM 50 was taken for safety purposes, but now it's okay for the public to
51 be there. I don't understand that.

52
53 In my opinion, a Legislator is elected to represent and help the
54 people of their district. We have gotten no help on this matter
55 whatsoever. We've gotten mistruths and a shove-off. We are pushed
56 into a corner like a disrespectful child and told to wait until

1 it's too late. Therefore, I am asking any Suffolk Legislator from
2 any district to please help us. We are trying to preserve our
3 privacy, the safety of our families and our children, and our
4 overall quality of life, which will be decimated by this project.

5
6 Our local elected officials are unwilling to help us. We would
7 like to contact the people in charge at the New York State DOT,
8 where the plans were sent, along with the ones who hold the purse
9 strings on the Federal level. Perhaps if the people at the top
10:39AM 10 knew about the blatant lies, deception and lack of notification to
11 those directly affected, it might change the direction in which
12 this project is going. Any help that you can offer to this -- to
13 point us in the right direction and help us contact the powers that
14 be would be greatly appreciated.

15
16 My contact information is included on the copies that I submitted,
17 and I thank you all for your time.

18
19 D. P. O. CALARCO:
10:39AM 20 Thank you, MaryAnne.

21
22 *(*Applause*)*
23

24 Our next speaker is Harrison Stern, followed by Alexandra Gray.

25
26 MR. STERN:
27 Hello. My name is Harrison Stern, and I'm here today with my
28 friend, Alexandra Gray, in support of Resolution 1276.

29
10:40AM 30 Since the birth of the United States, our great nation has survived
31 callous domestic and foreign struggles. America is a nation that
32 always remembered the brave men and women who have made the
33 ultimate sacrifice to protect our values and our way of life. If
34 there was any one group that deserve commemoration for their
35 service to support those ideals, it would be the victims of the
36 Beirut barracks bombings. On October 23rd, 1983, two separate
37 truck bombs driven by Islamic radicals destroyed two separate
38 housing units that contained French and American military forces.
39 The final death count read that there were 241 casualties made up
10:40AM 40 of American Marines, soldiers and sailors.

41
42 On this day, America suffered a loss unlike any other in the
43 history of the United States. Before this attack, there had been
44 no single terrorist action that has caused such a massive loss of
45 American military forces since the Battle of Iwo Jima, but this was
46 no battle. The men who died came to Beirut in an attempt to keep
47 the peace as part of the Multi-National Force. Even though these
48 men knew that the region they were serving in was incredibly
49 hostile, they served in order to prevent hostilities from reaching
10:41AM 50 our American borders.

51
52 The most effective way to remind our country of those we lost and
53 the cause they died for will be to create a physical symbol of
54 American strength and willpower. The most appropriate location to
55 display a symbol of strength and bravery in Suffolk County is Armed
56 Forces Plaza, especially today as we continue to fight ISIS.

1 European countries are under constant threat, and even homegrown
2 terrorists are part of our everyday concerns.

3
4 Now is the time to not only recognize those that fell in Beirut,
5 but to also educate our youth and Suffolk County about the first
6 battle of the war on terror. It is also another important
7 opportunity to remember those that have and continue to serve all
8 of us, and of our responsibility to support our brave men and women
9 of our armed force and their families.

10:42AM 10
11 I respectfully request that this Legislature support Resolution
12 1276 that will commemorate our fallen servicemen in Beirut. Thank
13 you.

14
15 *(*Applause*)*

16
17 D. P. O. CALARCO:

18 Thank you, Harrison. The next speaker is Alexandra Gray, followed
19 by Jason Jade (phonetic).

10:42AM 20
21 MS. GRAY:

22 Good morning. My name is Alexandra Gray. I will be a senior at
23 Cold Spring Harbor High School this year.

24
25 As Harrison just outlined, it is our responsibility as young adults
26 to ensure our generation understands what occurred on October 23rd,
27 1983. Three United States service members from Long Island were
28 among 241 heroes who lost their lives that day. They were Joseph
29 Boccia, United States Marine Corps, Jeffrey Boulos, United States
10:42AM 30 Marine Corps, and Joseph Milano, United States Navy. These men
31 were in Beirut serving our great nation on a United -- a United
32 Nations peacekeeping mission.

33
34 The monument to be erected at Armed Forces Plaza will not only
35 memorialize and honor these fallen heroes, but will serve all of us
36 as a reminder that the war on terror will never be conquered until
37 we can successfully combat radical terrorism. This heinous
38 terrorist attack was the first of its kind to inflict maximum
39 casualties on our innocent men and women, and signalled the
10:43AM 40 beginning of our nation's struggle with terrorism. As Americans,
41 we must honor these heroes who paid the ultimate sacrifice to
42 protect our freedom. This is something we should never take for
43 granted.

44
45 Harrison and I feel privileged to be a part of this dedication, and
46 have both been extremely active in bringing awareness to our peers
47 of the sacrifices that our armed forces make every day to protect
48 our country. We thank you for this opportunity and look forward to
49 being a part of this, of the monument dedication. Thank you.

10:43AM 50
51 *(*Applause*)*

52
53 D. P. O. CALARCO:

54 Thank you. Our next speaker is Jason Jade --

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1 MR. IDE:

2 Ide.

3

4 D. P. O. CALARCO:

5 Ide, Jason Ide, followed by Rhoda Roach.

6

7 MR. IDE:

8 Hi. Thanks for having me again. Once again, I'm Jason Ide, the
9 president of Teamsters Local 814. Last time we were here at a
10 General Meeting, we were here to tell you that we were concerned
11 that a Long Island employer, Waldner's Business Environments, was
12 intending to terminate their entire union staff and replace them
13 with cheaper subcontractors. That has actually come to pass.

10:44AM

14
15 Believe it or not, on July 1st, this company gave notice to their
16 workers, many of whom who had served them 30 or even 40 years, one
17 of them who had even babysat the current owners when they were
18 kids, who have been a part of this family, servicing Long Island
19 clients, servicing even Long Island government, bringing them
20 office furniture, taking care of them day in and day out, breaking
21 their backs, their shoulders and their knees for this company, were
22 let go on July 1st. The Union believes this is illegal. We filed
23 charges with the National Labor Relations Board, and we came here
24 last time to you guys asking to help.

10:44AM

25
26 And I want to start by thanking many of you who signed a letter
27 that was actually sent to Waldner's management, asking them to
28 reinstate the terminated workers, and give these families what they
29 deserve, which is a good union job. I just want to thank
30 specifically Presiding Officer, Legislator Gregory, Legislator
31 Fleming, Legislator Browning, of course, Legislator Hahn,
32 Legislator Calarco, Legislator Anker, and Legislator Lindsay for
33 being there for us, and we really appreciate that. You signed our
34 letter that we're going to be sending to the company, and that
35 means a lot to us, and it means a lot to our working families.

10:45AM

36
37 And just to take this into a big picture for a second, we're all
38 worried about Long Island jobs, we're worried about Long Island
39 residents, and we're worried about what's going to happen to the
40 future of employment out here in Suffolk County. And the question
41 is -- the answer to that question is it's going to be determined in
42 conflicts like this one. If employers are allowed to terminate
43 their union workers and replace them with cheap low road
44 subcontractors, then you're going to see it more and more and more
45 and more.

10:45AM

46
47 So this is a place where we need a draw a line in the sand. The
48 Joint Council 16, the head organization of all the Teamsters in the
49 area, has stood up for us, and I think all -- and you'll see that
50 there are great articles about it in Newsday and in the Daily News,
51 and this issue is just going to snowball more and more.

10:46AM

52
53 You notice that the Clare Rose workers, after months of struggle,
54 finally achieved the justice that they deserved, and they got a
55 union contract. And their families are now getting their health
56 insurance back, and they defended their pensions. And I think it's

1 a good example of what can happen when government and unions come
2 together to make sure that employers actually treat people with
3 dignity.

4
5 I will say, though, we have a -- we are disappointed that
6 Legislator Stern, who's here today, his wife is the owner of
7 Waldner's, and we've asked -- we had a meeting with him and County
8 Executive Bellone, and we asked them repeatedly to come forward and
9 actually mediate this dispute and get involved and take an active
10 role, and we've heard time and time again that it's going to
11 happen, and it's been three months now and it hasn't. So we're
12 asking you, Legislator Stern, once again to get involved and broker
13 an end to this, so these folks and their families can have their
14 medical back, can have their pensions, and can have the good jobs
15 they deserve. So there's a few of them you'll hear from today.

16
17 And, once again, I just want to close by thanking you, the
18 Legislators, for signing our letter, for getting involved in this
19 dispute, and, hopefully, we'll see a positive outcome and we'll be
20 here at the next meeting to announce a victory, hopefully. So
21 thank you again.

22
23 *(*Applause*)*

24
25 D. P. O. CALARCO:

26 Thank you, Mr. Ide. Our next speaker is Robia (phonetic) Roach.

27
28 MS. ROACH:

29 Yeah, Robin Roach. Good morning. Thank you again to the Suffolk
30 County Legislature for allowing us to speak today. It was actually
31 not my intention to speak today. However, some events happened
32 July 6th, 2017 that really left me wanting to say a few things. So
33 let me give you a little background about myself so you understand
34 where I'm going with this. I feel this is something that needs to
35 be said here.

36
37 We have raised, my husband and I, two altar servers. One is an
38 Eagle Scout, one is a volunteer fireman, and has just enlisted in
39 the U.S. Marines, is currently a pooler, with a ship-out date of
40 July 9th, 2018, right after his 18th birthday. I myself have been
41 on many PTA Executive Boards, including District Council, president
42 two years of the Mineola Special Education PTA, treasurer on the
43 same board, PTO president for Corpus Christi for four years, Parent
44 of the Year, Mayor's Trophy Award for Mineola Athletic Association,
45 as well as co-creator of a book about raising a child with Down
46 Syndrome.

47
48 On July 6th, we were expecting -- my husband was locked out of his
49 job at Waldner's, and we were expecting to receive his accrued and
50 unpaid time used. And we needed that money, since Waldner's cut
51 the guys even a day early, we lost another day's pay, with no
52 unemployment for at least two weeks. I had no way to put the food
53 on the table or pay the bills. When we only received a few hundred
54 dollars with no communication from the Waldner's as to when or if
55 we could expect that money, panic set in, as you can imagine. It
56 was also my U.S. Marine pooler's 17th birthday. I couldn't even

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1 buy him a cake. How nice was that? Not to mention, because my
2 husband lost his job, we are now leaving our home of 14 years,
3 since we can no longer afford to stay there. We are moving into a
4 smaller home that a friend of ours is graciously helping us with.

5
6 Legislator Stern's wife, Meredith, is the owner of Waldner's. I
7 called Legislator Stern's Office and was dismissed and hung up on.
8 I could not even state -- I wanted to leave a message and they
9 wouldn't even let me do that. They didn't give me an opportunity
10 to even speak. I did eventually call back and the answer was, "Not
11 my problem, not his problem, can't help you," click. I was not the
12 only one that called that day.

13
14 About an hour later, my husband, not me, received a phone call from
15 an Officer Perillo from the Second Precinct. My husband will
16 elaborate on that strange conversation. He was told they were
17 afraid of me, and that I was going to be arrested and charged with
18 harassment. I felt harassed and intimidated, and felt as though he
19 used his office to silence me and others who had been calling; that
20 if he threatened us with arrest, that we would not hold him
21 accountable for profiting from union busting. Neither do I
22 appreciate anyone's tax dollars being used to use a Police
23 Department for own personal gain.

24
25 Stern's staff says, "Well, it's not his company." Okay.

26
27 D. P. O. CALARCO:
28 Ms. Roach.

29
30 MS. ROACH:
31 So, Legislator Stern, you are going to have a mom with a spotless
32 record, a community volunteer and a --

33
34 D. P. O. CALARCO:
35 Ms. Roach, your time is up, if you could please wrap up.

36
37 MS. ROACH:
38 Sure. He says that he's not involved in the business, but in 2005,
39 he held a fundraiser there that my husband moved the furniture in
40 order to do. And a final note, my husband needs surgery on his
41 leg, but we cannot afford the stockings that he needs to put on his
42 legs before he can have the surgery. Thank you.

43
44 *(*Applause*)*

45
46 D. P. O. CALARCO:
47 Thank you, Ms. Roach. Our next speaker is Lee Snead, followed by
48 James Awgul.

49
50 MR. SNEAD:
51 Good morning, members of the Legislature. I'm appearing before you
52 on behalf of Pal-O-Mine Equestrian, Inc. They have an application
53 before you today under I.R. 1451 for inclusion into the
54 Agricultural District No. 3.

1 You've heard a lot of the arguments on this application before, and
2 I submitted to the Legislator -- to the Legislature about ten days
3 ago a memorandum refuting the issues that were raised by the
4 Village of Islandia. It's my belief that on the application as it
5 stands, Pal-O-Mine is worthy of inclusion. It will assist the
6 farming in this community, and that the worries of the Village of
7 Islandia can adequately be addressed under the existing provisions
8 of their zoning law, their building laws, and, if need be, by
9 referrals to the Agricultural District, should you bring it in.

10:52AM 10
11 I do, however, want to submit two small documents into the file
12 just for the record. One is the opinion of the Department of
13 Agriculture. And I'm going to read this short bit, because it's
14 only about two sentences.

15
16 "The addition of these two properties to the Agricultural District
17 is consistent with the intent of the AML to provide protection to
18 all parcels that are part of a farm operation. The production of
19 vegetables and their sale to the public, as well as the use of the
20 residences on the property to provide housing for farm employees,
21 are consistent with the definition of farm operation, as identified
22 in the AML 301-11." This was made -- this opinion was made based
23 on a field inspection by Mr. Somers of the Department of
24 Agriculture in 2016, and those same activities are going on today.

25
26 Lastly, the concern was raised that the residents adjoining the
27 property, adjoined on Dewey Street and in the area, might have
28 problems with our operations. Accordingly, Ms. Lisa Gatti went
29 around to the neighbors this past weekend to ask their opinions and
30 obtain support letters from them. I have support letters from six
31 of the residences in the neighboring area, a number of them from a
32 cul-de-sac across the street, one of them from Dewey Street proper,
33 and one of them from Old Nichols Road up the street. None of them
34 have a problem with what she's doing. They are happy with her
35 operation there. But that raises an interesting point, because in
36 that conversation with one of the residents on Dewey Street, it
37 turns out that all of the houses on Dewey Street have been
38 committed to be sold to a developer who wants to build a hotel, and
39 that those contracts are supposed to go to consummation in
40 September or October of this year.

41
42 So the concerns that have been raised with regard to whether people
43 on Dewey Street have a problem with our operation is really not an
44 issue at all, because after November they're not going to be there.
45 And the only people who will be residing on Dewey Street in the
46 future apparently will be people who are going to the casino to use
47 the casino's facilities and reside on Dewey Street when they come
48 back to have a nice night.

49
10:54AM 50 It's our suggestion that in light of the situation here, we are
51 doing what is authorized under the law. We have been doing what's
52 authorized under the law. We will continue to do matters lawfully
53 and in accordance with village zoning as necessary. We ask you to
54 bring this proper -- these two properties into the agriculture
55 district, as they will assist the ongoing operation at 829 Old
56 Nicolls Road.

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1 D. P. O. CALARCO:
2 Thank you, Mr. Snead.

3
4 MR. SNEAD:
5 I'll be here today in the event there are any questions in the
6 future, either now or when it's brought up before you for a vote.

7
8 D. P. O. CALARCO:
9 Okay. Thank you, Mr. Snead. Our next speaker is James Awgul,
10 followed by Anthony Greenman.

11
12 MR. AWGUL:
13 Hello. My name is James Awgul.

14
15 D. P. O. CALARCO:
16 Could you push the button on the mic. I think it -- the light
17 should be green.

18
19 MR. AWGUL:
20 It is. James Awgul. I've been a longtime --

21
22 D. P. O. CALARCO:
23 Just pull the mic up. It's all recorded, so I want to make sure
24 that you're on.

25
26 MR. AWGUL:
27 Okay. How's that? I've been a long time employee of Waldner's. I
28 started on September 24th, 1986, the day before my 18th birthday.
29 In July the following year, I became a Teamster of Local 814. My
30 family was in this company prior to that. The company always told
31 us we were family and that's the way we would be treated, and what
32 this company has done to us is wrong.

33
34 Yesterday I received my first unemployment check. I don't want to
35 be on unemployment, I want my job back. I want the opportunity to
36 do what I do. It was a simple job. I would like the opportunity
37 to get my job back. Thank you.

38
39 *(*Applause*)*

40
41 D. P. O. CALARCO:
42 Thank you, Mr. Awgul. Our next speaker is Anthony Greenman. And
43 before you start, Mr. Greenman, I have to ask that everybody else
44 stay behind the -- behind the bannister.

45
46 MR. GREENMAN:
47 Hi. My name is Anthony Greenman.

48
49 D. P. O. CALARCO:
50 And, please, if you could just -- I don't want to -- Counsel's
51 telling me we need you to sit --

52
53 MR. NOLAN:
54 You're obstructing.

55
56

1 D. P. O. CALARCO:
2 -- because you're obstructing the view.

3
4 LEG. D'AMARO:
5 Sit. He said sit. Sit. There you go, okay.

6
7 MR. GREENMAN:
8 Yes. My name is --

9
10:57AM 10 D. P. O. CALARCO:
11 Thank you. Go ahead, Mr. Greenman.

12
13 MR. GREENMAN:
14 Yes. I understand that some of you people had signed a letter that
15 we were hoping that we'd get more, and there's quite a few of you
16 sitting up there. I don't understand why many of you didn't sign
17 it.

18
19 LEG. CILMI:
10:57AM 20 Didn't know about it.

21
22 D. P. O. CALARCO:
23 There's no back and forth on this part.

24
25 MR. GREENMAN:
26 No, I know that. I'm just -- like the view, so that's all I got to
27 say. Thank you.

28
10:57AM 29 D. P. O. CALARCO:
30 Thank you, Mr. Greenman.

31
32 *(*Applause*)*

33
34 D. P. O. CALARCO:
35 Our next speaker is Kevin Roach, followed by Paul Pressman.

36
37 MR. ROACH:
38 Good morning, and thank you very much for allowing us the
39 opportunity to speak again, particularly Presiding Officer Gregory.
10:57AM 40 Again, it's good to see you, sir.

41
42 My name is Kevin Roach. Many of you know my story. I'm not here
43 to tell my story today. I'm here to support my brothers as they
44 tell theirs, many of whom, as you have heard, have even worked for
45 Waldner's longer than I have. They can tell their story more
46 eloquently than I. I'm here for your support.

47
48 I would just like to read two things today, I'd like to read two
49 quotes. First one, "Labor of human beings is not a commodity nor
10:58AM 50 an article of commerce and shall never be so considered or
51 construed." I'd like to read that again. "Labor of human beings
52 is not a commodity nor an article of commerce and shall never be so
53 considered or construed." That is something some of you should be
54 aware of, because it comes from the New York Bill of Rights,
55 Article I of the State Constitution. That is clearly not what is
56 happening here. We are being treated like the cheapest of

1 commodities and we've been thrown on the curb, and, quite frankly,
2 we're angry about it.

3
4 I would ask all of you, every one of you here, search your soul.
5 What would you do if you were in my shoes? What would you do if
6 you were in my brother's shoes? You'd fight.

7
8 I have one more quote I'd like to read, please. "Waldner's is a
9 profitable company with extensive taxpayer-funded contracts. It's
10 disgusting that they would lock out the very workers who have
11 loyally built up their company over decades, and it is troubling
12 that Steve Stern – who we've endorsed in the past – is reaping the
13 financial benefits." That quote comes from Bill Lipton, the State
14 Director of the Working Families Party.

15
16 Ladies and Gentlemen, thank you again very much for your time.

17
18 *(*Applause*)*

19
20 *(The following testimony was taken by Alison Mahoney &*
21 *Was transcribed by Kevin Gruebel - Court Stenographers)*

22
23 D. P. O. CALARCO:

24 Thank you, Mr. Roach. I'll make a motion to extend the Public
25 Portion. Seconded by Presiding Officer Gregory. All those in
26 favor? Opposed? Abstentions?

27
28 MS. ELLIS:

29 *Sixteen (Not Present: Legislators Trotta & Spencer).*

30
31 D. P. O. CALARCO:

32 Public Portion is extended. Mr. Pressman, you're up, followed by
33 Ray Fussichew *(sic)*.

34
35 MR. PRESSMAN:

36 Good morning, Legislators. You know what I'm coming to talk about.
37 I just want to let you know, do you realize that all the new buses
38 that have been rolled out by Suffolk County Transit are all non-ADA
39 compliant? I have filed a Federal lawsuit in Central Islip Court
40 which will be going in there when I leave here today. I have
41 spoken with the U.S. Department of Transportation and have the
42 complaint form right here for the U.S. Department of Transportation
43 against Suffolk County Transit.

44
45 Do you know that every sign in the bus that states "*ADA regulations*
46 *require that every bus driver announce every stop on every bus*" has
47 been taken out of the buses and the new buses that have been put
48 out on the street are not ADA compliant? The AVL system that is
49 supposed to announce bus stop signs and show them inside the bus
50 are not working. None of them are working 100%, not one of them.
51 I offer any Legislator to take a ride on any bus with me and I will
52 point out every single one. Three years ago I sent 25 different
53 sign locations that were wrong to DPW, not one of them has been
54 changed. I went to the Transportation meeting last week and asked
55 them to ask Mr. Darnell Tyson about it and he didn't have an answer
56 and nobody stood up to him and asked him for an actual answer.

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1
2 We were told July 1st of this year that there were new bus
3 schedules coming out to make -- to make provisions for all the
4 extra traffic and everything else. Now I'm being told maybe
5 October because they don't have the information from the AVL
6 system. How can they get information from an AVL system that
7 doesn't work?

8
9 You had a study done in 2008. You had a resolution signed by
10 Mr. Bellone in 2013 for extended bus service and everything else.
11 Why haven't we gotten it? We only got full SCAT service because
12 you got a Federal grant. Are you aware that there's a Federal
13 grant available right now? Is anybody doing anything about it?

14
15 Obviously, I'm making a problem for everybody because I got a phone
16 call from the head of the Planning Committee of the BRT yesterday.
17 He wants to know exactly what's going on with the buses. How come
18 none of the Legislators do? How come none of them is asking
19 Mr. Anderson to be here today? How come Mr. Anderson has not
20 answered my personal e-mail to him? I see Mr. Tyson at every
21 single meeting, I saw him yesterday, I will see him tomorrow at the
22 working group. He doesn't have any answers for me anymore, he's
23 tired of hearing about it. I need your help. I need somebody to
24 really look into this. It's all talk and no action. Thank you
25 very much.

26
27 *Applause*

28
29 D. P. O. CALARCO:
30 Thank you, Mr. Pressman.

31
32 Next speaker is Ray Fussichew (*sic*) followed by Mark Mui no.

33
34 MR. FUSSICHEN:
35 Hi. My name's Ray Fussichen, I'm here for the Teamsters. I'd like
36 to thank the Legislators who signed the letter Jason had. And I
37 think you don't understand a lot of things. We get a lot of bumps
38 and bruises, pulled muscles, aches and pains, all kinds of weather,
39 frozen weather, stuff you won't even walk on we've got to work on,
40 heat in the summer. We deserve benefits and pension plans. I
41 would like to be appreciated for that. Thanks a lot.

42
43 *Applause*

44
45 D. P. O. CALARCO:
46 Thank you. Our next speaker is Mark Mui no followed by Stephen
47 Ruth.

48
49 MR. MUINO:
50 I'll be brief. My name is Mark. I've worked for Waldner's for
51 quite some time. Directly to Mr. Stern, we're asking you to help
52 us broker a deal. We need our jobs back. We worked very hard to
53 make your wife's company successful.

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1 D. P. O. CALARCO:

2 I have to ask that we stop with the personal attacks to Legislator
3 Stern. I've let it go a little bit farther than I should have at
4 this point. Keep it to the issue at hand, please

5
6 MR. MUJINO:

7 Well, like I said, we apologize. We don't mean to take it out on
8 you, Mr. Stern, but we feel that we need help in brokering a deal.
9 We need our jobs back. We all have children, we have families,
10 mortgages, and it's getting tough. They just locked us out. I
11 don't think that's a right way to treat people. Mr. Stern, help us
12 broker a deal, please. Thank you.

13
14 *Applause*

15
16 D. P. O. CALARCO:

17 Thank you. Our next speaker is Stephen Ruth followed by Charles
18 Mallory.

19
20 MR. RUTH:

21 Good morning, Ladies and Gentlemen. With the information brought
22 forth by the public as well as Mr. Nolan, your attorney, you have
23 been directed as to the fact that none of the red light camera
24 installation plans have the signatures of licensed engineers on
25 them and to not act is a dereliction of your duty. As public
26 servants, you have to suspend the Red Light Camera Program.

27
28 Gilbert Anderson, professional engineer for the Department of
29 Public Works, accepted drawings rather than licensed certified
30 engineering plans for the installation of the red light cameras.
31 That's done on the cheap. There is no responsible charge for
32 engineers responsible for the engineering behind the red light
33 camera system in every one of our intersections. The stamp and
34 seal of a licensed engineer is to protect the health, the health
35 safety and welfare of the general public. By not acting, giving
36 this information, it is a dereliction of your duty as public
37 servants. You have to protect the citizens of Suffolk County and
38 not let this lack of responsibility take place any longer. It's
39 not fair. It's not right, and it's driven by money.

40
41 I know some of you had expressed an interest in suspending the Red
42 Light Camera Program; however, many others have not. Most of the
43 others who have not are also the same Legislators that don't have
44 red light cameras in their districts. This is a disgrace.
45 Legislators without red light cameras in their district should not
46 be able to vote on whether or not Red Light Camera Programs are
47 suspended. Also, the lack of accident data brought forth to the
48 public is also very questionable. If you're not reporting accident
49 data associated with the program, how are we supposed to govern
50 whether or not the program is making things safer or more
51 dangerous?

52
53 Children have been killed in Miller Place. Veterans have been
54 killed in Commack. People have been killed all throughout Long
55 Island in front of these red light cameras. Nobody has yet to see
56 a video of the accidents. We know that the cameras are always

1 recording. We also know that the County was just fined \$10.8
2 million to suspend or to terminate a contract with a solar company
3 in Ronkonkoma and not allow them to put solar panels by the train
4 station. So, the County was fined \$10.8 million for incorrectly
5 terminating the contract. If you need help terminating the red
6 light camera contract, we have already proven that all you have to
7 do is provide Xerox/Conduent a 30-day written notice that you want
8 to terminate their contract, and there will be no ramifications to
9 that termination; however, we know the ramifications to not meeting
10 the red light camera quotas per camera are \$2,136 monthly that has
11 to get paid to Xerox by the County.

11:07AM

12
13 This is not about safety. It is only about money, and the people
14 have to step up and do their jobs. It is the dereliction of office
15 and duty not to do it. Please, remember your constituents and the
16 safety and the well-being of your residents.

17
18 *(Timer Sounded)*

19
20 D. P. O. CALARCO:

21 Thank you, Mr. Ruth. Next speaker is Charles Mallory followed by
22 Pam Farino.

11:08AM

23
24 MR. MALLORY:

25 Hello. Good morning. Short and sweet. You know, a lot of us work
26 for Waldner's many-a-years, 25 years, 30 years, 40 years. We built
27 the company up like everybody else in the company did, and we just
28 got let go for, like, no reason at all, you know, and it's not
29 right. Now I gotta go back to other companies in the union, trying
30 to get a day here, a day there. I'm 60 years old. I was looking
31 to retire in a couple of years, and we need your help. That's it,
32 Mr. Stern. Thank you.

11:08AM

33
34 *Applause*

35
36 D. P. O. CALARCO:

37 Thank you, Mr. Mallory. Our next speaker is Pam Farino followed by
38 Curtis Highsmith.

39
40 MS. FARINO:

41 Good almost afternoon. I had spoken last week to some of the
42 Legislators at the Public Safety meeting as well as the Health
43 Committee meeting. So, I just kind of wanted to follow up so that
44 we're all being kept abreast of the situation together.

45
46 So, basically I had spoken about all the opioid overdoses and my
47 FOIL request to the Department of Health and how the numbers appear
48 to be a little bit higher than what we've been reporting. One of
49 the important things that was also discussed was that in 2010 was
50 when we actually had our last Suffolk County Heroin Opioid/Opiate
51 Advisory Panel, and that was released in December of 2010. Since
52 New York -- since Suffolk County is No. 1 out of all 64 counties in
53 New York State, I do think it's high time that we actually
54 reopen/dust off that 2010 report, maybe see what we've accomplished
55 'cause there was dozens and dozens and dozens of recommendations of
56 which we actually did accomplish some of them.

11:09AM

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1 I think, No. 2, when you discuss the -- encourage and provide the
2 support necessary to schools to adopt evidence-based
3 substance-abuse-prevention services for all K-12 students, that is
4 huge. We need to do this. We've got Kym Laube of HUGS, we've got
5 LICADD, we've got Steve Chassman, we've got a lot of -- a lot of
6 smart people that are fighting this opioid epidemic through
7 prevention nationwide, and they're here, they're in our own
8 backyard. And we need to start really, really, really encouraging
9 those school districts to get on board. We have 124 school
10 districts on Long Island; we need them to get involved, we need
11 them to get on board. It's not about teaching kids about the
12 actual substances in kindergarten, first grade, second grade. It's
13 about coping skills, anxiety. Legislator Spencer and I spoke about
14 that. I think he's got a great app that I hope that we'll be
15 promoting. So, I just really wanted to really push that issue with
16 you folks, and I hope that's something you all feel is worthy to
17 start again.

18
19 The second thing that I also noticed was that in looking at all of
20 this, I also started looking into the Sheriff Addiction Treatment
21 Program, and what I've been unable to find is any metadata, any
22 reports to the Legislature, anything, anything showing, No. 1, why
23 we need this program; although, I know we do. I mean, I just would
24 like to see the data supporting why we've spent all of this money
25 through the Suffolk Sheriff's Department on the program; how are we
26 picking those inmates; how are we picking that inmate population;
27 how much of our inmate population has a substance abuse or alcohol
28 abuse problem. These are all things that I think we should be --
29 well, definitely have the public to know because I'll be FOILING
30 it. But No. 2, I think before we even entered into this there
31 should have been a report. So, I do hope someone will get me that
32 report because that should be available to the public.

33
34 The last thing that I want to touch upon - I'm going to just go a
35 couple of seconds over - is I did a few -- a little bit of light
36 reading this weekend. One was the National Drug Threat Assessment
37 Summary that the DEA puts out. It was last put out in November of
38 2016.

39
40 *(Timer sounded)*

41
42 It is now unclassified. I urge all of you to read it. It is very,
43 very eye opening, especially since Legislator Spencer did ask why I
44 think Suffolk County has a bigger problem than Nassau. I think
45 there's some very eye-opening things in that.

46
47 The second report I ask you to read is the MACPAC report, chapter
48 two, Medicaid and the Opioid Epidemic. That was just the report
49 that went to Congress in June of 2017. I urge all of you to also
50 read that. Again, very, very enlightening as to Medicaid and the
51 opioid crisis that we're fighting. So, thank you, all, and I do
52 hope someone will get back to me on the Sheriff report.

53
54 *Applause*

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1 D. P. O. CALARCO:

2 Thank you, Ms. Farino. Our next speaker is Curtis Highsmith
3 followed by John Willis.

4
5 MR. HIGHSMITH:

6 Good afternoon, distinguished board of the Legislative body. My
7 name is Curtis Highsmith. I'm the Executive Director of the Town
8 of Southampton Housing Authority, and I'm here this afternoon to
9 speak on and support of the resolution up for consideration, 1564
10 and 1565, which authorizes funding for purchase of two parcels in
11 the Town of Southampton. This is 100% affordable housing.

12
13 It's funny, I'll tell you a quick story. When I first took over at
14 the Housing Authority approximately five years ago, I was asked *Why*
15 *are you taking a position for affordable housing development in*
16 *Southampton? It seems like an oxymoron.* Up till now, it has been
17 because as of now there has been zero affordable housing units
18 rental ever built or ever developed within the Town of Southampton.
19 This would represent historically the very first opportunity for
20 Southampton town.

21
22 I want to first -- secondly, give my appreciation on behalf of the
23 Southampton Housing Authority and its Commissioners, to Legislator
24 Fleming for her advocacy and for her assistance and for her
25 leadership and helping the Housing Authority, not only with Sandy
26 Hollow as her -- as she was a Councilwoman for the Town of
27 Southampton, but also for her advocacy for the Housing Authority as
28 a whole. And I do appreciate you, and my board appreciates you,
29 and we look forward to seeing how far you rise in your ascension to
30 Legislative -- in whatever your future beholds.

31
32 LEG. FLEMING:

33 Let's pass this resolution first.

34
35 (*Laughter*)
36

37 MR. HIGHSMITH:

38 But more importantly, it is very important that we acknowledge the
39 immediate need for workforce and affordable housing on the East
40 End. The fact that 66 units represents the very first is unique in
41 itself. Most people in other hamlets and other locations would say
42 that that's a very minimum, but it has to start somewhere. We need
43 to put a face on it and actually put brick and mortar to something
44 that has never been able to take flight in some time now.

45
46 The two units, which is Sandy Hollow and Speonk, they are both east
47 of the canal of Southampton as well as west of the canal of
48 Southampton. So, basically, literally book-ending both locations
49 and providing the necessary needs, and we look forward and we are
50 -- our development team is here for any questions that you may
51 have, Georgica Green. If you have any further questions about what
52 we need to do and what other additional information you need or
53 require, we ask that you please reach out to us, and we look
54 forward to continually working with the County in the future for
55 additional units in the near future. Be well and thank you so
56 much.

Applause

1
2
3 D. P. O. CALARCO:

4 Thank you. Our next speaker is John Willis followed by Francis
5 Perillo.

6
7 MR. WILLIS:

8 Good morning. I'd like to thank everybody for signing on to the
9 letter to lend their support, and I would ask that if anybody
10 hasn't, after you've listened to us today, that you would
11 reconsider and please sign on and help us to get our jobs back.

12
13 Just a little bit of the struggles that we go through on a daily
14 basis is, you know, just working hard, delivering furniture, just
15 trying to help Waldner's succeed. We've been considered part of
16 the family there at Waldner's for -- myself, I've been there for
17 33 years. I raised my entire family there. I have two kids, one
18 going into his second year of college. My youngest son is going to
19 be a senior in high school, he's aspiring to go to college. At
20 this point now, losing my employment, I don't know how I'm going to
21 be able to put him through college. So, I would just ask that we
22 could ask for more of you to lend support and help us get to a
23 resolution with this so that we can all get our jobs back.
24 Thank you for your time.

25
26 *Applause*

27
28 D. P. O. CALARCO:

29 Thank you, Mr. Willis. Francis Perillo is the next speaker.

30
31 MR. PERILLO:

32 Good morning. Is Mr. Gregory available? Can he be present while
33 I'm speaking?

34
35 D. P. O. CALARCO:

36 He had to step out of the room. It's your time to talk, please.

37
38 MR. PERILLO:

39 Can I wait?

40
41 D. P. O. CALARCO:

42 No. You're my last card. It's your turn to speak, please.

43
44 MR. PERILLO:

45 I'm here to address the Heartland Project, and I'm sure you're all
46 aware that Islip has basically passed it through and forced it down
47 our throats. I actually had to work two doubles to be here today
48 to speak to you. So, as a lifelong resident of Islip, we're being
49 forced -- it's being forced down our throats, this project, 9,000
50 units. Where are 9,000 jobs coming from that are going to support
51 this unit?

52
53 Now, I come with problems, but I also come with solutions. These
54 are going to be good union jobs, temporary jobs to build it, but
55 then what happens after? The school district which is under attack
56 by gangs, which we all know, MS-13, we have no control of that

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1 right now, okay. I can go on and on with the congestion and the
2 problems, but the solution I have, I'm aware that everyone here
3 wants the New York Islanders back on Long Island. Why don't we
4 build a destination? Islip doesn't care what we think. Let's
5 bring money to Suffolk County. How many years have we all driven
6 to Manhattan, driven to Nassau Coliseum to see a show? Okay,
7 that's No. 1.

8
9 No. 2, how about -- we all know casinos are coming. They're here.
10 Instead of building these little parlors that are seedy, let's
11 build a convention hall, a destination for Connecticut to come
12 here, for New Jersey to come here and take advantage of the
13 beaches, Tanger Outlet. You can -- we have a railroad spur that
14 drives right -- that goes right to Edgewood, and that would --
15 traffic would be at a minimum compared to what it is now.

16
17 I'm just speculating, but I really think we need to consider this.
18 A nice hotel where we can have weddings, a water park, a golf
19 course. These are things that bring jobs, permanent jobs from
20 housekeepers to management to chefs and everything else. I mean,
21 what more can we add, union jobs. We don't have the jobs. What is
22 [the] unemployment rate here? And, you know, I can go on and on,
23 and I'm glad I had the podium. I'm a little tired, but I hope you
24 guys do something about it because Islip doesn't care, they don't,
25 and it's going to affect everyone, everyone in this room for --
26 what we do now will affect everyone in this room for the rest of
27 our lives. We'll have to look at it and live with it. Thank you.
28 I appreciate it.

29
30 D. P. O. CALARCO:

31 Thank you for coming and speaking this morning.

32
33 Okay, I have no other cards at this time. Is there anybody else in
34 the audience who would like to address the Legislature? Anybody
35 else? Okay, seeing none, I make a motion to close the Public
36 Portion.

37
38 LEG. BARRAGA:

39 Second.

40
41 D. P. O. CALARCO:

42 Second by Legislator Barraga. All those in favor? Opposed?
43 Abstentions?

44
45 MS. ELLIS:

46 Fifteen. *Sixteen (Not Present: Legislators Muratore & Spencer).*

47
48 D. P. O. CALARCO:

49 Can I have all the Legislators back to the horseshoe, please?

50
51 P. O. GREGORY:

52 Okay, I make a motion to approve the Consent Calendar. Second by
53 Legislator Cilmi. All in favor? Opposed? Abstentions?

54
55 MS. ELLIS:

56 *Sixteen. (Not Present: Legislators Muratore & Spencer)*

Tabled Resolutions

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11:20AM

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11:21AM

11:21AM

P. O. GREGORY:
[1368-17] - Establishing a salary savings program for exempt employees (Bargaining Unit 21) (County Exec). Motion to table.
Do we have a second?

LEG. D' AMARO:
Second.

P. O. GREGORY:
Second by Legislator D' Amaro. All in favor? Opposed?
Abstentions?

LEG. LINDSAY:
Opposed.

MS. ELLIS:
Seventeen (Opposed: Legislator Lindsay).

P. O. GREGORY:
IR 1459 - Appropriating funds in connection with Building Extension for Property Bureau (CP 3514) (County Executive). Do we have a motion?

D. P. O. CALARCO:
Motion.

P. O. GREGORY:
Motion by Legislator Calarco.

LEG. CILMI:
I'll second.

P. O. GREGORY:
Second by Legislator Cilmi. On the motion, Legislator Krupski.

LEG. KRUPSKI:
Is there anyone here from the Administration who can answer a question on that proposal? Good morning. Thank you.

So, there was a lot of concern about the need to keep all these items and artifacts for so many years, you know, the legal aid and whatnot, but I know there was a lot of discussion at the Committee level on that, but some of the questions was on the building itself. This is essentially dry storage for items that have to be kept, we're told, forever, which seems like a long time to keep items, but why would you need so much money for planning for a building that is basically dry storage? Wouldn't this be more of a straightforward standard building? People aren't living in it, people aren't working in it. Why is it such an expensive project, basically?

COMMISSIONER ANDERSON:
Actually, given current prices we've received, we based it on \$300 a square foot, and then basing it on a ten percent design and

1 construction fee, that's where we came up with the number.

2
3 To your question, it is a building that is used. There are people,
4 I believe, actively working in there, but they go in there on a
5 regular basis. There are things that are stored in there such as
6 marijuana, Fentanyl that you don't want in an environment where you
7 have people going in and out. And so, there is a certain amount of
8 environmental control that has to be developed and -- as well as
9 there's a -- there's a safe that's going to be constructed that
10 will house a lot of, you know, the different elements that I just
11 mentioned as well as some firearms and -- I'm sure the Captain can
12 speak to that.

13
14 LEG. KRUPSKI:

15 We're not the only -- I guess the concern is we're not the only
16 County in the world that has to store all these items, whether it's
17 drugs or any kind of other tangible items. Does everyone have to
18 -- are there, like, Federal standards that we have to comply with?
19 Are there State standards that we have to comply with for storage,
20 or is this -- is Suffolk County going to have this state-of-the-art
21 building that no one else had to build?

22
23 CAPTAIN BERGOLD:

24 Sir, my name is Chris Bergold. I'm the Commanding Officer of the
25 Property Bureau, which includes the Property Section which the
26 building will be built for. The building won't be state-of-the-art
27 in that it will be, you know, the premier property facility and
28 that it will have things that we don't need. At present, we do
29 have a warehouse that was constructed some 30 years ago. At the
30 time it was built, it was touted as being state-of-the-art, top
31 security, it provided for all the needs of the County in terms of
32 storing. Security over the last three decades, crime-fighting
33 techniques, forensics and all that has changed dramatically, and
34 the Property Section storage facility needs to change with that.

35
36 The way property is stored and maintained and the forensic
37 capabilities that we now have in the crime lab and in government is
38 quite different now. We need to retain property in a
39 climate-controlled environment such that we can go back ten, 20
40 years later and recover DNA off it and not have the property
41 damaged or moldy. We do a lot of cold case work now. Back when we
42 took evidence in, we never foresaw that we would be able to do
43 that, that we could go back and look at DNA.

44
45 And we now see with drugs and controlled substances, particularly
46 heroin, they're not grown and made like they used to be, so to
47 speak. There's a lot of dangerous chemicals that are used with
48 them. We used to just bring the drugs in. We'd have -- we have
49 about 57,000 invoices of narcotics and controlled substances that
50 we store. We destroy them on a continual basis. The process is
51 promulgated by statute, as you alluded to, as is much of what we
52 destroy. There are retention guidelines that we comply with.

53
54 In terms of narcotics, we don't have a separate storage area that
55 protects -- that provides for proper ventilation for the chemicals
56 and other things that are now laced in with the drugs. So, we need

1 a secure storage area to secure all these narcotics that we'll vent
2 to the outside, that won't expose the staff and other workers to
3 it, recognizing the fact that a simple brush or breathing in
4 Fentanyl will kill a worker who is exposed to it. So we really
5 need to construct a facility that deals with the trends not only in
6 forensics and in crime fighting, but also the trends in, you know,
7 the preparation of drugs as we see. We recently saw just with the
8 one seizure we did of -- with the Fentanyl pill-making factory.
9 When we arrived, the -- you know, the people who were making the
10 drugs were wearing HAZMAT suits themselves just because that's how
11 dangerous it is.

11:26AM

12
13 So, it's not -- yes, we need more space where the building is
14 filled far beyond capacity, and we absolutely need space, but we
15 need the proper kind of space and the proper facilities to house
16 things.

17
18 LEG. KRUPSKI:

19 And I appreciate your caution and your due diligence, really, and
20 your professionalism, but the question is more to the Commissioner.
21 Isn't there -- is this like -- is there a standard that you would
22 build these buildings to, or was it -- this is going to be a one of
23 a kind? I mean, every law enforcement agency across the country
24 and the world must have this same issue of storing, you know,
25 dangerous chemicals and storing other items forever. Is there a
26 standard that you use, or was this like --

11:26AM

27
28 COMMISSIONER ANDERSON:

29 Well, I mean --

30
31 LEG KRUPSKI:

32 -- only going to be Suffolk County's?

33
34 COMMISSIONER ANDERSON:

35 I mean, obviously we build to the New York State Building Code and
36 -- which follows the International Building Code. To this
37 particular need, there are specific needs. This is not a general
38 warehouse. This is not a general office that would be developed
39 here. So, there is a certain amount of detail and specificity to
40 this particular case. We need to provide the police what they're
41 looking for both in protection and storage, long-term and
42 short-term. So, this isn't your basic office building or even
43 office or warehouse, so.

11:27AM

44
45 LEG. KRUPSKI:

46 How do you know what standard to build it to? That's what I'm
47 asking. I mean, is it a standard standard?

48
49 COMMISSIONER ANDERSON:

50 It's -- there are -- again, I would go back to the building code
51 which defines certain levels of design that have to be met. In
52 this particular case, we act as the design consultant for the
53 police who have their needs; they explain their needs to us and
54 then we develop the plans. You know, are all police agencies
55 throughout the United States living to a certain -- or requiring
56 the same type of storage to a certain level? I would assume so,

11:27AM

1 but again, I would defer to the police on that and what they need.

2
3 CAPTAIN BERGOLD:

4 So, we know in terms of storage and how we need to store things.
5 What we need, there are standards, the International Association of
6 Property and Evidence, for example, has standards that they -- that
7 they offer for, you know, storage facilities, security and climate
8 and things like that that we will be referring to.

9
11:28AM

10 But in terms of the construction and our needs, basically, you
11 know, the design and the specific design that we need is based on
12 -- you know, we really base it on what we have now and what we're
13 lacking and what we can foresee going forward, and that's -- you
14 know, we work very closely with the Crime Lab on a daily basis in
15 terms of testing and dealing with things, and, you know, that's
16 really how we decipher it but also from the, you know, the industry
17 standard, so to speak. We do look at that, and as we -- as was
18 discussed at the tour, we'll also be reaching out to other Police
19 Departments across the country who recently constructed Property
20 Section facilities or additions to their facility to learn what
21 they did right, learn what they did wrong, garner their suggestions
22 and move forward with them.

11:29AM

23
24 LEG. KRUPSKI:

25 I appreciate that. So, is this building going to be available only
26 to the Suffolk County Police District, or is this going to be in
27 department, or is this building going to be available to all the
28 towns and villages who have their own Police Departments for
29 storage?

11:29AM

30
31 CAPTAIN BERGOLD:

32 So, we serve the five western towns, of course, the Police District
33 in terms of storing all evidence of crimes, abandoned property,
34 found property. We also store evidence for the County attorney's
35 Office related to civil litigation involving the Police Department.
36 And we also, for cases throughout all of Suffolk County, that the
37 Suffolk County Police Department's involved, so major crimes,
38 homicides, narcotic investigations, asset-forfeiture endeavors;
39 We store material for them.

11:29AM

40
41 So, the short answer to your question is yes, we serve the entire
42 County in that regard. And also, when we do joint investigations
43 with Federal agencies and State agencies, we also oftentimes store
44 the property related to them if we're the lead agency in that
45 investigation.

46
47 LEG. KRUPSKI:

48 So, even if you're not, is this storage space -- has it
49 historically been available to the towns and villages who have
50 their own departments in Suffolk County?

11:30AM

51
52 CAPTAIN BERGOLD:

53 So, the other towns and -- the towns and villages have their own
54 Property Section for their own property storage. Southampton Town,
55 for example, has a property section, Riverhead has a property
56 section. Primarily, when we're involved in the case or if the

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1 Police Department's conducting the investigation, that's when we
2 receive the evidence from them.

3
4 LEG. KRUPSKI:

5 So, I have a question for Dr. Lipp. How is this going to be paid
6 for? Is it going to be charged to the whole County or only to the
7 Police District?

8
9 MR. LIPP:

11:30AM 10 I have to check to make sure, but I believe it's -- I'm not sure
11 exactly. I have to check. I'll get right back.

12
13 LEG. KRUPSKI:

14 Thank you.

15
16 CAPTAIN BERGOLD:

17 Just regarding that question, we also assist any Police Department
18 with -- if they're perhaps destroying firearms. Often it's
19 unwieldy for a smaller Police Department in Suffolk County to do
11:31AM 20 that, a village or perhaps a town Police Department, they often
21 bring us their firearms to do that. Operation Medicine Cabinet
22 we've often received from them to destroy, so. And that's all
23 stored at the Police Property Section and processed through the
24 Property Section.

25
26 LEG. KRUPSKI:

27 So, there's a -- like you said, Operation Medicine Cabinet is in
28 every, you know, precinct, every small village and town. That's
29 where that -- when they take that -- those pharmaceuticals in,
11:31AM 30 that's where it goes, to you?

31
32 CAPTAIN BERGOLD:

33 Some Police Departments do. All of them come to us in the Police
34 District. Other Police Departments, some bring them to us; others
35 destroy them themselves.

36
37 LEG. KRUPSKI:

38 Do you charge back for any of that?

39
11:31AM 40 CAPTAIN BERGOLD:

41 No.

42
43 P. O. GREGORY:

44 Are you done, Al? Al, you done?

45
46 LEG. KRUPSKI:

47 I'm waiting for Dr. Lipp. I don't know if it's timely or not.

48
49 MR. LIPP:

11:32AM 50 I'm still looking.

51
52 P. O. GREGORY:

53 All right. So, we'll get back to you when you have the -- just let
54 me know when you have the information, because I do have a little
55 list.

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1 LEG. KRUPSKI:

2 Oh, if you have a list, yeah, move on with the list. Thank you.

3
4 P. O. GREGORY:

5 Legislator Lindsay.

6
7 LEG. LINDSAY:

8 Good morning, Captain Bergold. Thank you for spending so much time
9 with us, giving us a tour of the facility. It was very impressive
10 and at the same time very concerning, the conditions that you're
11 currently working under due to the age of the facility, and I was
12 extremely impressed with the uniqueness of the building. I will
13 admit, at first I had some concerns over the cost of the design,
14 but in essence this building or new construction that you're
15 looking to construct is a bank vault, it's a record-storage room,
16 it's a humidor, it's an office facility all wrapped up into one,
17 and the security level that needs to be there is extremely high.
18 So, you know, the concept that you could just go in and buy
19 somebody else's plans and build the same building that some other
20 municipality has built I don't think is realistic. My question to
21 you is: Given -- what's the timeline that we're looking to follow
22 here? And to me, this is -- isn't something that you want to do;
23 this is something that the County needs to do, that we have a
24 fiduciary responsibility to make happen as quickly as possible.
25 So, what's the proposed timeline? This might be better answered by
26 Commissioner Anderson.

27
28 COMMISSIONER ANDERSON:

29 Hi, good morning. The current Capital Program shows construction
30 funds available in 2019. So, that's when we would develop the
31 plans for it to be able to bid it out starting in 2019.
32 Construction, you know, 12 months, 18 months.

33
34 LEG. LINDSAY:

35 And the only thing that wasn't clear during the tour is where would
36 this new building be constructed. Is it going to be adjacent to
37 the existing location?

38
39 CAPTAIN BERGOLD:

40 So, presently, it's planned to be constructed a hundred feet from
41 the west -- on the west side of the building. So, if you're
42 looking at that building that would be to the left.

43
44 LEG. LINDSAY:

45 Okay. So, it wouldn't cause any disruption to your services during
46 construction and what you guys do on a day-to-day basis?

47
48 CAPTAIN BERGOLD:

49 No, it shouldn't.

50
51 LEG. LINDSAY:

52 All right, thank you.

53
54 P. O. GREGORY:

55 Legislator Hahn.

1 LEG. HAHN:

2 Thank you. And I too took the tour and am very supportive of --
3 and understand completely the need for a new building for all the
4 reasons outlined. I do have, however, believe that we have time to
5 make sure that we do this right. If you recall, you know, we
6 tabled this at the last meeting because I asked the questions, you
7 know, basically that AI was just asking and saying that, you know,
8 it's almost like a light went on during that meeting. You know,
9 I've been hearing it for years, ten-percent planning, it's
10 automatic, it's -- you know, it always costs us this. And, you
11 know, it may be naive, it may be, you know, not a full
12 understanding of exactly how things are done, but I know that in
13 the home-building business there are templates that are used. And,
14 yes, depending on where you put it, if you put it on a hillside the
15 site plan is going to be a little different, but basically you're
16 using the same structural plans. The building itself is mostly the
17 same, you know, with all the bedroom layouts, all the electrical
18 layout, all the plumbing layout. Everything can be replicated.
19 You can add extensions on to it. You can remove bedrooms. You can
20 -- but basically you save a lot of money 'cause you use -- you
21 start from a place of a template.

22
23 Now, granted, this may not be the building to do that on. I fully
24 understand that. This is a complex building, but we're not the
25 only County building it. You're going to have -- there are
26 Counties that are the size of ours. You can copy FBI buildings or
27 who knows, some other agency-type building that has to store the
28 same thing. This is going to be very expensive, and it might need
29 to be custom in the end, but I think we can spend another month or
30 two just seeing if there's any way to save some money in the
31 planning process that's going to wind up being 500,000, a million
32 dollars of planning. If we can save \$300,000 because we started
33 from a template that's used somewhere else and customized it for
34 our own and customized it for our site plan, I think that there's a
35 -- and I'm sorry. I will let you answer 'cause I know I'm sure
36 you're going to jump in with all your expertise that I clearly do
37 not have, but I think that because this one is so expensive that
38 it's all the more reason for us to kind of just say, you know, what
39 if, you know, what if there's out there. There's other things
40 coming up on the agenda too.

41
42 Salt barn storage. I mean, how many of those around the State are
43 there built, and why do we have to spend ten percent of the cost to
44 build the same exact building that's been built elsewhere? So, you
45 know, all this talk of consolidating services, all this talk, you
46 know, from the State. I've reached out to the State on this. I
47 really think municipalities need to come together and share these
48 kinds of things, and if we pay a little bit extra when they get --
49 you know, when a consultant, planning and design consultant or
50 engineer, draws up the plans, that we own it and can share it, you
51 know, we do that moving forward, but I think that there clearly
52 could be significant cost savings here if there's even a shred of
53 possibility of doing what I've suggested, and obviously we should
54 maintain engineers on our own staff that could customize and
55 specialize in the site-planning aspects, you know, what leveling
56 will need to happen to make the building possible wherever it's

1 going to be built.

2

3 But, you know, I just -- and you mentioned that you're going to
4 reach out to other departments, and I appreciate that, and I just
5 hope that we have a little time, you know, maybe the rest of the
6 summer to do that and think about it because it is such an
7 expensive complex building and, you know, I hope you give it, this
8 thought of mine, real serious consideration, and I hope we, you
9 know, all can talk about just what the possibility could be if --
11:39AM 10 you know, if every Fire Department shared a basic plan, if every --
11 you know, you know, municipalities could save a lot of money. They
12 don't -- you know, some might have to look -- you can make it look
13 a little different, you can tweak it here and there. I know it can
14 be done. When we get -- when you get a drawing, the original first
15 draft and think it's tweaked, you know. This wall moves, that wall
16 moves and, you know, I mean. So, I think that if you -- again, I
17 know you're going to go on with your expertise, and I hope there
18 could be some savings that could happen from just thinking about
19 this.

11:39AM

20

21 COMMISSIONER ANDERSON:

22 While I understand where you're coming from, even in a
23 cookie-cutter building, if you went to buy a home, there is
24 engineering involved. Obviously in extending it you have to look
25 at geo-technical concerns of your site, how it's laid out. In this
26 particular case, you're trying to expand -- extend the building,
27 not necessarily build a building on its own. You have to create
28 the environmental facilities connecting into the existing unless
29 you're going to, you know, have separate HVAC for it, the electric
11:40AM 30 has to come in.

11:40AM

31

32 So, it's not -- the simpler part of any design is the layout, when
33 we've actually met with PD and we started to lay out what it is
34 exactly they're looking for. Any cost savings that you would get
35 by -- and again, this is my opinion, by going to another community
36 and getting their plans would be minimal only in that -- I mean,
37 what we would probably get is maybe some ideas of what they're
38 doing differently than maybe we want to do, but at the end of the
39 day we're looking for storage space, we're looking for

11:41AM

40

41 environmental space, you know, we're looking for, you know, for
42 specificity that we need folks who are -- who develop this type of
43 work to come in. You know, we'll hire a local design team, but
44 they'll bring in the experts just like we did on the jail. We had
45 to bring in, you know, jail experts for lack of a better term, you
46 know, security guys that knew how to develop plans for these type
47 of facilities. So, I would assume that's what we would do here.

47

48 LEG. HAHN:

49 And I understand all that, and that's why I prefaced it with this
11:41AM 50 may not be the best example where we can save the most money. I
51 just think it's certainly having a clearinghouse of our most basic
52 buildings, again, the salt shed barn thing that I think's coming up
53 later, you know, that are really good examples of where we might
54 not have to pay ten percent for planning. I mean, there may be --
55 and again, I did mention site planning, whole 'nother ball game.

56

1 COMMISSIONER ANDERSON:

2 Yep.

3

4 LEG. HAHN:

5 Obviously every site is different. Every site's going to have its
6 own unique qualities, soil type, yada, yada, yada, distance
7 setbacks, whatever, but -- so, and maybe that's where we
8 specialize, and our in-house engineering team should be experts in
9 being able to do that piece of it. I think that the Public Works
11:42AM 10 Chair, myself and others who are interested in this should meet
11 with you about, you know, we have had discussions about how do we
12 -- you know, what is the right balance between our in-house
13 engineers, our -- you know, what we send out for consulting, where
14 do we spend that money, you know. Maybe we need to have
15 discussions about where the expertise should be, how can we, you
16 know, best save money moving forward, because we do have to build
17 these things, renovate these things, redesign, replace, whatever,
18 and an awful lot of money is spent on planning, and municipalities
19 across the State, across the country have this -- very similar
11:43AM 20 needs. Obviously their locale, their site plans will all be
21 different but have very similar needs for buildings, and there must
22 be some kind of way to take advantage of that, and I think it's
23 something we should think through going forward.

24

25 P. O. GREGORY:

26 Okay, Legislator Barraga.

27

28 LEG. BARRAGA:

29 I certainly can understand the discussion with reference to the
11:43AM 30 planning portion in terms of a half-a-million dollars, but let me
31 go back to try to define the need. Have you had instances - maybe
32 you're currently involved in some of them right now - where
33 evidence stored at this current facility -- because the facility is
34 archaic, the evidence deteriorates - whether it be clothing or
35 metals or drugs - so that when a prosecutors goes in and a trial
36 jury is going to take place the evidence is not what it should be,
37 there are problems with it?

38

39 CAPTAIN BERGOLD:

11:44AM 40 So, the evidence does deteriorate over time. You know, some of the
41 evidence absolutely deteriorates over time. Basically, you know,
42 with changes in forensics and testing and, you know, what the crime
43 labs are capable of; for example, we're looking at some very old
44 homicides that we had discussed. You know, once the evidence is,
45 you know, is there it gets mildewy, it gets moldy, it gets damaged,
46 it breaks down documents. You know, they're subject to extreme
47 temperature.

48

49 LEG. BARRAGA:

11:45AM 50 Have prosecutors in the District Attorney's office come to you in
51 certain instances and saying, *Look, you know, what happened here,*
52 *this evidence isn't what we think it should be because of*
53 *deterioration?*

54

55

56

1 CAPTAIN BERGOLD:

2 Well, just if I could just finish up that one point. When we're
3 sending this stuff out off, we may not -- we don't know what we're
4 losing because the property has deteriorated. You know, we're
5 sending stuff out, you know, 25 years later, 30 years later for
6 horrific crimes, you know, quite frankly that we're sending to labs
7 out of state, other Police Departments, the Federal government's
8 assisting us. And when we send it to them, you know, yes, agencies
9 will say *This is not suitable for testing.*

11:45AM 10

11 In terms of prosecuting, you know, prosecutions, you know, I don't
12 know of any specific instances. I wouldn't necessarily be privy,
13 you know, privy to the individual cases, whether that's occurred,
14 but, you know, the stuff is -- it does -- you know, it deteriorates
15 before our eyes, and we go to -- you know, it's particularly the
16 cold case stuff and the stuff that -- you know, not the current
17 case where you're prosecuting something, you know, within the
18 statute of limitations within a reasonable time. That evidence is
19 there, but it's when you're going back for many, many, you know,
20 unsolved crimes like you're looking at it.

11:46AM 20

21

22 LEG. BARRAGA:

23 When it comes to murder convictions, are you required by law, or do
24 you make this decision on your own to keep the evidence on a murder
25 conviction permanently in storage?

26

27 CAPTAIN BERGOLD:

28 So, there are -- oftentimes, there are appeals, there are
29 continuous appeals. During the statutory period of appeal, of
30 course, we're required by law to keep it. We get preservation
31 orders related to civil litigation relating to not just murders
32 but, you know, all -- most serious crimes, you know, they're
33 oftentimes appealed and they're appealed for decades. So, in many
34 instances, yes, we are required by law to retain that evidence.
35 The decision to retain homicide evidence and evidence of unsolved
36 sex offenses and other, you know, very serious crimes that occur
37 within the County, that's a decision that's made by the Police
38 Department. And when we speak about standards for retention of
39 evidence, really all large Police Departments like the Suffolk
40 County Police Department retain evidence of that nature, and many
41 have a far more -- a far greater list of crimes that they'll never
42 dispose of that evidence, they keep it forever, because appeals do
43 pop up decades later.

11:46AM 30

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50 LEG. BARRAGA:

51 Based on what you're telling me is that that type of evidence in
52 this facility would force the deterioration, possibly, of the
53 evidence over a period of years.

54 CAPTAIN BERGOLD:

55 Would -- evidence we presently retain?

56 LEG. BARRAGA:

57 You have to retain for 15, 20, 25 years. If that's been the case
58 at this facility and it's archaic, there's a real chance or a
59 possibility that the evidence would deteriorate.

1 CAPTAIN BERGOLD:
2 In some instance, that's possible.

3
4 LEG. BARRAGA:
5 And this new facility would preclude that?

6
7 CAPTAIN BERGOLD:
8 It would.

9
10 11:47AM LEG. BARRAGA:
11 Thank you.

12
13 P. O. GREGORY:
14 Legislator Trotta.

15
16 LEG. TROTTA:
17 The common thread during the tour was that the DA's office isn't
18 releasing this stuff. I mean, we have a DA now for 12 years or
19 16 years, and we're going to be getting a new DA. I just picked a
20 couple of things off the shelf, and there was a criminal possession
21 of marijuana from 2005. It's a B Misdemeanor. There's no reason
22 that should have been there, at all. There's hundreds of things
23 that I've invoiced in there that should have never been invoiced.

24
25 I'm just going to give you an example of how -- and this is not the
26 Police Department's fault at all. It's the District Attorney's
27 fault. I can remember this case, and there's hundreds like it,
28 where a patrol officer catches a guy stealing car tires, and the
29 tire's in the back of the pick-up truck and the car's up on blocks,
30 and you had to take those tires and invoice them to evidence. Now,
31 that guy's got to go out and buy new tires for his car, and we
32 would invoice these. They'd go to the Property Section, and it'd
33 fill the Property Section up. Tons of junk all because, not the
34 Police Department, the DA said you had to do it. Most of the
35 police departments in Nassau County would photograph them, give
36 them back to the owner so they wouldn't have to do it, and that is
37 one example of hundreds that I could bore you with on how we
38 invoice stuff ridiculously.

39
40 11:48AM Now, there's a new DA coming into town. I think that along the
41 line of Kara's thinking we have some time for this. I think that
42 once a new policy comes in with the DA's office, you could probably
43 purge quite a bit of that, quite a bit of it. And if you didn't
44 purge it, you can find a facility, put an air-conditioner in there
45 like the old 4th Precinct and take X amount of cases that are 20
46 years old, put them in a climate-controlled place and give you more
47 room in that. Because what we store there, and I think everyone
48 who went on the tour would agree with me, is that the facility
49 itself is, you know, still given credit, it's state of the art,
50 11:49AM their tracking system's unbelievable to me, that we could make some
51 minor modifications to this building and actually save the
52 taxpayers some money rather than ridiculously spending \$500,000 for
53 the design of an extension of a building. It's ridiculous,
54 ludicrous.

1 So, I would suggest to my colleagues that we put off until after
2 the 1st of the year when we have a new DA 'cause I think you'll
3 agree with me, that was the common thread that you spoke -- and I
4 know firsthand that we invoice stuff that other Police Departments
5 don't, and I'm sure when there's a new DA he will be more
6 sympathetic to it. And I can tell you firsthand, I would receive
7 hundreds of these, what's called a deposition, and every cop gets
8 these deposition -- *Do you want to release this property.* Across
9 the board, you check no because you don't want to get in trouble
10 for releasing something that you shouldn't.

11:50AM

11 So, this is a policy problem. This is a problem that's easily
12 solved and [it] would be irresponsible for us to take this action
13 now and not wait until we have a new District Attorney. So, I will
14 not be supporting this.

15
16
17 P. O. GREGORY:
18 Legislator Fleming.

11:50AM

19
20 LEG. FLEMING:
21 Yes. Thank you, Mr. Presiding Officer. I do think this is a very
22 difficult issue in the fiscally difficult times that we are facing,
23 but I do want to correct the record with regard to Mr. Trotta's
24 comments about over-inventory.

25
26 Having stood in front of juries and had to explain missing evidence
27 or damaged evidence, I can tell you that lost and damaged evidence
28 has a direct impact on the ability of law enforcement to
29 successfully prosecute crime and protect the public and promote
30 public safety. So, although there may be instances where a B
31 misdemeanor, marijuana case may not need inventorying, I think as a
32 general rule we have to approach this extremely carefully. I do
33 not believe over-inventorying is an issue that -- I'm sure it's an
34 issue that many rank-and-file police officers think is a problem,
35 but having stood in front of juries with trying to explain lost and
36 damaged evidence, I'm telling you it is extremely important that we
37 take good care of evidence, not only for criminal prosecution but
38 for defending the officers as well or for civil suits. All of that
39 is important, and when you don't -- when you have a picture of
40 jewelry instead of the jewelry itself, you have a harder time
41 getting a conviction. I know that for a fact. Thank you,
42 Mr. Presiding Officer.

11:51AM

43
44 P. O. GREGORY:
45 Okay. Legislator Kennedy.

46
47 LEG. KENNEDY:
48 Thank you for standing here and answering all these questions.
49 While I am waiting for Robert to answer the question -- oh, you
50 have it, Robert?

11:52AM

51
52 MR. LIPP:
53 Yes, I have an answer. It's Police District only.

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1 LEG. KENNEDY:

2 Okay, thank you. Let me just get this clear. This is an addition
3 to the present property building. It will be sharing the
4 air-conditioning system, the heating system, the waste system, or
5 in the study will we be deciding if what we have is adequate?
6

7 COMMISSIONER ANDERSON:

8 In the development of the plans, we will look whether or not the
9 HVA system, the electrical system would feed off the existing
10 building. It may very well need its own electrical connection.
11 Certainly with the environmental controls, it's more than likely
12 that it'll have its own separate, but we don't know that and we
13 won't know that until we get a little further into the design.
14

15 LEG. KENNEDY:

16 Okay, thank you.
17

18 COMMISSIONER ANDERSON:

19 You're welcome.
20

21 P. O. GREGORY:

22 Legislator Trotta.
23

24 LEG. TROTТА:

25 Just to clarify a point. The marijuana was in there since 2005,
26 12 years, way past the statute of limitations on that case. And
27 there are many jurisdictions, most jurisdictions, photographic
28 evidence when it's to the detriment of the property owner is more
29 than acceptable. And the one glaring thing in this is that we hear
30 every single day from the Police Commissioner that crime is down,
31 down 20, 30, 40%. So, why do we need more storage? I think that
32 we should wait, wait till the new DA comes in, purge what we have
33 and then assess everything.
34

35 P. O. GREGORY:

36 Okay. Anyone else?
37

38 LEG. CILMI:

39 Yes.
40

41 P. O. GREGORY:

42 Legislator Cilmi.
43

44 LEG. CILMI:

45 How long is it going to take to issue bids or whatever you have to
46 do in order to ultimately have this planning done?
47

48 COMMISSIONER ANDERSON:

49 If -- we would likely have the RFPs out and awarded within three to
50 four months. Use the rest of this year, next year to complete the
51 planning and then our goal would be to -- in 2019 when we
52 appropriate the funds, hopefully, we would then go to construction
53 in 2019, and that would be our goal.
54
55
56

1 LEG. CILMI:

2 Is it conceivable that -- well, what Legislator Trotta is
3 suggesting, that there at some point is a change in policy with
4 respect to the storage of evidence and, you know, potentially a
5 reevaluation of the current space that could be addressed then at
6 that time once we have a new District Attorney in office?
7

8 COMMISSIONER ANDERSON:

9 Certainly as we develop the plans, if the new DA determines that we
10 can alleviate some of the congestion in the building right now,
11 we'd have to look -- I guess it'd be up to PD to look and see what
12 impact that would have. If we were to -- as Legislator Trotta had
13 suggested, if we were to hold off until next year, if we don't
14 appropriate the funds this year, we lose them, and essentially the
15 whole cycle would get pushed back two years because of the next
16 Capital Cycle in the beginning of next year we would then put in
17 new design funds and then eventually two years later new
18 construction funds.
19

20 LEG. CILMI:

21 I just -- obviously we're not -- I don't want to throw money away
22 unnecessarily, and I'm afraid that we may -- we may do that in this
23 case, and it's not a reflection on the current need. The current
24 -- I was on the tour, the current need is obvious to me. And, you
25 know, I asked many of the same questions, Commissioner, that while
26 on the tour that Legislator Barraga asked a few moments ago with
27 respect to, you know, whether or not any of the evidence that we're
28 currently storing has been comprised to the point where it has
29 impacted prosecutions that are ongoing, and the answer basically
30 was no. But then I thought to myself *Well, do I want to be in a*
31 *position months down the road where we do -- where that answer all*
32 *of a sudden becomes yes* and then we're -- then we're faced with the
33 question *well, why* -- you know, we obviously can't say *Well, why*
34 *didn't you tell us?* Because you've obviously told us. We need for
35 that evidence to be -- you know, to maintain a certain level of
36 integrity.
37

38 So -- and at the same time, the same time, I agree wholeheartedly
39 with Legislator Hahn's point about, you know, not necessarily
40 having to reinvent the wheel here, and, you know, everybody on this
41 Legislature knows that I have a particular problem with spending as
42 much money as we do on planning. I think a lot of it could be done
43 in-house for a lot less expensively. I'm still waiting for that
44 report, and I'm done waiting at this point. I'm really going to
45 hold your and our Budget Review Office feet to the fire in terms of
46 final issue of that analysis that this Legislature, I think,
47 unanimously asked for a couple of years ago. But again, I don't
48 want to be in a position where evidence is comprised as a result of
49 a failing facility, so.
50

51 COMMISSIONER ANDERSON:

52 Again, if during the planning process the new DA changes policy and
53 there is a decision made by the police and the DA that we don't
54 need that space, we could certainly revise the planning, develop
55 plans possibly for a phased-out approach, what we need now, and
56 then in the future -- you know, a future expansion and only

1 construct what we need now. That we can determine next year.

2
3 LEG. CILMI:

4 We are not doing these plans in-house; is that correct?

5
6 COMMISSIONER ANDERSON:

7 No. Not these. This is too special.

8
9 LEG. CILMI:

10 Is it possible to request of you and the department -- the Police
11 Department that if we authorize this today that you hold off on
12 awarding a bid until after a full assessment can be made by a new
13 Police Commissioner potentially and the new District Attorney next
14 year?

15
16 CAPTAIN BERGOLD:

17 Just to speak to the policy regarding the retention and destruction
18 of evidence. A lot of that is promulgated by the District
19 Attorney's Office; much of it is promulgated by law, but a great
20 deal of it is Police Department policy. When the tour was given of
21 the Police Department facility, you saw the facility after a
22 massive purge of property there, massive, and much of the evidence
23 -- excuse me. We have addressed really that stale evidence that's
24 being referred to over the last couple of years in terms of -- in
25 terms of getting rid of it. Really, the evidence that's there is
26 either subject to appeal or the statute of limitations has not run,
27 or it's evidence that we're going to be retaining indefinitely due
28 to the nature of the offense or the fact that it's an unsolved
29 crime.

30
31 Now, when I speak of statute of limitation, one thing that exists
32 regarding crimes is that when there's no statute of limitation when
33 a perpetrator is unknown or is no -- I'm sorry, when a perpetrator
34 has basically fled and we're unable to locate him so a warrant's
35 been issued, and that case is subject to prosecution, we'll retain
36 that evidence until that perpetrator returns from wherever they may
37 be or are located, and that happens in much of the drug cases.

38
39 In the last two or three years, we addressed much of the drug
40 evidence. The way you saw our narcotic storage area, that's after
41 a massive purge of tens of thousands of invoices. We're basically
42 to the point where the evidence we're storing falls either -- it's
43 within the Statute of Limitations, the DA's prescribed time for
44 destroying that or it's some -- you know, there's cases where -
45 perhaps the '95 case - that may be scheduled for destruction now.
46 As we discussed, it's a very long process to destroy narcotics and
47 firearms and things of that nature that involves the State Police,
48 Supreme Court judges and things of that nature, but if there's an
49 active warrant, you know, we'll be retaining that. So, I don't
50 know -- you know, I think that we're cautious in what we retain,
51 and I don't know that there would be a massive purge of the
52 building just, you know, simply due to a change in the District
53 Attorney's Office, but that could be a very -- a possibility.

1 LEG. CILMI:

2 Those of us who were on the tour noted that you have quite a bit of
3 evidence stored on top of some of the moving racks that you have
4 and the stationary racks. I wonder -- I wonder if Risk Management
5 folks have been through the building to assess any potential
6 liability associated with the conditions of the -- the current
7 conditions of the building.

8
9 CAPTAIN BERGOLD:

10 So, we get inspected annually by the fire marshal. Risk Management
11 staff has been to the facility to view, you know, some of the -- to
12 check the air quality and things of that nature. I'm not sure that
13 they've checked that, but you are correct, there are pallets stored
14 on top of the moving shelves.

15
16 P. O. GREGORY:
17 Legislator McCaffrey.

18
19 LEG. McCAFFREY:

20 Thank you. Captain -- I'm over here. It's hard to tell. A couple
21 of questions, follow up. So, you agree that a lot of what the
22 retention policy would be would be driven by the District Attorney;
23 is that fair to say?

24
25 CAPTAIN BERGOLD:

26 A lot of the retention policy is driven by -- it's statutory or,
27 you know, case law. Law drives it. Other is based on, you know,
28 the Police Department policy. A portion of it is driven by what
29 the District Attorney's Office requires of us for a prosecution.
30 So, it is to a limited extent driven by the District Attorney's
31 Office.

32
33 LEG. McCAFFREY:

34 Okay. And some of it may be Police policy, which may be beyond
35 what statutory required, could be evaluated to see if that policy
36 is something that we should -- could change or possibly change
37 based on these new things that unions spoke about before, which I
38 knew was the Fentanyl and things like that. So, I'm thinking that
39 maybe we need to do a review of that retention policy based on new
40 developments and new things that we have towards the end of
41 possibly enhancing them in some aspects and maybe looking at ways
42 in which we can change them because they may be outdated. And
43 also, we have the issue of the portion of it that is driven by the
44 District Attorney who makes the determination about policy, and as
45 was said before, there is a new District Attorney coming on board.
46 So, my thought is to say what -- kind of is, like, what is the rush
47 right now. Maybe we can ask for a complete evaluation of the
48 retention policy by the Police Department, they could do that
49 internally without having to hire somebody to do it. And also wait
50 for the DA to come in and take a look at it. I mean, that's kind
51 of what I'd be looking at.

52
53 And additionally, have you done an inventory of existing County
54 buildings that are out there that are vacant that we could possibly
55 use in some instances where some of the needs to some of these
56 storage may not be as extreme as others and may be just

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1 retrofitting for, say, HVAC or things like that because if we've
2 got existing buildings we have to use them. You know, we are just
3 not in this position to say let's just put an extension on here.
4 If the stuff is going to be sitting there and not touched for a
5 number of years, you know, the worst thing in the world may not be
6 to have it stored in an off-site building. So, my question is:
7 Have we done an inventory and evaluation of possible existing
8 buildings that we could use for that purpose?

9
10 CAPTAIN BERGOLD:

11 I don't believe we have due to security, you know, the security
12 requirements of the facility and the location, you know, where it's
13 stored. At present, you know, it's at Police Headquarters. It's,
14 you know, in close proximity to the facility. It's secure that
15 there's -- you know, there's real time monitoring of the building,
16 you know, 24-hour surveillance. People are not afraid to steal
17 from the Property Section. Just a few weeks ago we arrested people
18 for, you know, breaking into our fenced yard and, you know,
19 stealing from the yard evidence, stealing evidence back. It's not
20 uncommon for police property sections to have, you know, to be
21 broken in to. So, that's -- a remote location, you know -- you
22 know, granted we could put security in, we could do that, but,
23 however, we do get -- there's a significant amount of security at
24 that property facility, and a lot of that security stems from its
25 location right next to the police facility and the ability to very
26 quickly respond to two alarms there. You know, as was the case the
27 other day in all -- you know, if we -- if the building was not
28 located where it was the other day, the -- you know, the
29 perpetrator who was arrested would not have been apprehended
30 because it was just, you know, a Highway Patrol officer was able to
31 quickly respond from the Highway Patrol facility at police
32 headquarters and capture him.

33
34 LEG. McCaffrey:

35 But, Captain, my question is: Have we looked at and tried? We're
36 asking people to try. We're not in a position right now where -- I
37 wish we were, you know, build a new Property Section. We don't
38 have the money. We don't -- we really, you know, we're talking
39 about different ways we need to save money in this County, and for
40 us to take a look at things -- and all I'm asking is to look. I
41 mean, before we say *No, we can't, dismiss it out of hand, there's*
42 *no way.* I am sure that those old tires that Legislator Trotta's
43 talking about could be stored in the basement of the 4th Precinct
44 and the proper security been given to it. You know, we've got a
45 lot of vacant -- no one's breaking into that building to steal
46 those used tires. So, but there are things that we can. I'm just
47 asking first to look at it before we just say out of hand we
48 dismiss it, *We don't care what the new District Attorney has to*
49 *say, I don't care how we do it, it has to be here and we need this*
50 *building.* We can't operate like that, and that is our problem.

51
52 And I agree we need to stop, catch our breath, and this isn't
53 something that is a life-or-death today or tomorrow. We have a lot
54 of reasons that were put on the table here why we should not
55 support this right now. If you come back and we do an evaluation,
56 the District Attorney says *Nothing's changed, we need this space,*

1 and I agree about the Fentanyl. If we need a special building for
2 that, that's fine, but it may not have to be the size and scope of
3 the building that we're looking at now. That's all I'm asking, is
4 to do our due diligence, to look, to see what weighs, protect the
5 public, protect the Police and the workers that are in there. I'm
6 all for that, but let's make sure we take a long hard look at this,
7 and I don't believe that we have as we're standing here at this
8 point right now.

12:09PM

9
10 P. O. GREGORY:
11 Okay, Legislator Calarco.

12
13 D. P. O. CALARCO:
14 Thank you, Mr. Presiding Officer. Captain, Captain, how many
15 people you have working at that building right now? How many
16 officers does it take? And, I guess, you get civilians there as
17 well, the staff at that facility.

12:09PM

18
19 CAPTAIN BERGOLD:
20 We have approximately 17 employees there.

21
22 D. P. O. CALARCO:
23 Seventeen employees. With this proposal to do an expansion, are
24 you asking for any additional people to man the facility?

25
26 *(*The following testimony was taken by Alison Mahoney &
27 Was transcribed by Denise Weaver - Legislative Aide*)*

12:09PM

28
29 CAPTAIN BERGOLD:
30 No, we're not.

31
32 D. P. O. CALARCO:
33 If we're going to say, *You know what, we really don't think this is*
34 *worth our while to do an expansion off the building. Instead, why*
35 *don't you use the old 6th Precinct basement, would you need extra*
36 *staff to do that?*

12:09PM

37
38 CAPTAIN BERGOLD:
39 I believe we would. Just do the travel time to recall it. Things
40 are --

41
42 D. P. O. CALARCO:
43 No, no, you would need staff to man that facility, right?

44
45 CAPTAIN BERGOLD:
46 That's correct.

12:09PM

47
48 D. P. O. CALARCO:
49 No? What are you going to leave it just sitting there empty with
50 nobody sitting there? Would you have a facility where you would
51 have evidence in storage? Presumably we're going to be moving the
52 drugs, because that's what you need to get out because you -- as
53 Legislator Trotta so aptly informed us all before we walked into
54 building, the minute you walk in you could smell marijuana
55 throughout the entire building. You want to have the drugs and the
56 cash into a more secured location where it's climate-controlled and

1 has a separate ventilation system so that the employees are not
2 subject to smelling the various drugs that are coming through
3 there. So if we were to move those to the six -- old 6th precinct
4 because we want to get those separately ventilated, would the
5 Police Department feel comfortable having those items there stored
6 without any personnel there?

7
8 CAPTAIN BERGOLD:

9 I don't believe we would. Just regarding the facility and the
10 construction, and on the tour I know you were present for, you
11 know, it's not just the odor of things and it's not just proposing
12 a --

13
14 D. P. O. CALARCO:

15 Well, I understand, and I'm going to get to that in a minute, you
16 know. But I want to just make the point here that I'm making; you
17 would need extra personnel, probably at least two officers to be at
18 that facility at all times.

19
20 CAPTAIN BERGOLD:

21 So we don't staff it at all times, however, we do operate at a --
22 the Property Section, you know, during these fiscal times, as all
23 County operations, we're operating with significantly reduced
24 staffing. We're operating at a level where we can perform the
25 tasks that need to be performed properly and that's -- that's it.
26 If we had to travel to remote locations to retrieve evidence, and
27 evidence is commonly recalled at a moment's notice during court
28 proceedings by the District Attorney's Office for the lab when
29 things come up, we would need additional personnel to do that.

30
31 D. P. O. CALARCO:

32 And that's going to be an armed officer, right? That's not a
33 civilian that's going to be doing that work.

34
35 CAPTAIN BERGOLD:

36 Correct.

37
38 D. P. O. CALARCO:

39 Okay. So getting to the other point, when I walked into the
40 building I certainly noticed the odor, but I also noticed that you
41 have Narcan in the facility near where you store the drugs. I'm
42 sure that we are aren't worried about somebody using drugs in the
43 facility. So what's the point of having the Narcan there?

44
45 CAPTAIN BERGOLD:

46 So part of the disposal process requires that we retest the drugs
47 before we dispose of them to make sure that they are actually what,
48 you know, when they were tested by the lab to make sure they -- you
49 know, that nothing was substituted out to maintain the integrity of
50 the evidence. Our officers handle that, they process -- you know,
51 they process the drugs and they test it prior to destruction. You
52 were upstairs, you saw the very cramped quarters in our narcotic
53 storage area. We have seven employees that sit up there for three
54 days on end each time we do a destruction testing the drugs and,
55 you know, and they're -- you know, they're opening it, they're
56 exposed to it, that's why the Narcan is distributed throughout the

1 bui l di ng.

2

3 D. P. O. CALARCO:

4 Sure, sure. And the drugs that are coming in are unfortunately
5 ever more potent and ever more dangerous to the level that it
6 doesn't take very much to potentially cause an overdose with this
7 Carfentanil and Fentanyl that's coming through now, right?

8

9 CAPTAIN BERGOLD:

12:13PM 10 That's correct. As we discussed, you know, the size of the
11 addition is not what's key, it's the -- it's the way it's built and
12 our needs. We need the ventilation system, we need a drying area.
13 You saw the trailer we're using and everyone commented, you know,
14 that that's archaic, you know, it's -- we need a drying area to dry
15 evidence. We need a secure -- we need secure areas to store our
16 evidence for the most high-profile cases and for the most severe
17 cases so that we can testify exactly to who has access to this and
18 completely preserve the integrity and the chain of custody.

19
12:13PM 20 You know, we don't just store evidence at the property section, we
21 testify to the chain of custody, we testify as to who had access to
22 it, who handled it every step of the way. And really, when we're
23 filled well beyond capacity, which we are now, it's very difficult
24 in some instances to maintain that and that's what we're striving
25 to do and have been able to do. But, you know, we have seen this
26 year about a 12% increase in the amount of property and evidence
27 that's coming into the police facility. You know, as you saw, we
28 store --

29

12:14PM 30 D. P. O. CALARCO:

31 Yeah, and I had heard you say that many times, that you weren't --
32 the original proposal was actually to give you a bigger space, you
33 said, *No, I don't necessarily need bigger space, I need a properly*
34 *built space that suits my specific needs for some of the specific*
35 *issues we're dealing with.* And that's, you know, why I brought up
36 the issue with the storage of the narcotics, because some of those
37 narcotics are very dangerous and the exposure to our officers and
38 anybody else, if those somehow got into the circulation of the
39 ventilation system, could be problematic for us.

12:14PM 40

41 CAPTAIN BERGOLD:

42 Right. And the original -- you know, the original proposal had,
43 you know, office space, record storage space, an area for the
44 staff; that's all been axed.

45

46 D. P. O. CALARCO:

47 Yeah, you've scaled it back quite a bit.

48

49 CAPTAIN BERGOLD:

12:14PM 50 Right, recognizing both our current needs and the fact that we have
51 crucial needs that are ever apparent, and also the fact that the --
52 you know, the current fiscal crisis doesn't allow for it and
53 technology does provide for other ways of storing records other
54 than simply having a record storage area.

55

56

1 D. P. O. CALARCO:

2 Okay. No, I appreciate it. And I think -- you know, I certainly
3 appreciate the concerns of my colleagues and perhaps there are --
4 there is certainly a valid debate and argument in terms of where we
5 need to get with in terms of having enough in-house engineering
6 staff that handles some design work for some issues in-house. So I
7 don't know if this would necessarily fall into that category, but
8 that is certainly something we've been trying to tackle and I know
9 that Legislator Cilmi has a program, we brought it up many times.
10 But I think at this point, this is a facility that is needed for
11 the safety of our officers, for the best storage for the materials
12 that we have to store. And I have to imagine it's probably more
13 cost effective to add onto the existing facility than to try to
14 split it up and have two facilities in two different locations.

12:15PM

15
16 P. O. GREGORY:

17 Okay. We have one more on the list and then we're going to try to
18 wrap it up because we do have some people from Southampton we're
19 trying to get out of here. Legislator Muratore.

12:16PM

20
21 LEG. MURATORE:

22 Thank you, Mr. PO. Commissioner, do you remember when this
23 building was built, what year we put this up?

24
25 COMMISSIONER ANDERSON:

26 Yeah, it was about 30, 33 years ago, the existing building.

27
28 LEG. MURATORE:

29 So it was -- I thought then, because when I first got on the job I
30 thought I remember them putting it up there, there was a garage
31 there, too, in that building.

12:16PM

32
33 COMMISSIONER ANDERSON:

34 Right.

35
36 LEG. MURATORE:

37 So really -- but, you know, I was there many, many times in my
38 career; maybe not as many as Mr. Trotta, but I was there quite
39 often. And, you know, to me that building was old when it was new.
40 I mean, it wasn't really built with the technology of the day.
41 We're talking about employee safety here. Legislator Trotta
42 mentioned the fact of the odor of marijuana when you walk in the
43 building. So we have new technology today that can, you know, that
44 can take of our employees.

12:16PM

45
46 I think it's about time that we move away from at that building and
47 put up something that, number one, will house the evidence
48 properly, keep it safe, because we all know evidence sometimes have
49 to be kept many, many years. Like, you know, a homicide, there's
50 no statute of limitations on homicide cases, so that could stay
51 there 30, 40, 50 years and we want to safeguard it so a person
52 doesn't get away, as they say in the trade, with murder, if -- if
53 we don't store the evidence. I think, didn't we lose some wood
54 chips a couple of weeks ago or something on some kind of evidence
55 or something? Not to embarrass you, Captain, but, you know, I know
56 there was something, I read something in the paper about wood

12:17PM

1 chips.

2

3 But I think it's, you know, it's an expensive proposition but why
4 be, you know, pennywise and pound foolish? Let's think about the
5 safety of our employees, let's think about the safety of, you know,
6 the evidence if we need to and maybe move this along and get this
7 done so we don't just kick the can down the road and say, you know,
8 five years from now or two years from now, *Well, we should have did*
9 *it a long time ago.* So I will be supporting this -- this
10 resolution for the County Exec. Thank you.

12:17PM

11

12 P. O. GREGORY:

13 Okay, great. All right. So, Madam Clerk, we have a motion to
14 approve?

15

16 MS. ELLIS:

17 Yes.

18

19 P. O. GREGORY:

20 And a second?

12:18PM

21

22 MS. ELLIS:

23 Yes.

24

25 P. O. GREGORY:

26 Okay. All in favor? Opposed? Abstentions?

27

28 MS. ELLIS:

29 Fifteen.

30

31 P. O. GREGORY:

32 Okay, 1459A --

33

34 MS. ELLIS:

35 *Fourteen (Opposed: Legislator Krupski, Legislator Trotta &*
36 *Legislator McCaffrey - Not Present: Legislator Spencer).*

37

38 P. O. GREGORY:

39 -- *Bond Resolution (of the County of Suffolk, New York authorizing*
40 *the issuance of \$945,000 Bonds to finance the building extension*
41 *for the Property Bureau (CP 3514.110, .310, .511), same motion,*
42 *same second. Roll call.*

12:18PM

43

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

45

46 D. P. O. CALARCO:

47 Yes.

48

49 LEG. CILMI:

50 Yes.

12:18PM

51

52 LEG. KRUPSKI:

53 No.

54

55 LEG. FLEMING:

56 Yes.

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1 LEG. BROWNING:
2 Yes.
3
4 LEG. MURATORE:
5 Yes.
6
7 LEG. HAHN:
8 Yes.
9
12:18PM 10 LEG. ANKER:
11 Yes.
12
13 LEG. LINDSAY:
14 Yes.
15
16 LEG. MARTINEZ:
17 Yes.
18
19 LEG. BARRAGA:
12:18PM 20 Yes.
21
22 LEG. KENNEDY:
23 Yes.
24
25 LEG. TROTTA:
26 No.
27
28 LEG. McCAFFREY:
29 No.
12:18PM 30
31 LEG. STERN:
32 Yes.
33
34 LEG. D'AMARO:
35 Yes.
36
37 LEG. SPENCER:
38 Yes.
39
12:19PM 40 P. O. GREGORY:
41 Yes.
42
43 MS. ELLIS:
44 *Fifteen. (Opposed: Legislator Krupski, Legislator Trotta &*
45 *Legislator McCaffrey).*
46
47 P. O. GREGORY:
48 *Okay, I have a request from Legislator Fleming to take IR 1564-17 -*
49 *Authorizing funding of land acquisition and oversight of real*
50 *property under the Suffolk County Affordable Housing Opportunities*
51 *Program (Sandy Hollow Cove Apartments) (County Executive), out of*
52 *order, second by Legislator Fleming. All in favor? Opposed?*
53 *Abstentions?*
54
55 MS. ELLIS:
56 *Eighteen.*

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1 P. O. GREGORY:
2 Okay. Motion to approve by Legislator Fleming. I'll second.
3 And on the motion, I know Legislator Krupski's crawling up to the
4 mic.

5
6 LEG. KRUPSKI:
7 Good morning. Good afternoon, thank you. I don't -- I have a
8 question for Jason. Jason, you happen to be up there at the
9 microphone, thank you.

12:19PM 10
11 ACTING DIRECTOR SMAGIN:
12 I had a feeling.

13
14 LEG. KRUPSKI:
15 Good, you're a good feeling. So the question I have, and I don't
16 -- I'm familiar as I think as I need to be with this project. I
17 certainly know that the Town of Southampton has worked very hard on
18 it, as has, you know, our County staff, and I appreciate that, and
19 I have spoken to the developer on it. So the project itself is --
20 is something of great local interest and I appreciate that also.

12:20PM 21
22 The issues that I have with it is, one, is why isn't this
23 affordable in perpetuity?

24
25 ACTING DIRECTOR SMAGIN:
26 The code doesn't require that. I did not establish the code, I
27 live by the code that was established by this body. The code
28 states that when it comes to the affordability restrictions, if it
29 is over 30 years then the amount that we issue could be forgiven.

12:20PM 30
31 LEG. KRUPSKI:
32 I don't understand that. What do you mean? If it's over 30 years
33 then the amount of money that we're borrowing could be -- I thought
34 that we were going to borrow the money and give it to the -- I
35 guess in this case, the landowner and then the money would be gone.
36 What do you mean it would be forgiven?

37
38 ACTING DIRECTOR SMAGIN:
39 In -- that's only allowable when they do 30 years and above. If
12:21PM 40 they restrict the property to be less than 30 years affordable,
41 then they would actually pay back the money to the County.

42
43 LEG. KRUPSKI:
44 So I would have no interest in that, but why wouldn't it be -- why
45 wouldn't it be affordable in perpetuity? Why is it restricted to
46 30 years?

47
48 ACTING DIRECTOR SMAGIN:
49 I cannot speak to why the Legislature established that the program
12:21PM 50 only required that it be affordable in perpetuity when they're
51 looking to forgive the amounts. I don't believe there is even a
52 minimum requirement under the code for how long the property has to
53 be affordable. When it comes to projects that look to keep the
54 project affordable in a longer period, that is a factor we look
55 into when we're recommending a funding to this Legislative body.

1 LEG. KRUPSKI:
2 How would you change that recommendation?

3
4 ACTING DIRECTOR SMAGIN:
5 If developers are willing to keep it affordable a longer period,
6 then they may end up being recommended that we fund it at a higher
7 level than other projects. We've seen projects here that received
8 a few thousand per unit and we've seen projects here that received
9 over 30,000 per unit.

12:22PM 10
11 LEG. KRUPSKI:
12 But we have -- and I know you're familiar with the County's policy
13 when a developer hooks a project into it from outside of a sewer
14 district into the County's sewer district, that they're required
15 and they used to be required to build at a 20% affordable rate,
16 now, unfortunately reduced that to a 15% affordable rate. But so
17 why would -- I don't understand the difference in the requirements.
18 Why would we -- this is a subsidized -- in that case, the builder's
19 not getting any money from the County to build affordable housing,
12:22PM 20 they're building it because of the law. In this case we're giving
21 the developer money to build it, so why wouldn't we be able to --
22 we, as a County, be able to say, *This is our money. If you're*
23 *going to build affordable housing it should be affordable, it*
24 *shouldn't be affordable only temporarily.*

25
26 ACTING DIRECTOR SMAGIN:
27 Well, so you're speaking about where it has to be 15% affordable.
28 This actually restricts that on a project that would fit under this
29 section of funding needs to be 50% at 80% AMI. It's a lot harsher
12:23PM 30 of a restriction that goes onto the project than what exists and
31 what you talked about having only 15% of the project be affordable.

32
33 LEG. KRUPSKI:
34 I think that depends on who the -- which project and who the
35 developer is, I think that's -- it's all who you're talking to at
36 that moment. You say which harsher, I mean.

37
38 ACTING DIRECTOR SMAGIN:
39 Well, the restrictions, 15% affordable and one is 50% being under
12:23PM 40 80%; so 15% and 50%, I think 50% is actually a more restrictive
41 kind of policy.

42
43 LEG. KRUPSKI:
44 But they're getting -- the one at 15%, which used to be 20%, didn't
45 cost the taxpayer at all.

46
47 ACTING DIRECTOR SMAGIN:
48 Well, aren't they receiving some type of benefit with a decrease in
49 the amount of funds they pay for the flow for the sewer?

12:24PM 50
51 LEG. KRUPSKI:
52 I don't believe so.

53
54 LEG. FLEMING:
55 *Yeah, but that's not what this is; this is 100%.*

56

General Meeting - July 25th, 2017

1 LEG. KRUPSKI:

2 So this is -- but this is -- so I just want an explanation why this
3 is only temporarily affordable.

4
5 ACTING DIRECTOR SMAGIN:

6 Most of the project -- again, the program doesn't restrict that it
7 be affordable for a certain amount of time. This, Sandy Hollow
8 itself, we're restricting it 50 years, that was part of the
9 negotiation before we presented it to here. The program states --
10 again, it doesn't give a minimum, it states that at 30 years that
11 amount could be forgiven. I can't speak to why when this Capital
12 Program was established, why that wasn't something put into the
13 law. I just go by the law that's in existence.

14
15 LEG. KRUPSKI:

16 So if we could -- if we could vote on this today and say it's going
17 to be permanently affordable, could we do that today or would the
18 law have to be changed?

19
20 ACTING DIRECTOR SMAGIN:

21 I don't -- so I think that would be a heavy lift when the code
22 doesn't restrict these funds like that.

23
24 LEG. KRUPSKI:

25 So you're saying the law would have to be changed and then we could
26 -- the law would have to be changed. We couldn't do it today just
27 by resolution, we'd have to restrict it changing the law.

28
29 ACTING DIRECTOR SMAGIN:

30 I don't think we could turn and set a new restriction when we're
31 just sitting before the body, that would go on top of this
32 developer who's been planning this project for years and years and
33 is in hundreds of thousands of dollars to get to this point before
34 the -- before the Legislature. To all of a sudden turn around and
35 say even though the code doesn't restrict it to be affordable, the
36 day of that the resolution's being voted on, we decided it needs to
37 be restrictive in perpetuity when no other project has been treated
38 like that.

39
40 LEG. KRUPSKI:

41 No, that's -- you made a fair point, but that wasn't my question.
42 My question is could we do it today?

43
44 ACTING DIRECTOR SMAGIN:

45 I would point to George Nolan, I'm not Counsel to the Legislature,
46 but I'm very surprised with, you know, certain things the
47 Legislative body is able to do when it comes to the different laws
48 in existence.

49
50 LEG. KRUPSKI:

51 Aren't we all?

52
53 MR. NOLAN:

54 Watch it, Jason. No, we can't do that today, we cannot.

55
56

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1 LEG. KRUPSKI:
2 Thank you. I didn't think so. So we'd have to change the law,
3 George, in order to do that in the future, to make it --

4
5 MR. NOLAN:
6 You probably would want to make it perspective, yes.

7
8 LEG. KRUPSKI:
9 So if we're investing in affordable housing then it would be
10 permanently affordable and not temporarily affordable.

11
12 MR. NOLAN:
13 You can make that change in the code.

14
15 LEG. KRUPSKI:
16 Okay, that's a different day.

17
18 MR. NOLAN:
19 It is.

20
21 LEG. KRUPSKI:
22 Thank you.

23
24 ACTING DIRECTOR SMAGIN:
25 When it comes -- just to make one other point. When it comes to
26 the 72-h Affordable Housing Program, we restrict those units only
27 ten years in affordable restriction. Again, this is something
28 we're looking to restrict for 50 years. On those projects where we
29 do the 72-h transfers, if it's a non-habitable parcel, we're
30 transferring it for a nominal amount of a dollar or \$10. The
31 County investment on it could be well over 100,000.

32
33 LEG. KRUPSKI:
34 That is a different scenario in that these are parcels that are
35 going to be put back on the tax roll, though. Thank you.

36
37 P. O. GREGORY:
38 Okay. All right, so we have a motion and a second.

39
40 LEG. TROTТА:
41 I have a question.

42
43 P. O. GREGORY:
44 Almost (*laughter*).

45
46 LEG. TROTТА:
47 I'm sorry that I'm not more up-to-date on this. Just briefly, in
48 three sentences, how did they get the land?

49
50 ACTING DIRECTOR SMAGIN:
51 They don't have the land yet. We're trying to acquire the land
52 with them. So the Affordable Housing Program has two different --

53
54 LEG. TROTТА:
55 How much land is it?

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1 ACTING DIRECTOR SMAGIN:

2 Yeah, it's 2.61 acres.

3

4 LEG. TROTТА:

5 Two point six acres, okay. And how much are we buying it for?

6

7 ACTING DIRECTOR SMAGIN:

8 We're looking to contribute 850,000 which is only a portion of the
9 acquisition cost.

12:28PM 10

11 LEG. TROTТА:

12 For two acres?

13

14 ACTING DIRECTOR SMAGIN:

15 Two point six one acres.

16

17 LEG. TROTТА:

18 What's the total cost of the land?

19

12:28PM 20

21 ACTING DIRECTOR SMAGIN:

22 I don't believe I'd be able to reference the value, establish a
23 BTRB, as that's done in Executive Session. But again --

23

24 LEG. TROTТА:

25 Who are we buying it from? A private owner?

26

27 ACTING DIRECTOR SMAGIN:

28 Correct.

29

12:28PM 30

31 LEG. TROTТА:

32 Okay. So we don't know what we're paying for is what you're
33 telling me.

33

34 ACTING DIRECTOR SMAGIN:

35 No, we know how much they're paying for the actual land.

36

37 LEG. TROTТА:

38 Who's they're?

39

40 ACTING DIRECTOR SMAGIN:

41 The developer that we're joining with who --

42

43 LEG. TROTТА:

44 How much are they paying for it?

45

46 ACTING DIRECTOR SMAGIN:

47 One point two million.

48

49 LEG. TROTТА:

12:28PM 50

51 Where the heck is this land that's 500,000 an acre?

51

52 LEG. D'AMARO:

53 Next to your house, Rob.

54

55 ACTING DIRECTOR SMAGIN:

56 There's certain zoning on this land which makes it so valuable.

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1 LEG. TROTТА:
2 Okay. So we're kicking in. And then who's going to pay for the
3 building? Are they going to ask for a tax abatement in the future,
4 IDA, all that stuff coming down the pike?

5
6 ACTING DIRECTOR SMAGIN:
7 I cannot speak to whether they'd be going to the local IDA. But
8 there's been no application for any infrastructure funds, we have
9 nothing earmarked for infrastructure funds. This looks to be --

12:29PM

10
11 LEG. TROTТА:
12 How much are these apartments going to rent for?

13
14 ACTING DIRECTOR SMAGIN:
15 Rent for?

16
17 LEG. TROTТА:
18 Rent for.

19
20 ACTING DIRECTOR SMAGIN:
21 On the studios, the monthly rent in the 50% units will be \$930; on
22 the 60% units, \$1116. For the one-bedroom, monthly rent on the 50%
23 units will be \$996; on the 60% units, 1195; on the 90% units, 1593.
24 On the two bedroom --

25
26 LEG. TROTТА:
27 How many units total?

12:29PM

28
29 ACTING DIRECTOR SMAGIN:
30 It's a total of 28 units.

31
32 LEG. TROTТА:
33 And we're kicking in. Do we have some guarantee that they're not
34 going to ask for an IDA break, you know, tax break?

35
36 ACTING DIRECTOR SMAGIN:
37 This money doesn't restrict them from asking for any other type of
38 kind of funding.

12:30PM

39
40 LEG. TROTТА:
41 All right, thanks.

42
43 P. O. GREGORY:
44 Okay.

45
46 LEG. SPENCER:
47 DuWayne?

12:30PM

48
49 P. O. GREGORY:
50 It's almost -- it's past 12:30, I'm trying to get to break for
51 lunch. I was hoping we'd be able to get these two resolutions in
52 so we can get this gentleman or people out. But go ahead, ask your
53 question.

54
55 LEG. SPENCER:
56 I'm sorry, Mr. Presiding Officer. And I want to do my job.

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(**Laughter**)

I forgot my question.

(**Laughter**)

Thank you, sir.

ACTING DIRECTOR SMAGIN:

I forgot my answer as well.

LEG. SPENCER:

I was intimidated. Forget it, that's fine.

P. O. GREGORY:

All right. So we have a motion and a second on 1564. All in favor? Opposed? Abstentions? Please raise your hands if you're opposed.

(**Legislators Krupski and Trotta raised their hands in opposition**)

MS. ELLIS:

Sixteen.

P. O. GREGORY:

In the back, Amy, we got an opposed; Stern, he's opposed.

LEG. STERN:

No.

P. O. GREGORY:

Are you opposed or --

LEG. STERN:

No.

P. O. GREGORY:

Oh, okay. I said raise your hand if you're opposed. (*Laughter*).

MS. ELLIS:

Sixteen (Opposed: Legislators Krupski & Trotta).

P. O. GREGORY:

All right. If I may -- let's see. Okay, motion from Legislator Fleming to take *IR 1565, Authorizing funding of land acquisition and oversight of real property under the Suffolk County Affordable Housing Opportunities Program (Speonk Commons) (County Executive)*, out of order. I'll second the motion. All in favor? Opposed? Abstentions to take it out of order?

MS. ELLIS:

Eighteen.

P. O. GREGORY:

Motion by Legislator Fleming to approve.

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1 D. P. O. CALARCO:
2 Second.

3
4 P. O. GREGORY:
5 Second by Legislator Calarco. On the motion, anyone? You remember
6 your question?

7
8 LEG. SPENCER:
9 No.

12:31PM

10
11 P. O. GREGORY:
12 All right. All in favor? Opposed?

13
14 *(*Legislators Krupski and Trotta raised their hands in opposition*)*

15
16 MS. ELLIS:
17 *Sixteen (Opposed: Legislators Krupski & Trotta).*

12:31PM

18
19 P. O. GREGORY:
20 All right, thank you. I appreciate it.

21
22 All right, it is past 12:30. We have to do our all-18. We are
23 going to adjourn -- recess for lunch.

24
25 MR. NOLAN:
26 Back at 2:30.

27
28 P. O. GREGORY:
29 We'll be back at 2:30.

30
31 *(*The meeting was recessed at 12:31 p.m. *)*

32
33 *******

34
35 *(*The meeting was reconvened at 2:35 p.m. *)*

36
37 *(*The following was taken by Lucia Braaten - Court Stenographer and
38 transcribed by Kimberly Castiglione - Legislative Secretary*)*

39
40 P. O. GREGORY:
41 Can I have all Legislators to the horseshoe? Madam Clerk, could
42 you do the roll call?

43
44 MS. ELLIS:
45 Yes, sir.

46
47 *(Roll Call by Amy Ellis - Chief Deputy Clerk)*

48
49 LEG. KRUPSKI:
50 Here.

51
52 LEG. FLEMING:
53 Here.

54
55 LEG. BROWNING:
56 Here.

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1 LEG. MURATORE:
2 Here.
3
4 LEG. HAHN:
5 (Not Present)
6
7 LEG. ANKER:
8 Here.
9
02:35PM 10 LEG. LINDSAY:
11 Here.
12
13 LEG. MARTINEZ:
14 Here.
15
16 LEG. CILMI:
17 Yes.
18
02:35PM 19 LEG. BARRAGA:
20 Here.
21
22 LEG. KENNEDY:
23 Here.
24
25 LEG. TROTTA:
26 Here.
27
28 LEG. MC CAFFREY:
29 Here.
02:35PM 30
31 LEG. STERN:
32 Here.
33
34 LEG. D'AMARO:
35 (Not Present)
36
37 LEG. SPENCER:
38 Here.
39
02:35PM 40 D. P. O. CALARCO:
41 Present.
42
43 P. O. GREGORY:
44 Present.
45
46 MS. ELLIS:
47 *Sixteen.*
48
02:35PM 49 P. O. GREGORY:
50 Okay. Good afternoon, everyone. We are at the public hearing
51 portion of our agenda. The first public hearing is *I. R. 1271 -*
52 *Adopting Local Law No. -2017, A Local Law to eliminate cremation*
53 *approval fee (Trotta).* I do have one person, Mr. O' Shea. Please
54 come forward.
55
56

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1 MR. O' SHEA:

2 Good afternoon, members of the Legislature. I'm here on behalf of
3 Nassau Suffolk Funeral Directors Association in support of the
4 rescinding of the cremation clearance fee currently at \$60 for the
5 Medical Examiner's Office. We just -- we're wholeheartedly
6 supporting Mr. Trotta's initiative to rescind this fee as an
7 Association. We feel that it's a penalty on those families that
8 choose cremation. And going over some of the -- going over some
9 information earlier from the U.S. Department of -- U.S. Census
02:36PM 10 Department, I was seeing that there are some 12,700 deaths in
11 Suffolk County calendar year July 1 of 2015 through July 1, 2016.
12 Of that, only 3100 are cremations. So you're kind of putting the
13 onus on just a quarter of families who are choosing cremation to
14 pay for this fee.

15
16 Outside of the Association, and as a personal note, I know that
17 this is going to put a hole in your budget of nearly \$200,000, and
18 I would -- I suggest that you may want to consider a -- let's say a
19 surcharge on initial death certificates. Many other states and
02:37PM 20 municipalities do that. It's just a possibility, something to
21 perhaps look into. If not, that's fine. But as an Association, we
22 feel that the penalty against families choosing cremation of \$60 is
23 just not equitable or fair and we wholeheartedly support the
24 rescinding of this fee or this penalty as it is. Thank you so much
25 for your time, and gentlemen, have a pleasant afternoon.

26
27 P. O. GREGORY:

28 Mr. O'Shea, thank you. I guess Legislator Trotta has a question.

29
02:38PM 30 LEG. TROTТА:

31 Just one quick one. You pass the fee on to the deceased's family
32 I'm assuming.

33
34 MR. O' SHEA:

35 What fee is that?

36
37 LEG. TROTТА:

38 The cremation fee.

39
02:38PM 40 MR. O' SHEA:

41 The family -- yeah. We have to list it as a cash advance fee of
42 \$60 for cremation, yes.

43
44 LEG. TROTТА:

45 So they see it on the bill.

46
47 MR. O' SHEA:

48 That is correct.

49
02:38PM 50 LEG. TROTТА:

51 Okay. Thank you.

52
53 MR. O' SHEA:

54 You're welcome.

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1 P. O. GREGORY:
2 Anyone else? Okay. Thank you, Mr. O' Shea.

3
4 MR. O' SHEA:
5 Thank you.

6
7 P. O. GREGORY:
8 Anyone else like to speak on I. R. 1271 please come forward? Okay,
9 seeing none.

10
11 LEG. TROTТА:
12 Motion to close.

13
14 P. O. GREGORY:
15 Motion to close by Legislator Trotta, second by Legislator
16 McCaffrey. All in favor? Opposed? Abstentions?

17
18 MS. ELLIS:
19 *Sixteen. (Not Present: Legislators Hahn and D'Amaro)*

02:38PM

20
21 P. O. GREGORY:
22 Okay. *I. R. 1366 - Adopting Local Law No. -2017, A Local Law to*
23 *enact a campaign finance reform act to limit campaign contributions*
24 *from County contractors and public employee unions (Trotta). I*
25 *don't have any cards for this public hearing. Anyone like to speak*
26 *on it, please come forward. Come and speak. Okay.*

02:39PM

27
28 MR. RUTH:
29 Good afternoon, Ladies and Gentlemen. In regards to the campaign
30 contributions, I'm a firm believer that people that are on this
31 Legislature shouldn't be accepting campaign contributions from
32 companies or unions that are doing business with the County because
33 it might sway your decision making in regards to the terms of a
34 contract. And I think that that's directly affecting the financial
35 well-being of the Suffolk County residents. So that's basically
36 all I have to say in that regard.

02:39PM

37
38 P. O. GREGORY:
39 Okay. Thank you.

40
41 MR. RUTH:
42 You're welcome.

43
44 P. O. GREGORY:
45 Anyone else like to speak? Okay. Mr. Trotta?

46
47 LEG. TROTТА:
48 Motion to recess.

02:39PM

49
50 P. O. GREGORY:
51 Motion to recess by Legislator Trotta.

52
53 LEG. MC CAFFREY:
54 Second.

55
56

General Meeting - July 25th, 2017

1 P. O. GREGORY:
2 Second by Legislator McCaffrey. All in favor? Opposed?
3 Abstentions?

4
5 MS. ELLIS:
6 *Sixteen. (Not Present: Legislators Hahn and D'Amaro)*

7
8 P. O. GREGORY:
9 *I. R. 1427 - Calling for a public hearing for the purpose of*
10 *considering proposed increases and improvements of facilities*
11 *Suffolk County Sewer District No. 22 - Hauppauge Municipal (CP*
12 *8171)(Co. Exec.). I don't have any cards for this public hearing.*
13 *Anyone like to speak on it, please come forward. Okay. Seeing*
14 *none, I'll make a motion to close.*

15
16 LEG. CILMI:
17 Second.

18
19 P. O. GREGORY:
20 Second by Legislator Cilmi. All in favor? Opposed? Abstentions?

21
22 MS. ELLIS:
23 *Sixteen. (Not Present: Legislators Hahn and D'Amaro)*

24
25 *I. R. 1452 - Adopting Local Law No. -2017, A Local Law to improve*
26 *food allergy safety and awareness at food service establishments in*
27 *Suffolk County (Spencer). I do have a couple of cards. Jennifer*
28 *Levinson.*

29
30 MS. JENNIFER LEVINSON:
31 Hi.

32
33 P. O. GREGORY:
34 And her daughter, right, is going to be coming up and speaking as
35 well.

36
37 MS. JENNIFER LEVINSON:
38 Hello. Good afternoon and thank you for allowing me to speak.
39 This topic is very personal to me and my family. Both of my
40 children, now ages 13 and 16, were diagnosed with a severe allergy
41 to nuts at a very young age, but we are not alone. It's estimated
42 that 15 million people in America have food allergies and that the
43 number is on the rise. Severe food allergies can be deadly and
44 statistically most fatal reactions are triggered by food consumed
45 outside the home.

46
47 We learned a long time ago as a family how to safely purchase and
48 prepare foods so that my children would not be exposed to nuts.
49 Our greatest challenge is always eating out, and not just eating at
50 restaurants, but attending important functions such as weddings,
51 birthday gatherings and other cherished celebrations.

52
53 Every time my children eat out they clearly explain their allergies
54 to the staff. However, it's at this point in the food chain that
55 we take a risk. Every time that the allergy information -- that we
56 take a risk every time that the allergy information is understood

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1 and that that information is passed on to everyone in the kitchen.
2 Do they understand that it is a life-threatening allergy and not
3 just a preference? Do they understand that cross contamination and
4 how simply using a utensil that has also touched nuts could send my
5 child into anaphylaxis? I can tell you from experience the answer
6 is no.

7
8 In 2016 I witnessed my own daughter going into anaphylaxis at a
9 restaurant. It's not pretty, it is very severe. And I can add in
02:42PM 10 our case it included hysterical crying, gut-wrenching pain and
11 profuse vomiting. This was all immediate and right at our table.
12 We were lucky she received epinephrine before her throat began to
13 close and the ambulance arrived quickly.

14
15 With just a small amount of training and education to all food
16 handlers, this kind of experience could be avoided. People with
17 life-threatening food allergies could feel less afraid and be able
18 to relax and enjoy all the food experiences Suffolk County has to
19 offer. I know that many families with food allergies do not even
02:43PM 20 attempt to go to restaurants because the risk and the fear are too
21 great. Education and awareness is the key to better quality of
22 life for those with food allergies and it's my sincere hope that
23 this legislation is passed.

24
25 P. O. GREGORY:
26 Thank you. Anyone?

27
28 LEG. ANKER:
29 DuWayne.

02:43PM 30
31 P. O. GREGORY:
32 Legislator Anker has a question for you.

33
34 LEG. ANKER:
35 Again, I want to thank you for coming here and speaking on this
36 topic. I have two children with severe food allergies, my two
37 younger children, and my son was the first to self-carry in the
38 Mount Sinai School District when he was six, first grade, and now
39 he's 21 and he's doing very well. What's fascinating, too, and
02:43PM 40 I'll put this in the form of a question, did you know that, you
41 know, since he entered college at Drexel in Philadelphia they were
42 not aware. So we're seeing this generation, you know, again, my
43 son's 21, it's moving forward. So I appreciate your advocacy. I
44 support this legislation. In fact, I'll be a cosponsor. And, you
45 know, again, your continued support is always welcome. Thank you.

46
47 MS. JENNIFER LEVINSON:
48 Thank you.

49
02:44PM 50 P. O. GREGORY:
51 Anyone else? Okay. Gabriella.

52
53 LEG. MC CAFFREY:
54 I think the young lady wants to say --

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1 P. O. GREGORY:
2 Yeah, she's filled out a card. I called her up.

3
4 LEG. MC CAFFREY:
5 Okay, sorry. Sorry, Mr. Presiding Officer. Just trying to help.

6
7 MS. GABRIELLA LEVINSON:
8 My mom talked about what it's like to try and safely eat out when
9 you have severe food allergies. At 16, and especially in the
02:44PM 10 summer, I'm out every day for work or for fun. Eating out and
11 buying food is something I do every day. I can honestly say I have
12 some level of anxiety every single time. Not only did I have my
13 own awful anaphylactic experience, but I was witness to one of
14 friends having one as well.

15
16 We were at a Sweet 16 at a local catering facility. Because of my
17 anxiety I had actually chosen to eat at home before the party. My
18 friend with a dairy allergy chose to eat at the Sweet 16. Even
02:44PM 19 after explaining her allergy she was given the food that was not
20 safe. She went into a severe reaction. And with no knowledgeable
21 adult there, I was the one who had to administer the Epi pen and go
22 with her to the emergency room.

23
24 Really the only people I truly trust to have safe food is my mom
25 and my dad. But for me and my brother, we can't live our lives
26 only eating at home, so we go out and we try to be clear and hope
27 for the best. But there is a better way and this bill will make a
28 huge difference in our lives and in many others. Thank you.

29
02:45PM 30 P. O. GREGORY:
31 Thank you so much, Gabriella, you're a wonderful person.
32 Legislator Spencer has a question for you.

33
34 LEG. SPENCER:
35 Hi, Jennifer and Gabriella. Thank you so much for coming. Just in
36 your experience eating out, the -- how many restaurants seem to
37 have -- and just, you know, would you say half or very few seem to
38 have some knowledge about food allergies when you ask like the
39 servers?

02:45PM 40
41 MS. JENNIFER LEVINSON:
42 Yeah, I don't know the answer to that question. I mean, we eat out
43 a lot and we go out a lot and we've traveled, so -- I mean, we've
44 been safe most of the time. I don't know if that's because of the
45 extent of their knowledge or luck or I don't know. We definitely
46 have people not understanding and things coming to us, being put in
47 front my children, especially when they were little. They didn't
48 know to not eat it if they saw that I asked if it was safe and the
49 waiter said it was safe and then they put it in front of them,
02:46PM 50 we've had incidents. But I think there's not as much awareness as
51 there could be, especially at other facilities. And someone was
52 just telling me their son ate a muffin at a camp that was supposed
53 to be safe -- I just think there's not a lot of education and
54 awareness.

1 LEG. SPENCER:

2 And currently there's a Suffolk County law that requires
3 establishments to have -- someone in the restaurant has to have the
4 Suffolk County Food Handlers Course or Managers Course, and that
5 includes allergies training or the cross contamination. But I
6 think that there's supposed to be someone on site with that
7 knowledge at all times. Typically when you ask your server, do you
8 find most of the time that the server is aware or they go get a
9 manager who is aware, and are you satisfied in terms of -- most of
02:47PM 10 the time the level of knowledge that they may have with regards to
11 the menu and what allergens might be in the food?
12

13 MS. JENNIFER LEVINSON:

14 I mean, I feel a lot of the times they don't understand they do go
15 get a manager or sometimes the chef will come out, which is really
16 nice, but I think the problem, which what happened to my daughter
17 in the restaurant that we were at, it was just the waiter
18 understood and the chef understood, but when it got down to dessert
19 there was a separate person preparing dessert and he didn't get the
02:47PM 20 memo. So I think if every -- if you just had a simple policy in
21 every food establishment of some sort of level of education, I
22 mean, I'm sure you get hired, you get trained, you get taught a few
23 things. If you could just be taught it would probably take very
24 little time just to make everybody in that food establishment aware
25 from -- because it's the server, it's the chef, it's the prep --
26 it's everybody who touches the food.
27

28 LEG. SPENCER:

29 Certainly. If you look at a menu, most of the time do you see that
02:48PM 30 there is some sort of notice asking, you know, please notify your
31 server if someone in your party has food allergies? I think that's
32 what this legislation is --
33

34 MS. JENNIFER LEVINSON:

35 Sometimes.
36

37 LEG. SPENCER:

38 -- is asking for, but the underlying education is part of it.
39

02:48PM 40 MS. GABRIELLA LEVINSON:

41 Sometimes like where you see like do not consume raw meat, every
42 once in a while there'll be something saying that if you do have
43 food allergies please inform your waiter. But as my mom said,
44 there's a whole chain of people that have to really completely
45 understand this can be life-altering and life-threatening.
46

47 LEG. SPENCER:

48 Well, this is my legislation that I put forward, but I do want to
49 say I thank you for coming to me and sharing your story. And you
02:49PM 50 know, it's amazing. Gabriella, you're 16, I understand, that as a
51 16-year-old that you saw something that was important, you're a
52 hero saving your friends lives, but then to want to do something
53 that would effect change, I'm just really impressed with you,
54 Gabriella, and both of you guys, for taking time to come out and to
55 help me prepare this bill and then to come and see it through. So
56 I think that your message is really very compelling and I think

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1 you've made a difference. Thank you.

2

3 MS. JENNIFER LEVINSON:

4 Thank you.

5

6 P. O. GREGORY:

7 Okay. Anyone else? Okay. All right. Thank you. Anyone else

8 like to speak on I.R. 1452? Please come forward. Okay, seeing

9 none, Legislator Spencer.

02:50PM 10

11 LEG. SPENCER:

12 We still have some corrections to make, so motion to recess.

13

14 P. O. GREGORY:

15 Okay. Motion to recess.

16

17 LEG. D'AMARO:

18 Second.

19

02:50PM 20

21 P. O. GREGORY:

22 Second by Legislator D'Amaro. All in favor? Opposed?

23 Abstentions?

24

25 MS. ELLIS:

26 *Sixteen. (Not Present: Legislators Hahn and Lindsay)*

27

28 P. O. GREGORY:

29 *I.R. 1509 - Adopting Local Law No. -2017, A Local Law establishing*

02:50PM 30

31 *a policy to reserve County sewer capacity (Browning). I don't have*

32 *any cards. Would anyone like to speak on it? Please come forward.*

33 Okay. Seeing none, what are we doing? Motion to --

34

35 LEG. BROWNING:

36 Recess.

37

38 P. O. GREGORY:

39 Motion to recess. I'll second. All in favor? Opposed?

40 Abstentions?

41

02:50PM 42

43 MS. ELLIS:

44 *Eighteen.*

45

46 P. O. GREGORY:

47 *I.R. 1529 - Adopting Local Law No. -2017, A Local Law to*

48 *authorize conveyance of real property previously taken for*

49 *delinquent taxes (6 Washington Avenue, Holtsville), (SCTM No.*

50 *0200-625.00-03.00-014.000) (Muratore). I don't have any cards for*

51 *this public hearing. Anyone like to speak on it, please come*

52 *forward. Okay, seeing none, Legislator Muratore?*

02:50PM 53

54 LEG. MURATORE:

55 Motion to close, please.

56

57 P. O. GREGORY:

58 Motion to close by Legislator Muratore. Second by Legislator

59 Cilmi. All in favor? Opposed? Abstentions?

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1 MS. ELLIS:

2 *Eighteen.*

3

4 P. O. GREGORY:

5 *I. R. 1542 - Adopting Local Law No. -2017, A Local Law to opt-out*
6 *of ride-sharing service until New York State addresses the status*
7 *of Level 1 sex offenders (Kennedy). I don't have a card on this*
8 *public hearing. Anyone like to speak on it, please come forward.*
9 *Okay. Legislator Kennedy?*

02:51PM 10

11 LEG. KENNEDY:

12 *Well, New York State did address 99% of it. What I'm going to do*
13 *at this point is table it for one session, because I'm still trying*
14 *to find out what the fingerprinting involved is that the State*
15 *okayed.*

16

17 P. O. GREGORY:

18 *Okay. So a motion to recess?*

19

02:51PM 20

21 LEG. KENNEDY:

22 *To recess, yes.*

23

24 P. O. GREGORY:

25 *Motion to recess, second by Legislator Cilmi. All in favor?*
26 *Opposed? Abstentions?*

27

28 MS. ELLIS:

29 *Seventeen. (Amended to sixteen. Not Present: Legislator Spencer;*
30 *Recusal - Legislator Lindsay)*

02:51PM 31

32 P. O. GREGORY:

33 *I. R. 1576 - Adopting Local Law No. -2017, A Local Law to freeze*
34 *salaries of County elected officials (Krupski). Surprisingly I*
35 *don't have any cards for this public hearing. Is there anyone that*
36 *would like to speak on it? Please come forward. Okay. Mr.*
37 *Krupski.*

38

39 LEG. KRUPSKI:

40 *Motion to close.*

02:52PM 41

42 P. O. GREGORY:

43 *Motion to close. Any second?*

44

45 LEG. MC CAFFREY:

46 *Second.*

47

48 P. O. GREGORY:

49 *Second by Legislator McCaffrey. All in favor? Opposed?*
50 *Abstentions?*

02:52PM 51

52 MS. ELLIS:

53 *Seventeen. (Not Present: Legislator Spencer)*

54

55 P. O. GREGORY:

56 *I. R. 1579 - Adopting Local Law No. -2017, A Local Law amending*
Chapter 818 of the Suffolk County Code to modify the fees which may

1 *be applied by the Suffolk County Traffic and Parking Violations*
2 *Agency (Presiding Officer). I have a couple of cards.*
3 Mr. McDermott. I think I saw him earlier. Is he still here? Oh,
4 there you are.

5
6 MR. McDERMOTT:

7 Good afternoon, everybody. I -- as you know, I'm the Chairman of
8 the Suffolk County Libertarian Party and we're actively working.
9 We have 44 candidates running for office this year, many of them
02:53PM 10 for the Legislature, and a couple of things have come to mind and I
11 wanted to just share this with you. I have three minutes so please
12 bear with me.

13
14 It's my understanding from some of the party bosses that the --
15 this amendment is to raise the fees on the traffic -- red light
16 camera traffic tickets. I'm hoping it's to reduce it to zero, but
17 I doubt that is going to happen. And then there's going to be a
18 response from that from the Republicans. I just want to share
19 something with you.

02:53PM 20
21 In 2012 I ran for Congress and the Republicans started a Tax Revolt
22 Party vanity line, and that had nothing to do with taxes or
23 lowering taxes, but they were successful and they had an extra line
24 on the ballot. And then in 2013 the Democrats came through and
25 started the Stop the Light for Tax Hike Party, which had nothing to
26 do with stopping the light for tax lights. And the Republicans
27 were very indignant about them doing that so they sued them. We
28 had a lawsuit, I was a witness to what some of the petitioners were
29 telling people, and the judge ruled that it doesn't matter what
02:54PM 30 people that are collecting signatures tell people, they have to
31 read it. It was just another vanity line, it had nothing to do
32 with stopping the light for tax hike. And they lost that case.

33
34 And then in 2014 I ran for Governor and the Republicans started a
35 Stop the Common Core Party line, which had nothing to do with
36 stopping the Common Core. And although the Republican candidate
37 lost the election, the Stop the Common Core Party got enough votes
38 together to start another party, which they changed the name from
39 stopping Common Core, which it had nothing ever to do with stopping
02:54PM 40 Common Core, and they changed it to the Reform Party, which is now
41 a ballot access line now, an automatic ballot access line.

42
43 So it was all this trickery and all this lies and innuendo and all
44 that, that's my belief, and I was very indignant about it. And a
45 side note, because of that party there were too many lines. They
46 couldn't give me a line as running for Governor. I was down on the
47 bottom, sharing a line with the Stop Common Core Party and off to
48 the side because the ballot couldn't cover it. So I didn't get
49 very many votes because even the people that came down to vote for
02:55PM 50 me couldn't find it. In other words, there's a history of what I
51 call chicanery and innuendo and lies to try to stop people, the
52 people, from voting properly.

53
54 Now, I understand from the party bosses, and I hope I'm wrong, that
55 when you -- when the Democrats vote to raise the fees, the
56 Republicans will once again becoming indignant and start another

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1 party called Stop the Red Light Camera Party, and then go out and
2 get signatures and try to get a Stop the Red Light Camera Party on
3 the ballot. Now, if that's true it's just another ruse, because
4 that party is just another vanity line for some Republican
5 candidates.

6
7 I think that this year we're trying to find candidates that are,
8 and I'm almost done, that are -- finding candidates with integrity.
9 And I'm hoping that if you do vote to raise the fees and the
02:55PM 10 Republicans become indignant and start the Stop the Red Light
11 Camera Program, that the people know that it's Mr. Steve Ruth who
12 really has led the charge on stop the red light cameras and not be
13 fooled by another phony vanity line, and we're going to see. But I
14 just wanted to give you a little history of how this all works and
15 we're very opposed to that. We want people to vote freely and
16 fairly.

17
18 P. O. GREGORY:
19 Mr. McDermott, please wrap up.

02:56PM 20
21 MR. McDERMOTT:
22 Thank you.

23
24 LEG. SPENCER:
25 Thank you.

26
27 P. O. GREGORY:
28 And without no further introduction, Mr. Ruth.

02:56PM 29
30 MR. RUTH:
31 Good afternoon, once again, Ladies and Gentlemen. In regards to
32 fee increases associated with the Red Light Camera Program, we
33 already established that the program is built illegally. It was
34 constructed without the signatures of a licensed engineer on the
35 installation plans. So any and all fees, whether you raise them or
36 lower them or anything, are all illegal, as well as the
37 administrative surcharge of \$30. That's illegal as well. We
38 established that. It's overstepping the enabling statute and it's
39 a felony. But that's not neither here nor there. The fact that
02:57PM 40 the program itself is constructed without the signature and stamp
41 of a licensed engineer is disregarding the public safety and
42 welfare of all the people driving through these intersections.
43 The fact that I have to go through the process of using licensed
44 engineers to sign off on all my plans, and that's not even putting
45 people in jeopardy like the fact that people are speeding through
46 these intersections or even walking through these intersections and
47 there be no engineer's signature on them is ludicrous. And then to
48 talk about raising the fee upon something that's already nothing
49 more than a systematic form of illegal extortion is even more
02:57PM 50 ludicrous.

51
52 We all know that Suffolk County residents right now are having a
53 tough time paying their property taxes, so to go and then further
54 tax them and raise the administrative fees on every ticket in the
55 Traffic Violations Agency is hurting people. My friend was
56 incarcerated recently and he told me that in Yaphank -- 99% of the

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1 people in Yaphank are there for traffic tickets and driving without
2 a license. So if you have this kind of incarceration going on
3 right here in Yaphank, to raise the fees is going to further
4 incarcerate many more people. I don't think that's a good idea.

5
6 I think that right now we should try and keep people out of jail
7 and we already established that people at the Traffic Agency were
8 being locked up for violations, and that this year Mr. DeMarco said
9 that it was 35 people, Mr. Margiotta said that it was 23 people.
02:58PM 10 There's been discrepancies as to how many people were locked up out
11 of the Traffic Agency. But either way, to raise the fees is going
12 to only create more problems. Right now we should be trying to
13 lower the fees, the administrative fees.

14
15 Off of the money that gets raised just from the recording tax, the
16 recording fee of \$650, it's well over enough to cover any fees at
17 the Traffic Agency, because we all know that it only costs like \$25
18 to record something. And in other states that's what they're
19 charging. It used to be \$25 here. Now they're charging \$650 to
02:59PM 20 record a power of attorney or a mortgage satisfaction. So this is
21 crippling the residents of the County.

22
23 Please don't consider raising the fees at the Traffic Violations
24 Agency. And I want to further say that I have zero points on my
25 driving record. I don't have any tickets and I have never had to
26 appear in front of a judge at the corrupt Traffic Violations
27 Agency.

28
29 P. O. GREGORY:

02:59PM 30 All right. Thank you. Anyone else like to make a comment on I.R.
31 1579? Seeing none, I will make a motion to close.

32
33 LEG. HAHN:

34 Second.

35
36 P. O. GREGORY:

37 Who was that?

38
39 LEG. HAHN:

03:00PM 40 (Raised hand).

41
42 P. O. GREGORY:

43 Second by Legislator Hahn. All in favor? Opposed? Abstentions?

44
45 LEG. BROWNING:

46 Opposed.

47
48 LEG. TROTТА:

49 Opposed.

03:00PM 50
51 MS. ELLIS:

52 *Sixteen. (Amended to Fourteen. Opposed: Legislators Browning,*
53 *Kennedy, Trotta and McCaffrey)*

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1 P. O. GREGORY:
2 Okay. I'd like to make a motion to set the date for the following
3 public hearing September, 6, 2017, at 2:30 p.m. at the Maxine
4 Postal Auditorium in Riverhead. *I. R. 1581 (Adopting Local Law No.*
5 *-2017, A Local Law to evaluate the Red Light Camera Program's*
6 *impact on public safety (McCaffrey).* Do I have a second? Second
7 by Legislator Calarco. All in favor?
8

03:00PM 9 P. O. GREGORY:
10 All in favor? Opposed? Abstentions?
11

12 MS. ELLIS:
13 *Eighteen.*
14

03:00PM 15 P. O. GREGORY:
16 Okay. All right. Back to our agenda. Where were we? We were on
17 page -- Economic Development. Okay. All right. *I. R. 1561, page*
18 *six, Amending the 2017 Adopted Capital Budget and Operating Budget*
19 *and authorizing the execution of a 90% Grant Agreement with the*
20 *Federal Aviation Administration and the New York State Department*
21 *of Transportation in connection with a project to replace the Air*
22 *Traffic Control Tower at Gabreski Airport (CP 5709)(Co. Exec.).*
23 Legislator Fleming?
24

25 LEG. HAHN:
26 Motion to approve.
27

28 LEG. FLEMING:
29 Which one?
30

03:01PM 31 P. O. GREGORY:
32 This is yours, right? Gabreski? Oh, I'm sorry. I'll make a
33 motion.
34

35 LEG. HAHN:
36 I did.
37

03:01PM 38 P. O. GREGORY:
39 Oh, you did? I'm sorry. Legislator Hahn made a motion. I missed
40 it. Second by Legislator Lindsay. All in favor? Opposed?
41 Abstentions?
42

43 MS. ELLIS:
44 *Seventeen. (Not Present: Legislator Stern)*
45

03:01PM 46 P. O. GREGORY:
47 *I. R. 1561A Bond Resolution (of the County of Suffolk, New York,*
48 *authorizing the issuance of \$190,000 Bonds to finance planning*
49 *costs associated with a project to Replace the Air Traffic Control*
50 *Tower at Gabreski Airport (CP 5709.112).* Same motion, same second.
51 Roll call.
52

53 *(Roll Call by Amy Ellis - Chief Deputy Clerk)*
54

55 LEG. HAHN:
56 Yes.

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1 LEG. LINDSAY:
2 Yes.
3
4 LEG. KRUPSKI :
5 Yes.
6
7 LEG. FLEMING:
8 Yes.
9
03:01PM 10 LEG. BROWNING:
11 Yes.
12
13 LEG. MURATORE:
14 Yes.
15
16 LEG. ANKER:
17 Yes.
18
03:01PM 19 LEG. MARTINEZ:
20 Yes.
21
22 LEG. CILMI :
23 Yes.
24
25 LEG. BARRAGA:
26 Yes.
27
28 LEG. KENNEDY:
29 Yes.
03:01PM 30
31 LEG. TROTTA:
32 Yes.
33
34 LEG. MC CAFFREY:
35 Yes.
36
37 LEG. STERN:
38 Yes.
39
03:02PM 40 LEG. D'AMARO:
41 Yes.
42
43 LEG. SPENCER:
44 Yes.
45
46 D. P. O. CALARCO:
47 Yes.
48
49 P. O. GREGORY:
03:02PM 50 Yes.
51
52 MS. ELLIS:
53 *Eighteen.*
54
55
56

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1 P. O. GREGORY:
2 Okay. *I. R. 1562 - Amending the 2017 Adopted Capital Budget and*
3 *Operating Budget and authorizing the execution of a 90% Grant*
4 *Agreement with the Federal Aviation Administration and the New*
5 *York State Department of Transportation in connection with an*
6 *Airport Obstruction Remediation Program at Gabreski Airport (CP*
7 *5731)(Co. Exec.).*

8
9 LEG. HAHN:
10 (Raised Hand).

11
12 P. O. GREGORY:
13 Same motion, same second, okay?

14
15 LEG. HAHN:
16 (Nodded).

17
18 P. O. GREGORY:
19 All in favor? Opposed? Abstentions?

20
21 MS. ELLIS:
22 *Seventeen. (Not Present: Legislator Stern)*

23
24 P. O. GREGORY:
25 *I. R. 1562A Bond Resolution (of the County of Suffolk, New York*
26 *authorizing the issuance of \$158,333 Bonds to finance planning costs*
27 *associated with an Airport Obstruction Remediation Program at*
28 *Gabreski Airport (CP 5731.112). Same motion, same second. Roll*
29 *call.*

30
31 *(Roll Call by Amy Ellis - Chief Deputy Clerk)*

32
33 LEG. HAHN:
34 Yes.

35
36 LEG. LINDSAY:
37 Yes.

38
39 LEG. KRUPSKI:
40 Yes.

41
42 LEG. FLEMING:
43 Yes.

44
45 LEG. BROWNING:
46 Yes.

47
48 LEG. MURATORE:
49 Yes.

50
51 LEG. ANKER:
52 Yes.

53
54 LEG. MARTINEZ:
55 Yes.

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1 LEG. CILMI:
2 Yes.
3
4 LEG. BARRAGA:
5 Yes.
6
7 LEG. KENNEDY:
8 Yes.
9
03:02PM 10 LEG. TROTTA:
11 Yes.
12
13 LEG. MC CAFFREY:
14 Yes.
15
16 LEG. STERN:
17 Yes.
18
19 LEG. D'AMARO:
03:03PM 20 Yes.
21
22 LEG. SPENCER:
23 Yes.
24
25 D. P. O. CALARCO:
26 Yes.
27
28 P. O. GREGORY:
29 Yes.
03:03PM 30
31 MS. ELLIS:
32 *Eighteen.*
33
34 P. O. GREGORY:
35 Okay. *I. R. 1560 - Accepting and appropriating a grant award from*
36 *the Environmental Protection Agency through the New York State*
37 *Environmental Facilities Corporation for a Green Innovation Grant*
38 *Program (GIGP) entitled, "Campus Green Roofs Initiative", 90%*
39 *reimbursed by Federal funds at Suffolk County Community College*
03:03PM 40 *(Co. Exec.).* Motion by Legislator Martinez, second by Legislator
41 Muratore. Did you raise your hand?
42
43 LEG. MURATORE:
44 Yes, I did.
45
46 P. O. GREGORY:
47 Okay. All in favor? Opposed? Abstentions?
48
49 MS. ELLIS:
03:03PM 50 *Eighteen.*
51
52 P. O. GREGORY:
53 *I. R. 1566 - Extending deadline for the Child Care Commission*
54 *(Martinez).* Motion by Legislator Martinez.
55
56

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1 LEG. MARTINEZ:

2 Yes.

3

4 P. O. GREGORY:

5 Do I have a second? I'll second. All in favor? Opposed?

6 Abstentions?

7

8 MS. ELLIS:

9 *Eighteen.*

03:03PM

10

11 P. O. GREGORY:

12 *I. R. 1577 - Directing the Department of Social Services to cease*
13 *payment for substandard housing (Browning). Motion by Legislator*
14 *Browning.*

15

16 LEG. MARTINEZ:

17 Second.

18

19 P. O. GREGORY:

03:04PM

20 Second by Legislator Martinez. Anyone on the motion? All in
21 favor? Opposed?

22

23 LEG. HAHN:

24 I'd like to cosponsor.

25

26 P. O. GREGORY:

27 All in favor? Opposed? Abstentions?

28

29 MS. ELLIS:

03:04PM

30 *Eighteen.*

31

32 P. O. GREGORY:

33 *I. R. 1442 - Authorizing the inclusion of new parcel(s) into an*
34 *existing certified Agricultural District(s) in the County of*
35 *Suffolk 2017 - David Fedun (SCTM No. 0600-079.00-01.00-007.014) (Co.*
36 *Exec.). Motion by Legislator Krupski. I'll second. All in favor?*
37 *Opposed? Abstentions?*

38

39 MS. ELLIS:

03:04PM

40 *Eighteen.*

41

42 P. O. GREGORY:

43 *I. R. 1443 - Authorizing the inclusion of new parcel(s) into an*
44 *existing certified Agricultural District(s) in the County of*
45 *Suffolk 2017 - Thomas Hart III (SCTM No.*
46 *1000-063.00-03.00-025.000) (Co. Exec.).*

47

48 LEG. KRUPSKI:

49 Motion.

03:04PM

50

51 P. O. GREGORY:

52 Same motion, same second. All in favor? Opposed? Abstentions?

53

54 MS. ELLIS:

55 *Eighteen.*

56

1 P. O. GREGORY:
2 *I. R. 1444 - Authorizing the inclusion of new parcel(s) into an*
3 *existing certified Agricultural District(s) in the County of*
4 *Suffolk 2017 - Paul Melnik (SCTM No. 0200-593.00-02.00-001.000) (Co.*
5 *Exec.).* Motion by Legislator Krupski, I'll second. All in favor?
6 Opposed? Abstentions?

7
8 MS. ELLIS:
9 *Eighteen.*

03:05PM 10
11 P. O. GREGORY:
12 *I. R. 1445 - Authorizing the inclusion of new parcel(s) into an*
13 *existing certified Agricultural District(s) in the County of*
14 *Suffolk 2017 - Michael Croteau (SCTM No.*
15 *1000-075.00-07.00-001.004) (Co. Exec.).*

16
17 LEG. KRUPSKI:
18 Motion.

03:05PM 19
20 P. O. GREGORY:
21 Motion by Legislator Krupski, I'll second -- second by Legislator
22 Browning?

23
24 LEG. BROWNING:
25 (Nodded).

26
27 P. O. GREGORY:
28 Okay. All in favor? Opposed? Abstentions?

03:05PM 29
30 MS. ELLIS:
31 *Eighteen.*

32
33 P. O. GREGORY:
34 *I. R. 1446 - Authorizing the inclusion of new parcel(s) into an*
35 *existing certified Agricultural District(s) in the County of*
36 *Suffolk 2017 - Josiah Foster, LLC (SCTM No.*
37 *0900-056.00-01.00-016.000) (Co. Exec.).*

38
39 LEG. FLEMING:
40 Motion.

03:05PM 41
42 LEG. KRUPSKI:
43 Second.

44
45 P. O. GREGORY:
46 Motion by Legislator Fleming, second by Legislator Krupski. All in
47 favor? Opposed? Abstentions?

48
49 MS. ELLIS:
50 *Eighteen.*

03:05PM 51
52 P. O. GREGORY:
53 *I. R. 1447 - Authorizing the inclusion of new parcel(s) into an*
54 *existing certified Agricultural District(s) in the County of*
55 *Suffolk 2017 - Laura Klahre and Adam Suprenant (SCTM No.*
56 *1000-075.00-04.00-029.000) (Co. Exec.).*

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1 LEG. KRUPSKI:

2 Motion.

3

4 P. O. GREGORY:

5 Motion by Legislator Krupski, I'll -- second by Legislator Fleming?

6

7 LEG. FLEMING:

8 (Nodded).

9

03:06PM 10 P. O. GREGORY:

11 Okay. All in favor? Opposed? Abstentions?

12

13 MS. ELLIS:

14 *Eighteen.*

15

16 P. O. GREGORY:

17 *I. R. 1448 - Authorizing the inclusion of new parcel(s) into an*

18 *existing certified Agricultural District(s) in the County of*

19 *Suffolk 2017 - Twisted Pine, LLC (SCTM Nos.*

03:06PM 20 *0300-166.00-04.00-001.001, 0300-166.00-04.00-001.003)(Co. Exec.).*

21

22 LEG. BROWNING:

23 (Raised hand)

24

25 LEG. FLEMING:

26 I'll make a motion.

27

28 P. O. GREGORY:

29 Motion by Legislator Browning, second by Legislator Fleming. All

03:06PM 30 in favor? Opposed? Abstentions?

31

32 MS. ELLIS:

33 *Eighteen.*

34

35 P. O. GREGORY:

36 *I. R. 1449 - Authorizing the inclusion of new parcel(s) into an*

37 *existing certified Agricultural District(s) in the County of*

38 *Suffolk 2017 - Bridge A, LLC (SCTM Nos. 0900-084.00-01.00-032.020,*

39 *0900-084.00-01.00-032.021)(Co. Exec.).*

03:06PM 40

41 LEG. FLEMING:

42 Motion.

43

44 P. O. GREGORY:

45 Motion by Legislator Fleming.

46

47 LEG. KRUPSKI:

48 Second.

49

03:06PM 50 P. O. GREGORY:

51 Second by Legislator Krupski. All in favor? Opposed?

52 Abstentions?

53

54 MS. ELLIS:

55 *Eighteen.*

56

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1 P. O. GREGORY:
2 *I. R. 1450 - Authorizing the inclusion of new parcel(s) into an*
3 *existing certified Agricultural District(s) in the County of*
4 *Suffolk 2017 - Howard Flynn and Deborah Siegel (SCTM No.*
5 *0200-698. 00-01. 00-040. 000) (Co. Exec.). I'll make a motion.*
6

7 LEG. KRUPSKI:
8 Second.

03:06PM 9
10 P. O. GREGORY:
11 Second by Legislator Krupski. All in favor? Opposed?
12 Abstentions?

13
14 MS. ELLIS:
15 *Eighteen.*

16
17 P. O. GREGORY:
18 *I. R. 1451 - Authorizing the inclusion of new parcel(s) into an*
19 *existing certified Agricultural District(s) in the County of*
03:06PM 20 *Suffolk 2017 - Pal-O-Mine Equestrian, Inc. (SCTM Nos.*
21 *0504-004. 00-01. 00-019. 000, 0504-009. 00-01. 00-035. 000) (Co. Exec.).*
22 *I'll make a motion.*

23
24 LEG. HAHN:
25 (Raised hand).

26
27 LEG. MC CAFFREY:
28 On the motion, Mr. Chairman.

03:07PM 29
30 P. O. GREGORY:
31 Second by Legislator Hahn. On the motion, Legislator McCaffrey.

32
33 LEG. MC CAFFREY:
34 I was just wondering if some of the concerns that were brought up
35 by the Mayor -- this is the Islandia piece, correct?

36
37 P. O. GREGORY:
38 Correct.

03:07PM 39
40 LEG. MC CAFFREY:
41 Some of the concerns that the Mayor had concerning the possible
42 zoning issues that were unresolved and some concerns that they were
43 -- in fact, I do know that they have never appeared in Village
44 Court for the summonses that they were issued for zoning problems
45 at the site, and I am deeply concerned that this may be a situation
46 that we're going to be applying for protection under the Farmland,
47 and to circumvent the local laws and the zoning authority of the
48 local villages and towns. That's my concern.

03:08PM 49
50 P. O. GREGORY:
51 Okay. I think we had Mr. Snead, the attorney, was here I know in
52 public hearings or at some point and had mentioned that they were
53 in court, that they were resolving some of the issues. I spoke to
54 Ms. Gatta yesterday. It's my understanding that they've -- they
55 submitted a permit application. The Village amazingly hasn't
56 responded to them, to the application. So I think they're doing

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1 the right thing. There is, from what I understand, some local
2 pressure to develop some of the properties in the area to a hotel
3 to comport with the casino and some other stuff. But I think, you
4 know -- you know, I think there -- I know some of us have been out
5 at the operations. I'm familiar with the operations of this for
6 most of my life, if not all of my life. I think they do a good job
7 and I think it complies, it comports with the agricultural -- the
8 State Agricultural Program.

9
03:09PM 10 LEG. MC CAFFREY:

11 I am not -- they do wonderful work, a great organization, they do
12 great things. My concern, and maybe if he's here you can ask the
13 question, what is the status of the violations, for the zoning
14 violations that they've put forward? If I may and the attorney's
15 here.

16
17 P. O. GREGORY:

18 All right. Mr. Snead, please.

19
03:09PM 20 Mr. SNEAD:

21 Thank you. I'm happy to answer the question. Last year the
22 Village of Islandia filed -- served our resident at 899 Old Nichols
23 Road with a number of summonses. Those summonses were made out in
24 the name of an entity called GMDH LLC, which was the prior owner.
25 I have personally appeared at the Village of Islandia Justice Hall
26 twice. I have been in contact with the Village Attorney on
27 numerous occasions. I have actually submitted a formal motion to
28 dismiss that case because it's brought against somebody who doesn't
29 own the property. It has never been brought against Pal -0-Mine.
03:10PM 30 Pal -0-Mine has never been served.

31
32 That said, we committed, as I had discussed with the Village
33 Attorney, to resolving the problems at that site, and I personally
34 submitted an application to resolve the issues, the two main
35 issues, that were there. Those being the fact that we had modified
36 the interior to remove two of the dwelling units so it could be
37 used as a classroom, which is authorized under the code, and the
38 second issue, which deals with a handicapped access ramp. As you
39 may know from knowing the facility and knowing what we do, we
03:10PM 40 handle a number of folks who have disability issues and
41 accessibility issues and that's why those were done. We have made
42 the application to the Village and we're waiting for the Village to
43 tell us what it is they want us to do.

44
45 LEG. MC CAFFREY:

46 Perfect. That's what I wanted to hear, that there was progress
47 being made towards resolution with the zoning issues and not have
48 this agricultural district supersede the Village's authority and I
49 feel comfortable knowing what you've told me now that you're going
03:11PM 50 towards that. So thank you.

51
52 MR. SNEAD:

53 Thank you.

54
55 P. O. GREGORY:

56 Legislator Krupski.

1 LEG. KRUPSKI:

2 So at the March meeting of the Farmland Protection Board the
3 Village was not represented and so we acted without any sort of
4 complaint from them. We acted on what the applicant submitted and
5 approved it based on that it was going to be used, even though it's
6 offsite, used for workforce housing. Now, workforce housing is
7 certainly allowed under Ag and Markets for an agricultural
8 operation. A few years ago we approved their main operation for
9 agricultural use and inclusion in the Ag District with all of the
03:12PM 10 protections that is afforded from that designation. And so as a
11 use of the -- of the main use is a side use is housing the
12 employees. It's certainly appropriate under the Ag and Markets Law
13 and it -- you know, so the one issue is the housing. If more
14 businesses housed their own employees we'd have less of a problem
15 in this County, certainly.

16
17 And as far as the applicant, Mr. Snead, who's representing the
18 applicant has stated, that they are working to comply with the
19 Village, you know, that gives me a great deal of comfort because
03:12PM 20 it's -- when Ag and Markets does step in on behalf of someone, it
21 does make it difficult for a municipality to try to sort out what
22 their rights are and what they aren't. But if the Village is
23 willing to work with -- I mean the applicant's willing to work with
24 the Village now to bring everything into compliance I think
25 they're, you know, they're doing the right thing.

26
27 P. O. GREGORY:

28 Okay. Legislator Stern.

29
03:13PM 30 LEG. STERN:

31 Yeah. I recall from the dialogue the other day as well as, you
32 know, some of the legal arguments going back and forth that
33 although this is a State program and being included in the district
34 brings certain opportunities for an organization or a property
35 under State Law, that there would still be sufficient land use and
36 zoning authority being exercised by the local municipality. So for
37 me, since the property is in the district, the issue of whether the
38 residential use was also an allowable use under the Ag and Markets
03:14PM 39 Law, I know that there was some dialogue back and forth there as
40 well, and I recall that Counsel had -- I think had cited the
41 applicable law that indeed that use was included under the New York
42 State Ag and Markets Law.

43
44 But just going to our Counsel, George, is that your interpretation
45 as well, that, yes, the existing use clearly was identified as
46 being an allowable use and one that the Ag and Markets Law was
47 really envisioned to allow for? It seemed like the residential use
48 was although directly related to the use of the property for its
49 agricultural use, that it was -- one could say that it was
03:15PM 50 ancillary to the core function. But then you hear how they're
51 using it and who's going to be housed there and you can certainly
52 make the argument that it is a direct use for its agricultural
53 purpose.

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1 So I will just go to you, George, just to ensure that the reading
2 is correct, that the statutory law is correct and maybe you know
3 whether or not there's applicable case law that says yes, that the
4 residential use goes along with the agricultural use for these
5 purposes.

6

7 MR. NOLAN:

8 There's no doubt that housing of the agricultural workers is a
9 legitimate part of a farm operation under Ag and Markets Law, and
03:15PM 10 then there's case law which indicates that even if the housing,
11 proposed housing for agriculture workers is inconsistent with the
12 local zoning, you know, that use is permissible and will override
13 the local zoning in that case if a municipality raises that
14 objection.

15

16 LEG. STERN:

17 Thank you.

18

19 P. O. GREGORY:

03:16PM 20 Okay. Legislator Browning.

21

22 LEG. BROWNING:

23 Yeah. I'm glad I actually was able to go pay them a visit. And I
24 have to tell you, I was very impressed with the program and that
25 was some of their special needs students that were there for the
26 summer. And they -- the particular house that's considered a three
27 family house, I was in there. They have one person living in the
28 home and I guess he's a manager for the facility. And it was very
29 clear that the downstairs area -- there was no living
03:16PM 30 accommodations there. It had a kitchen table. There was some, you
31 know, a couple of filing cabinets, but it was clearly not a living
32 area.

33

34 And, you know, I have to tell you, I think it's an awesome program.
35 They do a program for adults with mental health issues and
36 disabilities. And the fact that the neighbors are not complaining
37 about this, and I did ask when the Mayor was here has there been
38 any complaints about residents in the home, and there seems to be
39 none. So I don't know what the implications are, and I think that
03:17PM 40 the fact is no matter what it is, it still falls under the Village
41 of -- sorry Village of Islandia as far as their Zoning and Code
42 Enforcement, that they still have to comply, no matter what they
43 are. And I think Al has said it often enough. So like I said, the
44 property was beautifully maintained. It certainly -- it was a
45 pleasure to see it. So I see no reason why not to support this.

46

47 P. O. GREGORY:

48 Legislator Spencer.

49

03:17PM 50 LEG. SPENCER:

51 I definitely feel that Pal-O-Mine played a very major community
52 service role in what they do. And I've been impressed with their
53 operations and I haven't -- have had a chance to spend the day
54 there. I think my question or my concern with this more relates to
55 with regards to as we look at properties to go into an Ag District
56 that we assess the property itself as to what percentage of the

1 land will be going into some sort of agricultural operations. I
2 know when we were looking at the Sandpiper Farm issue in my
3 district that was part of it. And then once it was included in an
4 Ag District, there's protections that I support that should be
5 afforded, and in that those protections to allow them to perform
6 these operations or whatever they would need to do to continue with
7 an agricultural operation.

8
9 My concern with this is that now although housing is an accepted
03:19PM 10 portion of the operations, we're now taking another piece of land
11 and putting it into the Agricultural District for the sole purpose
12 of housing and it's in proximity to where the original operations
13 are. And so, George, if I could direct this towards you, and maybe
14 you could help clear this up, we're saying this is allowable. So
15 -- because of the proximity. Is there any particular -- for
16 instance, if they wanted to have housing on another piece of land
17 that were -- that was five miles away and they were going to bus
18 the workers in or give them transportation, in your opinion, would
19 that still be something that would be permissible that they should
03:20PM 20 be included into an Ag District because they -- they'd still be
21 using the land, that land to house workers that would work the land
22 included in the Agricultural District because -- I'll let you
23 answer first.

24
25 MR. NOLAN:

26 Legislator Spencer, I know that the properties do not have to be
27 contiguous. In that situation you just cited, five miles
28 difference, I'd have to research that to determine what the case
29 laws indicate and what the opinions are from the State Agriculture
03:20PM 30 Department.

31
32 I should just note you said that this is only going to be used
33 solely for housing. I believe the attorney for Pal-0-Mine has
34 testified a couple of times that there is some type of farming
35 going on on this particular parcel right now. If I'm incorrect on
36 that he can correct me. I think there is a farm stand and I think
37 there is some produce being grown.

38
39 And in terms of the local zoning, you know from your own situation
03:21PM 40 up in Asharoken, while local zoning is still in play in terms of a
41 parcel that goes into an Agricultural District, what the local
42 zoning can't do is unreasonably restrict the farm operation. If
43 the owner of the property thinks that's happening they would go to
44 the State and ask for help from the State of New York in terms of
45 saying the municipality is unreasonably restricting what we're
46 doing in terms of running our farm operation.

47
48 LEG. SPENCER:

49 Thanks, George. And so that's where there's a disconnect for me,
03:21PM 50 that I could -- I think that having an Ag District is very
51 important for land that's going to be used for these purposes and
52 then having activities that occur there that may support that, that
53 makes sense to me. But when we start putting other pieces of land
54 into that Ag District that are providing supportive operations for
55 the land that's in the Ag District, I don't know how far afield we
56 could go here, that if all of a sudden the owner had -- because

1 there are tax implications to the municipality when they're
2 included into that Ag District. So I'm a little uncomfortable.
3 There's --

4
5 LEG. HAHN:
6 It's a not-for-profit.

7
8 LEG. SPENCER:

9 It's a not-for-profit, right, and I'm saying it has been part of
10 other situations. I think that's more my discomfort lies. I'm not
11 saying I don't support this and I'm looking for a way to support
12 it, but I am concerned that by starting to include adjacent pieces
13 of property that are not doing, well, you know, you can have a farm
14 stand there, but that aren't doing agricultural operations now into
15 the Ag District, I just wish that there was some feeling on, you
16 know, how close it had to be, if it was five miles or ten miles.
17 And you're saying I've got a 100-acre farm and I've got a
18 three-acre piece of property that's pretty close, and now I want
19 this included because there are operations going on on this
20 property that support that other piece of property. And I'm just
21 concerned as far as the precedent that's there, and I'm not fully
22 there in terms of supporting this yet.

23
24 P. O. GREGORY:

25 And just, if I may, to address. Just a couple of years ago now I
26 was in Al's district visiting with some of the farmers. Rob
27 Carpenter had set up a visit. I spent most of the day out there
28 and I forget the particular farm, but he had specifically mentioned
29 that they had I think a location in Melville, and here we are in
30 Northport, and he would transport things back and forth from
31 Melville, and then they eventually purchased the property that was
32 contiguous or closer to their farm operation. So the point being
33 that it's not completely unheard of that you have farm operations
34 that aren't necessarily contiguous to each other. So I don't think
35 Pal-0-Mine is unique in that circumstance, and this -- I mean, this
36 is 20, 30 miles away. I forget the nice guy, the flower -- the
37 florist guy I think. But anyway, Legislator Krupski.

38
39 LEG. KRUPSKI:

40 Thank you, and that's exactly the point that you made, that as long
41 as it's part of the operation it doesn't have to be contiguous
42 parcels. We have three parcels in the Ag District, they're not
43 contiguous, they're all part of our operation. So you can't always
44 -- you don't always have the luxury of being able to have the
45 parcel contiguous to your operations. Sometimes you have to have a
46 parcel that's off-site because that's all that's available. And in
47 this case the housing is certainly a big part of any business,
48 whether it's agriculture or not, and in this case it's an important
49 component, you know, for their operations, but it's part of their
50 operation. They don't have to be contiguous and the Melville to
51 Cutchogue example was a great example.

52
53 LEG. SPENCER:

54 May I respond, Presiding Officer, or just kind of -- I know, I get
55 that. I guess when I think of at least my understanding of the
56 intent of having -- is to be able to put protections on certain

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1 parcels of land to allow the agricultural activity to take place,
2 and then whatever support is necessary for that. But when we -- in
3 this case it's not having an impact on the tax rolls so that might
4 give me at least some comfort there. But if we start then saying
5 well, I have someone that has a lot of pieces of property that
6 aren't really involved in Agricultural Districts, where we start to
7 bestow the ag protection on those other properties of a particular
8 owner, it may start to, in my opinion, get a little bit in a
9 slippery slope.

03:26PM

10

11 There needs to be some definition or -- when we're saying, you
12 know, what is the proximity that could you theoretically start to
13 include your penthouse in the city as part of your -- and again,
14 that's outlandish. I'm saying that's completely outlandish. I
15 don't want to be inappropriate but I'm saying that I would like to
16 get a sense of what that proximity is and how do you protect
17 someone that may be looking to take advantage of the municipality
18 or take advantage of that farmland protection? You know, where do
19 we draw the line?

03:26PM

20

21 LEG. KRUPSKI:
22 If I could, Mr. Presiding Officer, I'd like to ask Legislator
23 Spencer to leave my penthouse on the East Side out of this
24 discussion.

25

*(*Laughter*)*

26

27

28 P. O. GREGORY:
29 You mean your barn.

03:27PM

30

*(*Laughter*)*

31

32

33 LEG. KRUPSKI:
34 More of an outhouse, but okay. So there is a series of
35 protections, and because the way the process is structured, first
36 they apply to the Planning Department here in Suffolk County, and
37 then there is a Farmland Protection Board that meets once a year
38 and reviews these and makes a recommendation. And over the course
39 of the years they are -- all the parcels are not always
40 recommended, and this year they were, but in other years they
41 aren't, and these people are told to do what they need to do to
42 comply with the Ag and Markets Law for inclusion into the program.

03:27PM

40

41

42

43

44 If the Board votes to include them, then they go to the EPA
45 Committee, then they have a public hearing, then they come here
46 again, back here for final decision in the County, then they have
47 to go Upstate and pass muster at Ag and Markets. So there's a
48 number of steps that take place to make sure that it is, in fact,
49 legitimate agriculture.

03:28PM

50

51 LEG. SPENCER:
52 Okay. Thank you.

53

54 P. O. GREGORY:
55 Okay. Anyone else? Okay. We have a motion to approve. All in
56 favor? Opposed? Abstentions?

1 MS. ELLIS:

2 *Eighteen.*

3

4 P. O. GREGORY:

5 Okay. All right. *I. R. 14 -- I'm sorry. 1536 - Authorizing the*
6 *acquisition of Farmland Development Rights under the New Suffolk*
7 *County 1/4% Drinking Water Protection Program (effective December*
8 *1, 2007) for the DiPierro property - Finks Farm - Town of Riverhead*
9 *(SCTM No. 0600-115. 00-01. 00-004. 001 p/o) (Krupski).*

03:28PM 10

11 LEG. KRUPSKI:

12 So moved.

13

14 P. O. GREGORY:

15 Motion by Legislator Krupski.

16

17 LEG. ANKER:

18 Second.

19

03:28PM 20

21 P. O. GREGORY:

22 Second by Legislator Anker. All in favor? Opposed? Abstentions?

23

24 MS. ELLIS:

25 *Eighteen.*

26

27 P. O. GREGORY:

28 *I. R. 1555 - Authorizing the acquisition of land under the New*
29 *Enhanced Suffolk County Drinking Water Protection Program 2014*
30 *Referendum - Land purchases for Open Space Preservation (CP*
31 *8732.210) - for the Society of St. Francis, American Province, Inc.*
32 *Property - Little Portion Friary II - Town of Brookhaven - (SCTM*
33 *No. 0200-067. 00-01. 00-007. 001 p/o) (Co. Exec.).*

03:28PM 30

34 LEG. ANKER:

35 Motion.

36

37 LEG. HAHN:

38 Second.

39

03:29PM 40

41 P. O. GREGORY:

42 Motion by Legislator Anker, second by Legislator Hahn. On the
43 motion, Legislator Krupski.

44

45 LEG. KRUPSKI:

46 Thank you. So we had this discussion at the committee, and I just
47 -- and Legislator Anker agreed that these parcels are really
48 valuable for access to the public. And so we just wanted to make
49 sure that in the language it was very clear that it could be --
50 whether the parking is going to be provided by the reserve area
51 that's going to be used as some sort of church function there so
52 that it will be safe off the road parking, or whether the County at
53 some point can put in safe off the road parking there so the
54 community can have access to that site and not park, you know, not
55 park on the side of the road. And so that should be very clear
56 that this is for public passive use but that they should be able to
park, you know, offsite -- onsite, rather, on the parcel.

03:29PM 50

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1 P. O. GREGORY:
2 Okay. Anyone else? Okay. We have a motion and a second. All in
3 favor? Opposed? Abstentions?
4

5 MS. ELLIS:
6 *Seventeen. (Not Present: Legislator Lindsay)*
7

8 P. O. GREGORY:
9 Okay. *I. R. 1556 - Authorizing the acquisition of land under the*
03:30PM 10 *Suffolk County Supplemental Environmental Project for Land*
11 *acquisition (CP 8735) - for the Matrix Residential Holdings, LLC*
12 *property - Swan River - Town of Brookhaven - (SCTM No.*
13 *0200-982.50-04.00-003.000)(Co. Exec.).*
14

15 LEG. KRUPSKI:
16 Motion.
17

18 P. O. GREGORY:
19 Motion by Legislator Krupski.
03:30PM 20

21 LEG. MURATORE:
22 (Raised hand).
23

24 P. O. GREGORY:
25 Second by Legislator Muratore. Okay. All in favor? Opposed?
26 Abstentions?
27

28 MS. ELLIS:
29 *Seventeen. (Not Present: Legislator Lindsay)*
03:30PM 30

31 P. O. GREGORY:
32 Okay. *I. R. 1556A Bond Resolution (of the County of Suffolk, New*
33 *York, authorizing the issuance of \$1,330,380 Bonds to finance the*
34 *acquisition of a parcel of land pursuant to the Suffolk County*
35 *Supplemental Environmental Project for Land Acquisition (8735.210).*
36 Same motion, same second. Roll call.
37

38 *(Roll Call by Amy Ellis - Chief Deputy Clerk)*
39

03:30PM 40 LEG. KRUPSKI:
41 Yes.
42

43 LEG. MURATORE:
44 Yes.
45

46 LEG. FLEMING:
47 Yes.
48

49 LEG. BROWNING:
03:31PM 50 Yes.
51

52 LEG. HAHN:
53 Yes.
54

55 LEG. ANKER:
56 Yes.

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1 LEG. LINDSAY:
2 (Not Present)
3
4 LEG. MARTINEZ:
5 Yes.
6
7 LEG. CILMI:
8 Yup.
9
03:31PM 10 LEG. BARRAGA:
11 Yes.
12
13 LEG. KENNEDY:
14 Yes.
15
16 LEG. TROTTA:
17 Yes.
18
03:31PM 19 LEG. MC CAFFREY:
20 Yes.
21
22 LEG. STERN:
23 Yes.
24
25 LEG. D'AMARO:
26 Yes.
27
28 LEG. SPENCER:
29 Yes.
03:31PM 30
31 D. P. O. CALARCO:
32 Yes.
33
34 P. O. GREGORY:
35 Yes.
36
37 MS. ELLIS:
38 *Seventeen.*
39
03:31PM 40 P. O. GREGORY:
41 Okay. *I. R. 1557*, I'm going to make a motion to table. It's
42 *Rescinding Resolution Nos. 984-2016 and 985-2016 and authorizing*
43 *construction for the National Fish and Wildlife Foundation (NFWF),*
44 *Wetland Restoration in Suffolk County (NY) project, using the New*
45 *Enhanced Suffolk County Water Quality Protection Program Funds (CP*
46 *8733)(Co. Exec.).* Yeah, there's no bond, that's why we have to
47 table it. So I'll make a motion to table.
48
03:31PM 49 D. P. O. CALARCO:
50 Second.
51
52 P. O. GREGORY:
53 Second by Legislator Calarco. All in favor?
54
55 LEG. HAHN:
56 Wait. Before we vote, is there really no bond or accidentally no

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1 bond and we can -- because before -- other times we've had an
2 agenda without it and we were able to.

3
4 MR. NOLAN:

5 Normally we do not. If we're missing a bond we typically table the
6 underlying resolution because there's really no money. I mean --

7
8 LEG. HAHN:

03:32PM

9 No, no, no. My point is was it accidentally no bond resolution was
10 given to us or it's just not ready.

11
12 MS. HORST:

13 My understanding is it's not ready. Bond Counsel is looking for a
14 little bit more information before they'll issue the bond
15 resolution.

16
17 LEG. HAHN:

18 Okay. Thank you.

03:32PM

19
20 MS. HORST:

21 You're welcome.

22
23 P. O. GREGORY:

24 Okay. All in favor? Opposed? Abstentions?

25
26 MS. ELLIS:

27 *Sixteen. (Not Present: Legislators Browning and Lindsay)*

03:32PM

28
29 P. O. GREGORY:

30 *I. R. 1578 - Authorizing the Clean Lakes in Patchogue Project using*
31 *the New Enhanced Suffolk County Water Quality Protection Program*
32 *Funds (CP 8733) and rescinding Adopted Resolution Nos. 852 and*
33 *853-2016 and 52-2017 (DPO Calarco). Motion by Legislator Calarco.*

34
35 LEG. FLEMING:

36 Second.

03:33PM

37
38 P. O. GREGORY:

39 Second by Legislator Fleming. All in favor? Opposed?
40 Abstentions?

41
42 MS. ELLIS:

43 *Sixteen. (Not Present: Legislators Browning and Lindsay)*

44
45 P. O. GREGORY:

46 *I. R. 1578A Bond Resolution (of the County of Suffolk, New York,*
47 *authorizing the issuance of \$49,781 Bonds to finance the New*
48 *Enhanced Suffolk County Water Quality Protection Program - 2014*
49 *Referendum - construction of Clean Lakes in the Village of*
50 *Patchogue (8733.310). Same motion, same second. Roll call.*

03:33PM

51
52 *(Roll Call by Amy Ellis - Chief Deputy Clerk)*

53
54 D. P. O. CALARCO:

55 Yes.

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1 LEG. FLEMING:
2 Yes.
3
4 LEG. KRUPSKI :
5 Yes.
6
7 LEG. BROWNING:
8 (Not Present)
9
03:33PM 10 LEG. MURATORE:
11 Yes.
12
13 LEG. HAHN:
14 Yes.
15
16 LEG. ANKER:
17 Yes.
18
03:33PM 19 LEG. LINDSAY:
20 (Not Present)
21
22 LEG. MARTINEZ:
23 Yes.
24
25 LEG. CILMI :
26 Yes.
27
28 LEG. BARRAGA:
29 Yes.
03:33PM 30
31 LEG. KENNEDY:
32 Yes.
33
34 LEG. TROTTA:
35 No.
36
37 LEG. MC CAFFREY:
38 Yes.
39
03:33PM 40 LEG. STERN:
41 Yes.
42
43 LEG. D'AMARO:
44 Yes.
45
46 LEG. SPENCER:
47 Yes.
48
03:33PM 49 P. O. GREGORY:
50 Yes.
51
52 MS. ELLIS:
53 *Sixteen. (Amended to fifteen).*
54
55
56

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1 P. O. GREGORY:
2 *I. R. 1546 - Authorizing a two-year extension for the development of*
3 *three parcels of land transferred pursuant to the 72-h Affordable*
4 *Housing Program to the Town of Babylon (Co. Exec.). I'll make a*
5 *motion.*

6
7 LEG. MC CAFFREY:
8 Second.

03:34PM

9
10 P. O. GREGORY:
11 Second by Legislator McCaffrey. All in favor? Opposed?
12 Abstentions?

13
14 MS. ELLIS:
15 *Sixteen. (Not Present: Legislators Browning and Lindsay)*

03:34PM

16
17 P. O. GREGORY:
18 *I. R. 1547 - Authorizing a two-year extension for the development of*
19 *ten parcels of land transferred pursuant to the 72-h Affordable*
20 *Housing Program to the Town of Brookhaven (Co. Exec.). Motion by*
21 *Legislator Muratore.*

22
23 D. P. O. CALARCO:
24 Second.

25
26 P. O. GREGORY:
27 Second by Legislator Calarco.

03:34PM

28
29 LEG. TROTТА:
30 On the motion.

31
32 P. O. GREGORY:
33 On the motion, Legislator Trotta.

34
35 LEG. TROTТА:
36 Is this one of the ones where we give the property away and they
37 don't build on it for a couple of years and it sits there and we
38 extend it another two years when we really should be selling it?
39 Anybody know about this?

03:34PM

40
41 D. P. O. CALARCO:
42 These were properties that are in the North Bellport region of East
43 Patchogue, East Patchogue/North Bellport, between Legislator
44 Browning and my districts. They are ones that we have a -- Long
45 Island Housing Partnership is working with us to develop them.
46 They are trying to work on a comprehensive plan to do these
47 projects and it's a difficult area. Quite honestly, I'd rather us
48 hold onto them until we have a viable, good person developing it.

03:35PM

49
50 LEG. TROTТА:
51 But these are off the tax map right now. We own them?

52
53 D. P. O. CALARCO:
54 The town -- we have transferred them to the Town of Brookhaven.

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1 LEG. TROTТА:
2 So they're not paying any taxes.

3
4 D. P. O. CALARCO:
5 I don't believe these are paying taxes at the present time.

6
7 ACTING DIRECTOR SMAGIN:
8 That's correct. It's exempt when it is with the town.

9
10 LEG. TROTТА:
11 There's ten parcels that aren't paying taxes that we're going to --
12 how long have we had them?

13
14 ACTING DIRECTOR SMAGIN:
15 It's not about us having them. We had transferred it to the
16 municipality.

17
18 LEG. TROTТА:
19 How long have transferred them -- how long ago?

03:35PM 20
21 P. O. GREGORY:
22 There's a time cap. I think seven years total.

23
24 LEG. TROTТА:
25 Didn't we put a time cap in this?

26
27 ACTING DIRECTOR SMAGIN:
28 So how the code works it's you have three years to construct and
29 occupy and then there's two 2-year extensions that could be issued
03:36PM 30 by the Director of Real Estate. These were parcels that were
31 transferred in 2009. Again, these were ones that we've been
32 working towards in the cleaning up of this.

33
34 LEG. TROTТА:
35 We've been working on it almost a decade.

36
37 ACTING DIRECTOR SMAGIN:
38 Yes, eight years, and they've requested extensions to be able to
39 complete the project.

03:36PM 40
41 LEG. TROTТА:
42 I'm a no. Thank you.

43
44 P. O. GREGORY:
45 Okay. All right. So we have a --

46
47 LEG. HAHN:
48 No, but I -- so I do kind of want to understand. One more time,
49 what you just said. Can you repeat that?

03:36PM 50
51 ACTING DIRECTOR SMAGIN:
52 Regarding how long they have to actually complete? So under the
53 code you have three years and then you have two 2-year extensions
54 that could be issued by the Director of Real Estate. So beyond
55 that they have to request a Legislative extension, which is what
56 these are. So they're requesting that they do believe they can

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1 complete the project and are asking to come back to the Legislature
2 and request a two-year extension to be able to complete it.

3
4 LEG. TROTТА:
5 I have --

6
7 LEG. HAHN:
8 But do you -- I'm sorry. But do you, what do you do to determine
9 that they really do have plans in motion to complete the project?
03:37PM 10 They have to prove that, right? To continue to go on tax free,
11 there's some kind of proof they have to offer that they're moving
12 on the project not just holding onto it, correct?

13
14 ACTING DIRECTOR SMAGIN:
15 Well, again, so we did have the Town of Brookhaven here earlier
16 ready to speak on this. I don't believe that Alison Karppi came
17 back for the afternoon portion.

18
19 LEG. HAHN:
03:37PM 20 But of course these questions also apply to the resolution we just
21 passed.

22
23 ACTING DIRECTOR SMAGIN:
24 Yeah, that is correct. So in regards to it, again, it's they're
25 requesting for two-year extensions from the Legislature. How close
26 they are to completion, I cannot speak on that.

27
28 LEG. HAHN:
03:38PM 29 I know, but what do you ask? You know, so I guess my question is
30 to the process. Do you -- do we just give everybody two-year
31 extensions, whoever asks for it, and don't care, you know, that it
32 sits vacant or it sits boarded up or it sits whatever the case may
33 be? You know, I want to make sure, and I think this is the point
34 Rob was making as well, is that, you know, we want to make sure
35 that it's not just a stall tactic to hold onto to land, you know.

36
37 ACTING DIRECTOR SMAGIN:
38 No, I understand.

39
03:38PM 40 LEG. HAHN:
41 So what kind of process is in place to make sure you're actually
42 confirming that something's moving? There's movement forward.

43
44 ACTING DIRECTOR SMAGIN:
45 So what -- I can only speak to the time that I've been with Real
46 Estate. So one of the things that I have done is I have put into
47 place a form that the actual municipality has to fill out
48 requesting and stating the reason why they're requesting to direct
49 their extensions and when it comes to the Legislative extension,
03:39PM 50 they're supposed to be coming here and kind of explaining the
51 reasoning to this body.

52
53 LEG. HAHN:
54 Do you have that form with you? Do you have -- was that backup for
55 the resolution?

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1 ACTING DIRECTOR SMAGIN:

2 I don't believe I have that with me but, again, these are all kind
3 of parcels that were transferred to the Town. It is in the area of
4 Bellport. There has been difficulty working on single parcels
5 within Bellport. They've kind of been trying to treat this as a
6 block by block kind of -- kind of reestablishment of the area. So
7 due to it being a block by block reestablishment of the area, I
8 believe they have had difficulty in trying to get these off the
9 ground.

03:39PM 10

11 LEG. TROTTA:

12 I have a couple of more little --

13

14 P. O. GREGORY:

15 Legislator Calarco and then Trotta.

16

17 D. P. O. CALARCO:

18 So to highlight what we're talking about with these parcels, and
19 Legislator Browning is very familiar with some of them because
03:40PM 20 these are in the area that we cover in North Bellport. You know,
21 North Bellport is a neighborhood that has a lot of particular
22 issues that they're trying to deal with and sort through, and the
23 last thing that we want to do is have properties that get bought up
24 by speculators. We already have one problem speculator that has
25 bought up a number of different lots in the neighborhood and has
26 really made it difficult actually for Long Island Housing
27 Partnership and having committed to do the things they do because
28 of the way they bought up the properties, whether it's Tucci or
29 some other problem. So we want to actually retain control of these
03:40PM 30 properties because of the particular situation we're dealing with
31 here.

32

33 You're not going to reap a very big reward off of the parcels in
34 terms of putting them onto auction and for that matter, Long Island
35 Housing Partnership has already invested into these properties
36 because some of them had structures on them. They removed the
37 structures to make sure that these properties were clean and being
38 maintained. And they are working towards the development plan for
39 them. And I know that Alison was here earlier from the Town of
03:41PM 40 Brookhaven, and I have to apologize to my colleagues because I
41 didn't anticipate these questions, especially since we just
42 approved a very similar one for Babylon just two seconds ago
43 without any questions.

44

45 LEG. MC CAFFREY:

46 Who, who -- easy.

47

48 D. P. O. CALARCO:

49 No, no, I'm not -- I'm not being derogatory towards Babylon, it's
03:41PM 50 just a matter that we just did a similar one in that neighborhood.
51 Long Island Housing Partnership is a very reputable organization.
52 They're the ones that are targeted to have these properties and I
53 have full confidence that they're going to develop them in a way
54 that's going to make sure that we have good property owners going
55 into them when they're done.

56

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1 P. O. GREGORY:
2 Legislator Trotta.

3
4 LEG. TROTTA:
5 Unlike my colleague, I have no confidence in them. They've had
6 these for seven years or eight years or whatever this is and have
7 done nothing?

8
9 ACTING DIRECTOR SMAGIN:
03:42PM 10 I can only speak to the time that we transferred to the town. I
11 cannot speak to the time where they would have transferred it to
12 the not-for-profit.

13
14 LEG. TROTTA:
15 I mean, you know, I'm all for giving -- you know, I'm sort of all
16 for giving these things, you know, the opportunity to go into
17 private ownership, but at some point, you know, it's not happening
18 and, you know, people are paying higher taxes because these houses
19 are sitting empty. We need -- all we do is sit here and talk about
03:42PM 20 affordable housing. If someone -- a developer comes in, buys
21 these, renovates them and puts people in them, it's affordable
22 housing. So we're actually holding back affordable housing. So,
23 you know, it makes no sense to me that they're sitting there for
24 seven years. I mean, a guy can come in in six months and renovate
25 one of these places and put them on, you know, put them on the
26 market. It's sort of crazy to me. So I can't support this. I
27 don't get it.

28
29 P. O. GREGORY:
03:42PM 30 Legislator Browning.

31
32 LEG. BROWNING:
33 So the reason why you'd want to support this is because of the
34 exorbitant amount of rental properties that are in that community
35 right now, which has destabilized that community, and homeownership
36 is what stabilizes a community and brings it up. So I'll ask you
37 to support this simply because, and I think, Rob, you know, you've
38 probably worked North Bellport. You see what that community is
39 like. We're trying to change it. And there was an incident
03:43PM 40 happened a lot of years ago, properties that were supposed to be
41 sold for first-time homeowners, and a scandalous story in Newsday
42 about it, and I think that was back in the '70s.

43
44 We have to work with these non-profits to create these affordable
45 homes. The Housing Partnership did a great job. Habitat has been
46 doing a great job. We have a lot of great new homeowners in there
47 and we need to keep changing that. And if we were to put these up
48 for auction, some guy's going to come in, buy them up, turn them
49 into slum rentals and you're destroying that community again.

03:44PM 50
51 But I do have one question. Has there been any title issues with
52 any of these properties? Because I know that there has been
53 occasions with some of these 72-h's where there has been title
54 issues and that's what's held them up.

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1 ACTING DIRECTOR SMAGIN:

2 I haven't been made aware that that has been the reason for this.
3 You know, I have heard that on other parcels. But in regards to
4 these we did close with the Town, they did transfer them to the
5 LIHP and I believe the holdup has just been the kind of revamping
6 and trying to get the money together to be able to kind of work on
7 this on a block by block basis. Because when they just create
8 single family home where some of these areas are, they're not able
9 to get it out of their inventory, and the loss that they take is
03:44PM 10 such a loss that they're not able to kind of recoup what they put
11 into it.
12

13 LEG. BROWNING:

14 Okay. Well, like I said, we want to stabilize that community, not
15 destroy the community, and home ownership is the only way to go, so
16 I'm asking you to support it.
17

18 P. O. GREGORY:

19 Legislator Kennedy.
20

21 LEG. KENNEDY:

22 Kate is correct, it's an excellent organization. When did they say
23 they'll get it done, two years, 20 years?
24

25 ACTING DIRECTOR SMAGIN:

26 We have been requested to come before this body for a two-year
27 extension.
28

29 LEG. KENNEDY:

30 That's it. Okay. All right. Thank you.
31

32 P. O. GREGORY:

33 Legislator Trotta.
34

35 LEG. TROTТА:

36 I'm really confused. We're talking about affordable housing and,
37 you know, out east that we just gave somebody \$890,000 that are
38 rentals. How are they not going to be slums and if someone buys
39 these they're going to be slums when they're affordable. How does
03:45PM 40 that happen? How does one landlord differ from the other?
41

42 LEG. BROWNING:

43 A lot of times that happens is they go to the auctions and buy up
44 and there's some bad players. We had a lawsuit with one in
45 particular that has been resolved. We have a lot of bad players
46 that go to communities. I have a house in my district that was
47 purchased at the auction and there was a major drug bust at that
48 home. And so these were so-called homeowners. They wound up going
49 to this home. The drug bust that occurred -- and the history, I
03:46PM 50 can give you more information on that one later. But that's the
51 kinds of things that happen. You have speculators who go, they buy
52 them and they get them cheap because of where it is, and then they
53 turn it into a rental. And they don't care who they rent it to.
54
55
56

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1 LEG. TROTТА:

2 My question isn't that. My question is we just approved \$800,000
3 for something out east for affordable apartments. How is this any
4 different?

5
6 LEG. BROWNING:

7 I can't speak --

8
9 LEG. TROTТА:

03:47PM 10 I can't tell you how many search warrants I've done on apartment
11 buildings where people were selling drugs.

12
13 LEG. BROWNING:

14 I can't speak to what is going on in Southampton.

15
16 LEG. TROTТА:

17 I'm just using that as an example.

18
19 LEG. BROWNING:

03:47PM 20 I can give you an example of a whole block of homes that were built
21 by the Long Island Housing Partnership in North Bellport and
22 they're all hardworking families, nice homeowners.

23
24 LEG. TROTТА:

25 Through Counsel. Can't we do that when we sell them to an auction,
26 require that people live in them for ten years or five years?

27
28 LEG. BROWNING:

29 We do have that. We do have that.

03:47PM 30
31 LEG. TROTТА:

32 So why don't we sell them and do that? We could have done this
33 seven years ago.

34
35 LEG. BROWNING:

36 The issue is, is that they don't have the staff to keep up with it.

37
38 LEG. TROTТА:

39 Wait a minute. They don't have staff to auction off houses?

03:47PM 40
41 LEG. BROWNING:

42 No, no. They don't have the staff to keep up with making sure that
43 it's staying in the hands of a --

44
45 LEG. TROTТА:

46 You put something on the title.

47
48 LEG. BROWNING:

49 We do. We do.

03:47PM 50
51 LEG. TROTТА:

52 So why aren't we doing that?

53
54 LEG. BROWNING:

55 I was the one that put that bill in.

56

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1 LEG. TROTТА:
2 Then why aren't we doing that? How come we didn't do that seven
3 years ago with these houses?

4
5 LEG. BROWNING:
6 Enforcement. We did do that and enforcement is very difficult.

7
8 LEG. TROTТА:
9 Wait a minute. We have the ability to auction these houses off the
03:48PM 10 second we get them, or a month afterwards, rather than seven years
11 waiting for the Town to do something, to a homeowner who would be
12 required to stay in them for five or ten years or whatever we want
13 and we're not doing that? So instead we're taking them off the tax
14 rolls for seven or eight years and allowing this -- the other
15 taxpayers in the community to foot that bill?

16
17 LEG. BROWNING:
18 Okay. And you have to understand, I don't think you represent any
19 communities anything like what I have. And when you're looking at
03:48PM 20 the North Bellport community and what's happened to them over the
21 years, I think out of fairness to that community, and I know that
22 there's a few other Legislators understand --

23
24 LEG. TROTТА:
25 This is nothing against the community.

26
27 LEG. BROWNING:
28 -- what's going on.

29
03:48PM 30 LEG. TROTТА:
31 It's the process.

32
33 LEG. BROWNING:
34 Oh, okay. Well, let's find a property in your district that could
35 go up for auction and Lord knows who's going to buy it and possibly
36 turn it into a sober home that you might not like or --

37
38 LEG. TROTТА:
39 Great example. We gave one away and it's still sitting there.

03:49PM 40
41 LEG. BROWNING:
42 -- a bad rental. Then you're going to kick and scream about it.

43
44 LEG. TROTТА:
45 You're using the perfect example. I had one in Smithtown. We gave
46 it to somebody. It's still sitting there. If we would have sold
47 that house it would be back on the tax rolls and someone would be
48 living in it. Just like in your district we should auction them
49 off and require that the people live in it. Why aren't we doing
03:49PM 50 that?

51
52 LEG. BROWNING:
53 We do do that. We do do that. However --

54
55 LEG. TROTТА:
56 Why didn't we do it in these ten cases?

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1 LEG. BROWNING:
2 However, this is another program to make it even more affordable.

3
4 LEG. TROTТА:
5 Affordable? It's not even there. It's ridiculous. Seven years?

6
7 LEG. BROWNING:
8 I've been here long enough that I know how it works.

9
03:49PM 10 P. O. GREGORY:
11 Okay. Legislator Fleming, you wanted to make a comment and then
12 Legislator Hahn?

13
14 LEG. FLEMING:
15 No, I don't -- excuse me. I can't speak to how these are going to
16 be managed, but I can say in response to your question, Legislator
17 Trotta, about the difference. I know these are the -- the ones
18 that we passed earlier today, and I'm so appreciative of the
19 support of this Legislature, are the first rental units in the Town
03:50PM 20 of Southampton. And the reason why the Town Board was reassured is
21 because the Housing Authority is overseeing it, and the State tax
22 credits have some requirements attached to them that the developer
23 can lose boatloads of money if it turns into, you know, housing
24 problems in that development. So I know in my town we did a lot of
25 72-h for homeownership in order to try to avoid the rental -- the
26 problems that people see with rentals, but -- and so with rentals
27 we have more oversight. So I don't know if that helps the debate
28 at all, but that is the difference.

29
03:50PM 30 P. O. GREGORY:
31 Okay. Legislator Hahn?

32
33 LEG. HAHN:
34 Don't we have pots of -- I'm just -- sorry. I completely
35 understand Rob and Kate's concerns here. I just was asking
36 questions. Don't we have pots of affordable housing money? Can't
37 we help these organizations to turn them into affordable units
38 quicker?

39
03:51PM 40 ACTING DIRECTOR SMAGIN:
41 So the County's investment so far is us transferring it to the
42 municipality for a nominal amount. That means that the County had
43 paid taxes on this while the individual hadn't. We had made the
44 town's whole the entire time. So when we do the transfer, there of
45 course is a substantial amount of money that the County has already
46 invested into these properties. There are different pools like
47 HOME funds and stuff like that that organizations could apply for.
48 I do not believe that we had received any applications for those
49 funds for these ten properties that we're talking about.

03:51PM 50
51 LEG. HAHN:
52 What are the pools called?

53
54 ACTING DIRECTOR SMAGIN:
55 It would be like HOME funds that we receive from the Federal
56 Government.

1 LEG. HAHN:

2 Right, right. No, I'm just -- you know, clearly, this is an avenue
3 where we do quite a few transfers, 72-h's, all the time, and there
4 are quite a few properties still out there, what was it, in the two
5 hundreds? I can't remember. That are still like in this like
6 limbo, like they've been transferred but they've never been
7 actually given to the affordable -- the individual that's going to
8 benefit. They're still kind of in this limbo with an organization.
9 And it seems like a real way to get some affordable units built if
10 we could invest some of those grant funds, you know, have a new
11 avenue, invest those grant funds and help spur along the process.
12 I don't know what the holdup is. Maybe -- do they know they can
13 apply for those grants?

03:52PM

14
15 ACTING DIRECTOR SMAGIN:

16 Yes. LIHP is a very established --

17
18 LEG. HAHN:

19 I'm sure they are, I know.

20
21 ACTING DIRECTOR SMAGIN:

22 -- organization and knows about available grant funds. You know,
23 again with these, everyone is open to apply for whatever grant
24 funding they can and we will always evaluate every application on a
25 case by case basis.

26
27 I can say, though, in regards to the amount of parcels that have
28 been transferred by concentration has been directly on trying to
29 get those across the finish line. Instead of concentrating and
30 continuing to transfer parcels to these municipalities, my
31 concentration has been on the ones that are outstanding and getting
32 those across the finish line and getting those built.

03:53PM

33
34 This municipality is requesting a two-year extension. They're
35 asking for it. If they're not able to complete it within that time
36 then I think, you know, we would be coming back to this Legislature
37 with a different type of resolution, one where we'd be enacting,
38 you know, and asking to revert the properties back.

39
40 LEG. HAHN:

41 So there were some distractions next to me earlier. Did you talk
42 about what you're finding as the most common hurdle that is of the
43 ones -- you said if you're focusing on the properties that haven't
44 gotten across the goal line yet, who -- what's a good football
45 analogy. Who are the main defensive line men in terms of what are
46 the major blocks, barriers to moving the ball forward?

47
48 ACTING DIRECTOR SMAGIN:

49 I think a lot of the issues have to do with the amount of subsidy
50 that these organizations have to put in. And again --

03:54PM

51
52 LEG. HAHN:

53 Right. So that was my point about the grants.

54
55 ACTING DIRECTOR SMAGIN:

56 Yes.

1 LEG. HAHN:
2 Like if it's about money, why aren't they applying for it?

3
4 ACTING DIRECTOR SMAGIN:
5 No, and I understand your point about that and they could be
6 applying for different things. But even still, the amount of money
7 that they receive on a case-by-case basis still isn't enough to get
8 across the finish line because they're only able to sell these
9 parcels for a certain amount of money. When you do a block by
03:55PM 10 block kind of clean-up of the area you're able to then hopefully
11 kind of establish a higher mark that you're able to then sell these
12 houses for, and it kind of lessens the amount that they're losing
13 on a parcel.

14
15 LEG. HAHN:
16 Wait, but -- sorry. Doesn't that -- isn't that -- go against the
17 program that we're trying to create affordable sales, not raise the
18 value of the property we're selling.

19
03:55PM 20 ACTING DIRECTOR SMAGIN:
21 Yes. It's restricted to be affordable in certain circumstances,
22 but it's not restricted to only be sold for 80,000.

23
24 LEG. HAHN:
25 I get that but --

26
27 D. P. O. CALARCO:
28 You have to take into consideration the parcels you're talking
29 about and the neighborhood you're in. When you talk about
03:55PM 30 affordable housing and you're giving it to people who are making
31 80% or 100% of median income, it means they could buy a house
32 that's worth \$200,000. There's no house in North Bellport that
33 sells for \$200,000. You're lucky to sell a house in North Bellport
34 for \$120,000. If it takes LIHP \$100,000 or \$115,000 to build a
35 house new, and these are all vacant parcels, by the way. They
36 don't have houses on them. If they did have houses on them LIHP
37 took them down because they were not safe. That makes it very
38 difficult to develop the parcel and still just sell it for what the
39 market would bear, let alone what, you know, over that amount,
03:56PM 40 which is what most houses in other neighborhoods would go for. The
41 one in Smithtown, that was Legislator Trotta's district, you know,
42 they're going to sell that as affordable housing at like 250.
43 That's two houses in North Bellport. And that's part of the
44 challenge that they face, but at the same time it's also the reason
45 why we want to control these parcels and really make sure that we
46 know who's developing them and where they're going.

47
48 The problem is is that what you will get usually is an unscrupulous
49 person will buy it up and they will buy -- build substandard
03:56PM 50 housing in the location. They will pack it full of people and they
51 won't care who they're renting to or how it's being rented or what
52 impact it has on the community at large. And for that matter,
53 being that these are vacant parcels, you know, we're barely going
54 to make anything at the auction block even selling them at this
55 point in time. We're probably not going to make back our
56 investment.

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1 So it only makes sense to continue to work with the Town of
2 Brookhaven in this case and LIHP to try to make sure that we have
3 some decent development of these parcels moving forward. And it
4 may take them some time because, yes, the better option for us in
5 North Bellport is not to piecemeal this and have one house at a
6 time so that you build a nice house next to a house that has crime
7 problems. You have to try to accumulate the whole -- the whole
8 block and sometimes it takes a little time for us to do, but we're
9 better off sitting on a parcel that's vacant that LIHP is
03:57PM 10 maintaining for a little bit longer so that we can do that.

11
12 LEG. HAHN:

13 And I get that, and if you were listening to the direction of my
14 questions they were about how can we help LIHP. So that means --
15 it doesn't mean -- what you're saying is it doesn't mean helping
16 them build necessarily, it's helping them acquire the rest of the
17 block as they're basically in a waiting game.

18
19 ACTING DIRECTOR SMAGIN:

03:58PM 20 It could be that. And, again, it could be like you said, that
21 they're looking just for types of funds. You know, we would be
22 open to receive any type of application, but they could be applying
23 for other avenues as well. But the bottom line is, as Legislator
24 Calarco has pointed out, without trying to, you know, do the entire
25 block endeavor, which does take even longer than a single family
26 home would take them, it would be a tough thing to kind of receive
27 anywhere close to the investment that they're putting in.

28
29 LEG. HAHN:

03:58PM 30 Yeah. I think -- I think -- we certainly -- you certainly should
31 know, and we should know when we vote on these kinds of extensions,
32 each of the ten properties, what is the hold up. You know, it's
33 like okay, parcel A it's because we're, you know, they've already
34 acquired two or three on the block. There are two or three
35 legitimate homeowners, you know, who are, you know, homes that are
36 in good shape and that are a benefit to the neighborhood, and then
37 there are others that are in the process of deterioration in
38 foreclosure, in whatever, that we're waiting on. You know, like
03:59PM 39 whatever the story is I think it's important for everyone to know
40 that, and if we're granting the extension, you know, it's that we
41 know it's for a valid reason.

42
43 ACTING DIRECTOR SMAGIN:

44 And, again, we did have the Town here at committee. There were no
45 questions to the Town at committee. We had them there this
46 morning. They had to go back into the office so they weren't able
47 to be here, but the reason they were here was to try to speak to
48 this body if there was questions on the individual parcels.

49
04:00PM 50 LEG. HAHN:

51 So should we wait for them? Is there a time crunch on the
52 extension?

53
54 ACTING DIRECTOR SMAGIN:

55 I don't think there's a time crunch on the extension because the
56 property is still with them. If we wanted to have the properties

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1 revert back to the County, we would have to come before the
2 Legislature and request that it reverts back to the County. You
3 know, if this was something that was tabled and then heard it in
4 September when the municipality was here, then it's just prolonging
5 the two-year extension.
6

7 LEG. HAHN:
8 Thank you.
9

04:00PM 10 P. O. GREGORY:
11 Okay. All right. So we have a motion and a second on 1547.
12 All in favor? Opposed? Abstentions?
13

14 LEG. TROTТА:
15 (Raised hand) Opposed.
16

17 MS. ELLIS:
18 *Seventeen. (Opposed: Legislator Trotta)*
19

04:01PM 20 *(The following testimony was taken & transcribed by*
21 *Alison Mahoney - Court Stenographer)*
22

23 P. O. GREGORY:
24 *IR 1559-17 - Amending the Suffolk County Classification and Salary*
25 *Plan in connection with a new position title in the Department of*
26 *Public Works: Assistant Director of County Fleet Services (County*
27 *Executive).*
28

29 LEG. HAHN:
30 On the motion?
31

32 P. O. GREGORY:
33 On the motion; who was that? Was that you?
34

35 D. P. O. CALARCO:
36 Not on the motion.
37

38 P. O. GREGORY:
39 Okay.
40

41 MR. NOLAN:
42 You need a motion.
43

44 D. P. O. CALARCO:
45 I'll make a motion.
46

47 P. O. GREGORY:
48 Motion to approve by Legislator Calarco. I'll second. On the
49 motion, Legislator Hahn.
50

51 LEG. HAHN:
52 Who's going to come up from the department?
53

54 COMMISSIONER ANDERSON:
55 Good afternoon.
56

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1 LEG. HAHN:

2 Hello, Dr. Anderson, Commissioner Anderson. Okay, so I know in the
3 committee we discussed the need for this and I just wanted a couple
4 of things just to be repeated here.

5
6 If you can explain the desk audit and how long the employee has
7 been with the County?

8
9 COMMISSIONER ANDERSON:

04:02PM 10 Ed -- or, sorry, the employee has been with the County as long as I
11 have been there. He had taken on additional duties as,
12 essentially, Deputy to our Fleet Director. They did a desk audit,
13 and the desk audit was approved but Civil Service didn't feel that
14 the original title that was there was to be used anymore, so they
15 wanted to put him into this new title which is the reason the
16 resolution was submitted.

17
18 LEG. HAHN:

04:02PM 19 And so this employee had been in the title that they want to change
20 for a number of years?

21
22 COMMISSIONER ANDERSON:

23 He has been doing the work that the desk audit approved for a
24 number of years, at least five, six years. He's been with the
25 County since '99.

26
27 LEG. HAHN:

28 Okay, thank you.

29
04:03PM 30 COMMISSIONER ANDERSON:

31 You're welcome.

32
33 P. O. GREGORY:

34 Okay. Anyone else? Oh, Legislator Kennedy.

35
36 LEG. KENNEDY:

37 Hello. We discussed this in committee and, yes, the person does do
38 three grades above at least, at a minimum what they are being paid
39 for.

04:03PM 40
41 COMMISSIONER ANDERSON:

42 Correct.

43
44 LEG. KENNEDY:

45 So I did make one request. I will gladly pay someone their worth
46 any time, except the Director of Fleet Services and the Assistant
47 Director of Fleet Services, part of their job is to tell us the
48 inventory every year, and I've been here a long time and I remember
49 once in 11 years. So I did make a request.

04:04PM 50
51 COMMISSIONER ANDERSON:

52 Yep.

53
54 LEG. KENNEDY:

55 Give the gentleman or the woman or whatever the raise for what
56 they're doing, but please follow through with what the task of the

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1 job is and get us an inventory as to actual working vehicles in
2 departments?

3
4 COMMISSIONER ANDERSON:
5 Absolutely.

6
7 LEG. KENNEDY:
8 Thank you.

9
04:04PM 10 COMMISSIONER ANDERSON:
11 You're welcome.

12
13 P. O. GREGORY:
14 Okay. All right, so we have a motion and a second on IR 1559.
15 All in favor? Opposed? Abstentions?

16
17 MS. ELLIS:
18 *Seventeen (Not Present: Legislator Anker).*

19
04:04PM 20 P. O. GREGORY:
21 *IR 1548-17 - Appropriating funds for the Purchase of Equipment for*
22 *the Environmental Health Laboratory Equipment (CP 4079). Motion by*
23 *Legislator Fleming. I'll --*

24
25 LEG. KENNEDY:
26 Second.

27
28 P. O. GREGORY:
29 Second by Legislator Kennedy.

04:04PM 30
31 LEG. HAHN:
32 On the motion?

33
34 P. O. GREGORY:
35 On the motion, Legislator Hahn.

36
37 LEG. HAHN:
38 I was just wondering if we could get -- because I'm not on the
39 Health Committee. If we could just get an explanation of this one?

04:05PM 40
41 P. O. GREGORY:
42 There he is.

43
44 MR. DAWYDIAK:
45 Good afternoon, Members of the Legislature. Walter Dawydiak,
46 Director of Environmental Quality. We're here requesting an
47 appropriation of the annual recurring Laboratory Capital Project.
48 We're looking for \$275,000 to purchase some necessary equipment
49 including a replacement gas chromatograph mass spectrometer, eight
04:05PM 50 extractors, another solid phase extractor, one refrigerator and one
51 bacteriological system sealer. This is all pre-budgeted, recurring
52 in the Capital and necessary to maintain our ELAP accreditation and
53 sampling through DOH. I'm happy to answer any questions.

54
55 LEG. HAHN:
56 Thank you. No, I hope you have enough lab technicians and testers

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1 and everything to use this equipment.

2

3 P. O. GREGORY:

4 Okay. Anyone else? All right. So we have a motion and a second.

5 All in favor? Opposed? Abstentions?

6

7 MS. ELLIS:

8 *Seventeen (Not Present: Legislator Anker).*

9

04:06PM 10 P. O. GREGORY:

11 Okay. *IR 1548A, Bond Resolution (of the County of Suffolk, New*
12 *York, authorizing the issuance of \$275,000 in Bonds to finance the*
13 *acquisition of Equipment for the Environmental Health Laboratory*
14 *(CP 4079.528), same motion, same second. Roll call.*

15

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

17

18 LEG. FLEMING:

19 Yes.

04:06PM 20 LEG. KENNEDY:

21 Yes.

22

23

24 LEG. KRUPSKI:

25 Yes.

26

27 LEG. BROWNING:

28 Yes.

29

04:06PM 30 LEG. MURATORE:

31 Yes.

32

33 LEG. HAHN:

34 Yes.

35

36 LEG. ANKER:

37 Yes.

38

39 LEG. LINDSAY:

40 Yes.

04:06PM 41 LEG. MARTINEZ:

42 Yes.

43

44

45 LEG. CILMI:

46 Yes.

47

48 LEG. BARRAGA:

49 Yes.

04:06PM 50 LEG. TROTTA:

51 Yes.

52

53

54 LEG. McCAFFREY:

55 Yes.

56

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1 LEG. STERN:
2 Yes.
3
4 LEG. D' AMARO:
5 Yes.
6
7 LEG. SPENCER:
8 Yes.
9
04:06PM 10 D. P. O. CALARCO:
11 Yes.
12
13 P. O. GREGORY:
14 Yes.
15
16 MS. ELLIS:
17 *Eighteen.*
18
04:06PM 19 P. O. GREGORY:
20 *Okay, IR 1540-17 - Authorizing use of the Suffolk County*
21 *Environmental Center by the Rotary Club of Bay Shore for its Fall*
22 *Kick-Off Gala Fundraiser (County Executive).*
23
24 LEG. CILMI:
25 Motion.
26
27 P. O. GREGORY:
28 Motion by Legislator Cilmi. Who was the second over there?
29 Trotta? Oh, Trotta.
04:07PM 30
31 *(*Laughter*)*
32
33 All in favor? Opposed? Oh, I'm sorry, Barraga. I'm sorry,
34 Barraga, your district. All in favor? Opposed? Abstentions?
35
36 MS. ELLIS:
37 *Eighteen.*
38
04:07PM 39 P. O. GREGORY:
40 *IR 1558-17 - Authorizing use of Old Field Farm for the Three*
41 *Village Chamber of Commerce's 18th Annual Family Beach Barbeque*
42 *(Hahn). Motion by Legislator Hahn.*
43
44 LEG. TROTTA:
45 Second.
46
47 P. O. GREGORY:
48 Second by Legislator Trotta. Someone give him some more chocolate
49 chip cookies or something (*Laughter*). All in favor? Opposed?
04:07PM 50 Abstentions?
51
52 MS. ELLIS:
53 *Eighteen.*
54
55
56

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1 P. O. GREGORY:
2 *LR 1569-17 - Amending the 2017 Capital Budget and Program and*
3 *accepting 100% grant funding from the Federal Emergency Management*
4 *Agency (FEMA) and New York State Department of Homeland Security*
5 *and Emergency Services (DHSES) and appropriating said funding in*
6 *connection with the purchase of heavy duty and other equipment for*
7 *County Parks (CP 7011) (County Executive). I'll make a motion.*
8

9 LEG. KENNEDY:
10 Second.

11
12 P. O. GREGORY:
13 Second by Legislator Kennedy.

14
15 LEG. KRUPSKI:
16 On the motion?

17
18 P. O. GREGORY:
19 On the motion, Legislator Krupski.

20
21 LEG. KRUPSKI:
22 Could we just get some clarification on the -- what our
23 responsibilities are? And I know there's a list of equipment, but
24 what are our responsibilities, Commissioner, on how you're going to
25 prioritize buying these? Are they going to be -- are they
26 replacements? Is this for equipment that you normally would have
27 bonded for anyway?

28
29 COMMISSIONER BERDOLT:
30 All of the above, yes.

31
32 LEG. KRUPSKI:
33 And we have to purchase them first and then we get reimbursed?

34
35 COMMISSIONER BERDOLT:
36 We get reimbursed, yes.

37
38 LEG. KRUPSKI:
39 Piece by piece, or is it a big lump? Because there is a
40 well-defined list of equipment.

41
42 COMMISSIONER BERDOLT:
43 Right, it's a list of equipment, and after we expend all the money
44 from the list -- and it's a specific list, we can't go -- it was
45 all approved; we did have other items in there that they did not
46 approve. So this is the approved list, we can't deviate from it.
47 Once everything is purchased, then we'll be reimbursed.

48
49 LEG. KRUPSKI:
50 And is the Commissioner behind you, will he be able to use some of
51 that equipment?

52
53 COMMISSIONER BERDOLT:
54 Will he be involved?

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1 LEG. KRUPSKI:
2 Yes, will he be involved, yes (*laughter*).

3
4 COMMISSIONER BERDOLT:
5 Yeah, he'll be reporting them and getting them to be added to the
6 list.

7
8 P. O. GREGORY:
9 Okay, thank you.

10
11 LEG. TROTТА:
12 I have one quick question.

13
14 P. O. GREGORY:
15 Legislator Trotta.

16
17 LEG. TROTТА:
18 From the time we borrow it, from the time we get reimbursed, what
19 is the cost to the County? That's probably more for Dr. Lipp.

04:09PM 20
21 COMMISSIONER BERDOLT:
22 Yeah, I couldn't answer that.

23
24 MR. LIPP:
25 So in all likelihood nothing will be borrowed. Usually this is
26 just a pro forma clause in the Bond -- in the resolution that says
27 that they will issue Bond Anticipation Notes, which are one-year
28 notes. But usually what they do is they wait till the money is
29 going to be available before they go ahead with it so they don't
04:09PM 30 need to borrow.

31
32 LEG. TROTТА:
33 Really?

34
35 MR. LIPP:
36 Really.

37
38 LEG. TROTТА:
39 The first smart thing I heard in a long time here. Thanks.

04:09PM 40
41 COMMISSIONER BERDOLT:
42 So we have your approval.

43
44 LEG. TROTТА:
45 Yes.

46
47 COMMISSIONER BERDOLT:
48 All right, great. Excellent.

49
50 LEG. TROTТА:
51 I was going to lend you the money.

52
53 COMMISSIONER BERDOLT:
54 (*Laughter*).

55
56

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1 P. O. GREGORY:
2 Okay. All right, so we have a motion and a second. All in favor?
3 Opposed? Abstentions?
4

5 MS. ELLIS:
6 *Eighteen.*
7

8 P. O. GREGORY:
9 *IR 1569A, Bond Resolution (of the County of Suffolk, New York*
04:10PM 10 *authorizing the issuance of \$6,670,328 in Bonds to finance the*
11 *Acquisition of Heavy Duty and Other Equipment for County Parks*
12 *(CP 7011.533), same motion, same second. Roll call.*
13

14 *(*Roll Called by Ms. Ellis - Chief Deputy Clerk of the Legislature*)*
15

16 P. O. GREGORY:
17 Yes.
18

19 LEG. KENNEDY:
04:10PM 20 Yes.
21

22 LEG. KRUPSKI :
23 Yes.
24

25 LEG. FLEMING:
26 Yes.
27

28 LEG. BROWNING:
29 Yes.
04:10PM 30

31 LEG. MURATORE:
32 Yes.
33

34 LEG. HAHN:
35 Yes.
36

37 LEG. ANKER:
38 Yes.
39

04:10PM 40 LEG. LINDSAY:
41 Yes.
42

43 LEG. MARTINEZ:
44 Yes.
45

46 LEG. CILMI :
47 Yes.
48

49 LEG. BARRAGA:
04:10PM 50 Yes.
51

52 LEG. TROTTA:
53 Yes.
54

55 LEG. McCAFFREY:
56 Yes.

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1 LEG. STERN:
2 Yes.
3
4 LEG. D' AMARO:
5 Yes.
6
7 LEG. SPENCER:
8 Yes.
9
04:10PM 10 D. P. O. CALARCO:
11 Yes.
12
13 MS. ELLIS:
14 *Eighteen.*
15
16 P. O. GREGORY:
17 Okay. *IR 1571-17 - Authorizing use of Montauk County Park in*
18 *Montauk by Neo-Political Cowgirls for its Andromeda Dance Theater*
19 *Performance Fundraiser (Fleming).*
04:11PM 20
21 LEG. FLEMING:
22 Motion.
23
24 P. O. GREGORY:
25 Motion by Legislator Fleming. Second by Legislator Krupski.
26 All in favor? Opposed? Abstentions?
27
28 MS. ELLIS:
29 *Eighteen.*
04:11PM 30
31 P. O. GREGORY:
32 Okay, *IR 1523-17 - Adopting Local Law No. -2017, A Local Law*
33 *repealing the wireless communications surcharge authorized by*
34 *article six of The County Law of the State of New York; and*
35 *imposing the wireless communications surcharges pursuant to the*
36 *authority of Tax Law Section 186-g (Presiding Officer Gregory).*
37 I'll make a motion.
38
39 LEG. HAHN:
04:11PM 40 Second.
41
42 P. O. GREGORY:
43 Second by Legislator Krupski -- not Krupski; Martinez, sorry.
44
45 LEG. KRUPSKI:
46 I get that all the time.
47
48 P. O. GREGORY:
49 *(Laughter).*
50
51 LEG. KRUPSKI:
52 On the motion.
53
54 P. O. GREGORY:
55 On the motion, Legislator Krupski.
56

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1 LEG. KENNEDY:
2 On the motion.

3
4 LEG. KRUPSKI:
5 How is this going to be distributed, the new revenues?

6
7 MR. NOLAN:
8 That has not been determined yet. The existing law is being
9 repealed. So as I stated at our committee meeting when we were
04:11PM 10 considering this, if the Legislature wants the money to be
11 distributed in the same way it has been previously to the PSAPS and
12 so forth, we're probably going to need another Local Law sometime
13 between now and the end of the year.

14
15 LEG. KRUPSKI:
16 And who's going to be responsible for the details of that Local
17 Law?

18
19 MR. NOLAN:
04:12PM 20 I'm assuming that the distribution will probably remain the same.
21 I've talked to the PO about preparing it and we'll go from there.

22
23 LEG. KRUPSKI:
24 Thank you.

25
26 P. O. GREGORY:
27 Okay. Anyone? Okay. All right, we have a motion -- oh, I'm
28 sorry, Legislator Kennedy.

29
04:12PM 30 LEG. KENNEDY:
31 So did I understand you correctly; we don't know what the State
32 will take out as their cut?

33
34 MR. NOLAN:
35 No, no, no, I'm just talking about when the County gets the money.
36 I think Legislator Krupski was asking me how is the money going to
37 be distributed.

38
39 LEG. KENNEDY:
04:12PM 40 *(Inaudible)*

41
42 MR. NOLAN:
43 No. Well, we're going to have to pass an additional law to
44 reestablish that as well, but separate and apart from this law.

45
46 LEG. KENNEDY:
47 Okay.

48
49 P. O. GREGORY:
04:13PM 50 Okay? We have a motion, a second. All in favor? Opposed?
51 Abstentions?

52
53 MS. ELLIS:
54 *Eighteen.*

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1 P. O. GREGORY:
2 Okay, *IR 1544-17 - Appropriating funds in connection with*
3 *Construction and Rehabilitation of Highway Maintenance Facilities*
4 *(CP 5048) (County Executive).*

5
6 LEG. KRUPSKI:
7 So moved.

8
9 P. O. GREGORY:
04:13PM 10 Motion by Legislator Krupski. I'll second. On the motion,
11 Legislator Hahn.

12
13 LEG. HAHN:
14 Mr. Anderson. You never hear that, right? *(Laughter).*

15
16 COMMISSIONER ANDERSON:
17 I need my sunglasses.

18
19 LEG. HAHN:
04:13PM 20 Okay. So this is the one I was talking about earlier. When we
21 were discussing planning and when we were discussing, you know,
22 buildings that -- obviously the Police building clearly we all
23 recognize is -- the Property Bureau building is a highly complex
24 facility that, you know, we all understand the complexities there.
25 This building, however, can you explain to us a little bit about
26 it?

27
28 COMMISSIONER ANDERSON:
04:14PM 29 Yeah, this Capital Project actually involves four salt barns that
30 we're looking to either reconstruct or rebuild altogether.
31 They're -- essentially we're looking for additional construction
32 funds to assist us in our capital improvement on the Nicolls Road
33 yard, that whole facility is going to be reconstructed. It's been
34 in pretty sad shape as far as repair, so it really has to be
35 demolished and rebuilt.

36
37 We have funding. We've requested 200,000 for replacement of the
38 roof at our -- one of our salt barns in Yaphank, and then we're
39 going to be replacing the salt barn, if you will, out in Riverhead
04:15PM 40 behind the Cornell Cooperative Extension. There are \$50,000 in
41 design funds that we're asking as part of this. The design funds
42 will be part of additional design funds that will also not only
43 look to do the Nicolls Road project, but also the salt barn that we
44 lost in Nemo. We had two salt barns at -- in Yaphank, so that's
45 what the design funds are for. The salt barn at Riverhead and the
46 roof replacement at Yaphank, we're doing the design in-house. So,
47 if that explains it?

48
49 LEG. HAHN:
04:15PM 50 Okay. But isn't a salt barn is a salt barn is a salt barn?

51
52 COMMISSIONER ANDERSON:
53 Yes and no. What the consultants are doing is not only -- you're
54 correct, there's a number of designs you can use for a salt barn.
55 We have timber ones that we use, we have them out in Southold, we
56 have one in Westhampton, and obviously the one in Yaphank that we

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1 rebuilt ourselves last year; and that's why we need the roof, we
2 have to fix the roof and finish that.

3
4 There are, as you've seen probably in State yards, these giant
5 concrete wall push ones. The short answer to your question is yes,
6 there are only limited amount of designs. But in the case of the
7 Centereach project, there -- it's a very tight spot. There's
8 environmental issues because you have a recharge basin right next
9 door, you also have a Suffolk County water pump station right
04:16PM 10 nearby, so there is some need for specialized design and trying to
11 get three pounds of you know what into one-pound bags. So we're,
12 you know, moving that around.

13
14 LEG. HAHN:

15 Okay, but I guess I don't really understand why it all can't be
16 done in-house. As much as the site specifications may be tight, as
17 much as, you know, all the things you just said, it's still a salt
18 barn. And we do have experts and skilled engineers who -- I just
19 want to fully understand why, even though it's a small amount and
04:17PM 20 even though some of my colleagues, you know, think it's reasonably
21 priced, I want to understand why this isn't the kind of thing our
22 in-house folks could do.

23
24 COMMISSIONER ANDERSON:

25 Again, it comes down to workload between -- between workload and
26 staffing. We have to make a decision at some point that we can't
27 put the attention to every project, you know, that we're given to
28 do. In this particular case there was enough of an environmental
29 concern that we felt it was worth while trying to bring somebody in
04:18PM 30 for the Nicolls Road project. If you go out there and look at
31 where the salt barn is laid out, it's an old concrete masonry
32 structure. We've kind of patched it a number of times in my tenure
33 and it really -- you know, we can get another year or two out of
34 it. But given the proximity to residences, given the proximity to
35 Water Authority, it's kind of squeezed in between those two and
36 then a recharge basin, so. And you have to make sure that the salt
37 doesn't go drain directly into the recharge basin because that
38 impacts the groundwater, you know, from the Water Authority. So
39 it's a difficult solution to find.

04:18PM 40
41 LEG. HAHN:

42 But we were already mitigating for that already. I mean, I know
43 that we have to redo it --

44
45 COMMISSIONER ANDERSON:

46 Right.

47
48 LEG. HAHN:

49 -- but we were mitigating for it. It's not a new problem, we were
04:19PM 50 already mitigating for it, unless we weren't successfully
51 mitigating for it.

52
53 COMMISSIONER ANDERSON:

54 No, and that's --

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1 LEG. HAHN:
2 But I don't know if it's just rebuilding the plans that we already
3 have, if you understand what I'm saying.

4
5 COMMISSIONER ANDERSON:
6 No, what --

7
8 LEG. HAHN:
9 So somewhere in a file are plans --

04:19PM 10
11 COMMISSIONER ANDERSON:
12 Correct.

13
14 LEG. HAHN:
15 -- that mitigate for the salt, that build something that handles
16 the salt on that site. Can we just rebuild that?

17
18 COMMISSIONER ANDERSON:
19 Right now the flow on the site itself, we're looking to improve the
04:19PM 20 flow of traffic. You know, again, it's a very tight spot. During
21 snow storms you're -- you've got a lot of trucks going in and out
22 of that yard and what we're looking to do is realign the building
23 and the office space to essentially get as far north as we can
24 without impacting the adjacent properties and still allow us --
25 enable us to move vehicles in and out in a timely manner.

26
27 LEG. HAHN:
28 Presiding Officer, may I -- may you indulge me just to ask? I
29 believe our colleague, Legislator Cilmi I think said. Was there --
04:20PM 30 when you requested -- did you request a report from Budget Review
31 Office? Was it with regard to engineers and what we have in-house
32 and what was that?

33
34 LEG. CILMI:
35 Yeah. I could quickly look it up, but I think it was two years ago
36 and it was a resolution that was drafted, I drafted, that was
37 passed by the Legislature with I think unanimous support which
38 directed the Department of Budget -- the Department of Public
39 Works, in conjunction with the Budget Review Office, to develop an
04:20PM 40 analysis of the cost associated with what we spend in planning and
41 engineering typically, the way we do it now, versus what it would
42 cost us had we -- if we were to hire people in-house to do it.

43
44 LEG. HAHN:
45 Yeah, because I --

46
47 LEG. CILMI:
48 Intuitively, I think it's going to cost us a lot less money to hire
49 employees to do it.

04:21PM 50
51 LEG. HAHN:
52 Right. No, and I -- you know, I think as we approve -- you know,
53 it's like we -- we approve so many of these one-offs, it's one at a
54 time, one at a time, one at a time. And so looking at something
55 comprehensively like this, I think, Tom -- excuse me, Legislator
56 Cilmi, you know, if maybe we can put together a little working

1 group to discuss this a little bit further. Because I do think we
2 really should get a good understanding here at the Legislature of
3 the skills we have and what you need in terms of positions in order
4 to save us money moving forward.

5
6 This is not an area I think that we should be having to spend on
7 planning, so much on planning. And so I -- you know, I hope we can
8 help facilitate that report and then get a working group together
9 to really study it and look at what other counties are doing across
10 the country and find a way to save some money.

11
12 LEG. CILMI:

13 My intention was as soon as we actually get a report, obviously the
14 whole Legislature will receive it and then we can figure out how to
15 proceed from there. But it seems to me we spend an awful lot of
16 money on bonding for this stuff, which is not only costing us the
17 cost of the bonds, obviously, but it then costs us interest as
18 well. And it's probably a relatively simple calculation to
19 determine which way is the less expensive way to go. I know we --
20 you know, there's political pressure, if you will, to keep the
21 number of employees down. I know there are other factors
22 including, you know, benefits and pension cost and whatnot, but I
23 think once you add that all in, I still think it's going to be less
24 expensive to do a lot of this stuff in-house. So I look forward to
25 working on that with you and everyone else on the Legislature as
26 soon as we get the report, which I hope is, you know, soon coming.

27
28 COMMISSIONER ANDERSON:

29 If I may.

30
31 LEG. CILMI:

32 As my friends in Jamaica say.

33
34 COMMISSIONER ANDERSON:

35 If I may, just to clear the air. Budget Review had sent comments
36 back on that report. I had hoped to expand the report not only to
37 include architects, because that was really the focus of it, but
38 also other divisions, and the ball lies with me; I will pick that
39 ball up and start running again.

40
41 LEG. CILMI:

42 Yeah. So maybe Budget Review can reforward to you or whatever --

43
44 COMMISSIONER ANDERSON:

45 I know what -- yeah, it's just on my pile.

46
47 LEG. CILMI:

48 Okay. All right. Thanks.

49
50 COMMISSIONER ANDERSON:

51 But I will get to it.

52
53 P. O. GREGORY:

54 Okay. All right, so we have a motion and a second on IR 1544.
55 All in favor? Opposed? Abstentions?

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1 MR. RICHBERG:
2 *Seventeen (Not Present: Legislator D'Amaro).*

3
4 Okay. *IR 1544A, Bond Resolution (of the County of Suffolk, New*
5 *York, authorizing the issuance of \$750,000 Bonds to finance the*
6 *construction and rehabilitation of highway maintenance facilities*
7 *(CP 5048.115 and .318), same motion, same second. Roll call.*

8
9 *(*Roll Called by Ms. Ellis - Chief Deputy Clerk of the Legislature*)*

04:24PM 10
11 LEG. KRUPSKI:
12 Yes.

13
14 P. O. GREGORY:
15 Yes.

16
17 LEG. FLEMING:
18 Yes.

04:24PM 19
20 LEG. BROWNING:
21 Yes.

22
23 LEG. MURATORE:
24 Yes.

25
26 LEG. HAHN:
27 Yes.

04:24PM 28
29 LEG. ANKER:
30 Yes.

31
32 LEG. LINDSAY:
33 Yes.

34
35 LEG. MARTINEZ:
36 Yes.

04:24PM 37
38 LEG. CILMI:
39 Rob Trotta says it's a good deal, so yes.

40
41 LEG. BARRAGA:
42 Yes.

43
44 LEG. KENNEDY:
45 Yes.

46
47 LEG. TROTТА:
48 Yes.

04:24PM 49
50 LEG. McCAFFREY:
51 Yes.

52
53 LEG. STERN:
54 Yes.

55
56

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1 LEG. D' AMARO:

2 Yes.

3

4 LEG. SPENCER:

5 Yes.

6

7 D. P. O. CALARCO:

8 Yes.

9

04:24PM

10 MS. ELLIS:

11 *Eighteen.*

12

13 P. O. GREGORY:

14 Okay. *IR 1545-17 - Appropriating funds in connection with*
15 *Underground Injection Control (UIC) Management Program (CP8220)*
16 *(County Executive). I'll make a motion. Do I have a second?*

17

18 D. P. O. CALARCO:

19 Second.

04:24PM

20 P. O. GREGORY:

21 Second by Legislator Fleming. All in favor? Opposed?

22 Abstentions?

23

24 MS. ELLIS:

25 *Eighteen.*

26

27 P. O. GREGORY:

28 *IR 1545A, Bond Resolution (of the County of Suffolk, New York,*
29 *authorizing the issuance of \$225,000 Bonds to finance the cost of*
30 *the Underground Injection Control Management Program (CP 8220.313),*
31 *same motion --*

04:24PM

32

33 LEG. CILMI:

34 On the motion. I'm sorry, I can talk on the bond, right?

35

36 P. O. GREGORY:

37 Yeah. So same motion, same second on the Bond Resolution.

38

04:25PM

39 LEG. CILMI:

40 Yeah, can I ask Commissioner Anderson to come up again on this?

41

42 LEG. HAHN:

43 Welcome back.

44

45 LEG. CILMI:

46 Is -- what is this exactly, Gil? Is this the same type of stuff
47 that -- didn't we do some sort of a trial where we've installed
48 some devices?

04:25PM

49

50 COMMISSIONER ANDERSON:

51 This is actually a program that's mandated by the EPA. We have to
52 go and essentially account for all underground injection control
53 points which are leaching pools, catch basins.

54

55

56

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1 LEG. CILMI:

2 Oh, I see.

3

4 COMMISSIONER ANDERSON:

5 And where we find them, we have to report them. If there's --

6

7 LEG. CILMI:

8 Okay.

9

10 COMMISSIONER ANDERSON:

11 -- material in them we have to clean them, like that.

12

13 LEG. CILMI:

14 It's not what I thought it was. Okay, thank you.

15

16 COMMISSIONER ANDERSON:

17 You're welcome.

18

19 P. O. GREGORY:

04:26PM 20 Okay, roll call.

21

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

23

24 P. O. GREGORY:

25 Yes.

26

27 LEG. FLEMING:

28 Yes.

29

04:26PM 30 LEG. KRUPSKI:

31 Yes.

32

33 LEG. BROWNING:

34 Yes.

35

36 LEG. MURATORE:

37 Yes.

38

39 LEG. HAHN:

04:26PM 40 Yes.

41

42 LEG. ANKER:

43 Yes.

44

45 LEG. LINDSAY:

46 Yes.

47

48 LEG. MARTINEZ:

49 Yes.

04:26PM 50

51 LEG. CILMI:

52 Yes.

53

54 LEG. BARRAGA:

55 Yes.

56

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1 LEG. KENNEDY:
2 Yes.
3
4 LEG. TROTTA:
5 No.
6
7 LEG. McCAFFREY:
8 Yes.
9
04:26PM 10 LEG. STERN:
11 Yes.
12
13 LEG. D' AMARO:
14 Yes.
15
16 LEG. SPENCER:
17 Yes.
18
19 D. P. O. CALARCO:
04:26PM 20 Yes.
21
22 MS. ELLIS:
23 *Seventeen (Opposed: Legislator Trotta).*
24
25 P. O. GREGORY:
26 *Okay, IR 1549-17 - A Resolution making certain Findings and*
27 *Determinations and an order for the modification of the plan of*
28 *service for Suffolk County Sewer District No. 5 - Strathmore*
29 *Huntington (CP 8115) (County Executive). Anyone from Huntington?*
04:26PM 30 I'll make the motion.
31
32 LEG. SPENCER:
33 Yes, second.
34
35 P. O. GREGORY:
36 Second by Legislator Spencer. All in favor? Opposed?
37
38 LEG. HAHN:
39 Wait, on the motion?
40
41 P. O. GREGORY:
42 On the motion.
43
44 LEG. HAHN:
45 Sorry, a couple of questions came up. Is this the one where a
46 Public Hearing which found that the cost of the project had risen
47 from \$500,000 to 1.5 million, or am I looking at the wrong one?
48
49 COMMISSIONER ANDERSON:
04:27PM 50 Which one are we on? I'm sorry.
51
52 LEG. HAHN:
53 Are we on 1549?
54
55 MR. NOLAN:
56 Yes.

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1 LEG. HAHN:

2 Okay, yes.

3

4 COMMISSIONER ANDERSON:

5 Yeah, this was Sewer District No. 5. We -- the County took over
6 that treatment plant back in 1966. Back then the treatment -- part
7 of the treatment was to take the effluent product and lay it out in
8 lagoons and basically dry it out that way. Where this project is
9 looking to remediate the material, they found it's been
10 contaminated. We feel it's actually more contaminated than
11 originally thought and that's why we're coming back in and asking
12 for additional funds.

04:28PM

13

14 LEG. HAHN:

15 Okay. So how is it being treated now and what needs to be added?
16 Is this a --

17

18 COMMISSIONER ANDERSON:

19 The material will be actually removed and then disposed of, I
20 believe.

04:28PM

21

22 LEG. HAHN:

23 And what material are we talking about?

24

25 COMMISSIONER ANDERSON:

26 This is the material that went into lagoons, the effluent from the
27 1960s before we took it over that went, you know, into the site.

28

29 LEG. HAHN:

30 These lagoons. So, I mean, I know --

04:28PM

31

32 COMMISSIONER ANDERSON:

33 A lagoon is -- essentially, it's, you know, these open pits that
34 the material went into to dry; I believe they're lined and probably
35 with a bentonite at the time. But we're looking to clean the site
36 up and that's what --

37

38 LEG. HAHN:

39 I'm curious; does this district include the hospital?

04:29PM

40

41 COMMISSIONER ANDERSON:

42 I don't know off the top of my head. I can find out.

43

44 LEG. HAHN:

45 This is Sewer District No. 5, Strathmore in Huntington. Through
46 the Chair; Doc, do you know if this is the Sewer District that
47 would include the Huntington Hospital; Strathmore, Huntington?

48

49 LEG. SPENCER:

50 I'm not -- I think so, but I'm not sure.

04:29PM

51

52 COMMISSIONER ANDERSON:

53 I can find out.

54

55 LEG. HAHN:

56 So, I'm curious as to what was found that was so dangerous.

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1 COMMISSIONER ANDERSON:

2 Again, this is just --

3

4 LEG. HAHN:

5 Is Walt still here? No.

6

7 COMMISSIONER ANDERSON:

8 I don't know that he would know either because it's more of a
9 Public Works issue. But this is only a findings and
04:29PM 10 determinations, we still have to go through the whole process of
11 appropriation and everything else. So I can get you that
12 information before a final decision has to be made to fund it if
13 that's the concern. But off of the top of my head, you know, I
14 don't know what the contaminants are but --

15

16 LEG. HAHN:

17 Can you also make sure that they test for the isotope -- the
18 isotope that's used in cancer testing, if it is -- if the hospital
19 is included in this?

04:30PM

20
21 COMMISSIONER ANDERSON:

22 Okay.

23

24 LEG. HAHN:

25 If the hospital is included in the Sewer District, make sure that
26 they're testing for that as well before we deal with it.

27

28 COMMISSIONER ANDERSON:

29 Uh-huh, sure.

04:30PM

30
31 LEG. HAHN:

32 And you'll send us what was found?

33

34 COMMISSIONER ANDERSON:

35 Yes, I will.

36

37 LEG. HAHN:

38 And do you have to report -- if it's so contaminated, do you have
39 to report that to the DEC and to the EPA?

04:30PM

40
41 COMMISSIONER ANDERSON:

42 Okay, hold on a second. I have a table, if I can see it, of what
43 the contaminants are; there's a whole --

44

45 LEG. KENNEDY:

46 Oh, good.

47

48 COMMISSIONER ANDERSON:

49 Sorry. I mean, there's dichloroethanes, different types, there's
04:31PM 50 dibromoethanes, dichloropropanes, trichloroethanes; I mean, there's
51 a whole laundry list of -- there's nine pages of contaminants that
52 were analyzed. Most of them weren't found or undetected, but there
53 are some such as toluene, methylethyl ketone, some other stuff.

54

55

56

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1 LEG. HAHN:

2 Okay. Yeah, no, I think that -- I think the Department of Health
3 should be involved in knowing what was found there, and also make
4 sure that we do a larger battery. If it includes the hospital, I
5 think there are some certain concerns around some testing that
6 happens for cancer treatments that could pose extra. If things are
7 pooled, the contaminants just continue to collect and the parts per
8 million grows of the contaminant and certain things can be
9 hazardous. And so we want to make sure that, you know, our workers
10 would be protected and anyone who might wind up mitigating that,
11 that we have a full understanding of what's there.

12
13 COMMISSIONER ANDERSON:

14 And that's in accordance with the report, and I'll forward the
15 report to you. According to the report, *"The findings led to the*
16 *conclusion that the extent of any vertical and horizontal*
17 *contamination should be explored with recent meetings with New York*
18 *State DEC concerning the remediation work."* So they are involved.

19
20 LEG. HAHN:

21 Okay. Thank you.

22
23 COMMISSIONER ANDERSON:

24 You're welcome.

25
26 LEG. HAHN:

27 Stay there, because I'm going to have a couple of questions on the
28 coming up -- ones coming up.

29
30 P. O. GREGORY:

31 Okay. We have a motion and a second on IR 1549. All in favor?
32 Opposed? Abstentions?

33
34 MS. ELLIS:

35 *Eighteen.*

36
37 P. O. GREGORY:

38 *IR 1550-17 - A Resolution making certain Findings and*
39 *Determinations and an order for the modification of the plan of*
40 *service for Suffolk County Sewer District No. 11 - Selden*
41 *(CP 8117) (County Executive).* Motion by Legislator Muratore.

42
43 LEG. ANKER:

44 Second.

45
46 P. O. GREGORY:

47 Second by Legislator Anker.

48
49 LEG. SPENCER:

50 On the motion.

51
52 P. O. GREGORY:

53 On the motion, Legislator Spencer.

54
55 LEG. SPENCER:

56 I guess similar to what Legislator Hahn was asking, and she may be

1 planning on asking the same thing, but this one seems to be even no
2 more going from -- risen from three million to 10,750,000. Can you
3 -- what happened in this situation?
4

5 COMMISSIONER ANDERSON:

6 As we've gotten more into this program, we've done actually scoping
7 of the pipes. Most of the pipe in here, about 2.5 miles, is ACP
8 and is in need of repair, so it's asbestos/cement pipe. And since
9 we have to replace it, and we're finding it's much more extensive
04:34PM 10 than we needed to, there's a higher cost involved with getting rid
11 of the ACPs compared to, say, concrete pipe or the old orange pipe.
12

13 Additionally, we're upgrading some equipment at some of the pump
14 stations. There are 22 pump stations, so that's -- you know, as
15 we've gotten more into the design of it, we found that it's going
16 to cost a lot more to do what we need to do there.
17

18 LEG. SPENCER:

19 Thank you.
20

04:34PM 21 P. O. GREGORY:

22 Legislator Anker.
23

24 LEG. ANKER:

25 Yeah, I also have got concern as far as why did this go from three
26 million to ten point -- to 10 million, right. But I know we had
27 discussed this. There have been additional treatment plants in my
28 district that have been added and, again, I can see the substantial
29 change. And I do appreciate the County working with the
04:34PM 30 communities to take on these communities that don't have the proper
31 sewerage. But again, it's the additional cost, I'm assuming, of
32 these additional communities.
33

34 COMMISSIONER ANDERSON:

35 Yeah. And this is work that we've been doing ourselves, our outer
36 districts, if you will, they're constantly monitoring the piping
37 and, you know, we found these needs have arisen. Especially 11; 11
38 is kind of like a spider web of districts combined to one. Thank
39 you.
40

04:35PM 41 P. O. GREGORY:

42 Okay. Anyone else? Okay, so we have a motion and a second on
43 1550. All in favor? Opposed? Abstentions?
44

45 MS. ELLIS:

46 *Eighteen.*
47

48 P. O. GREGORY:

49 *IR 1551-17 - A Resolution making certain Findings and*
04:35PM 50 *Determinations and issuing an order in relation to the increase*
51 *and improvement of facilities for Sewer District No. 21 - SUNY*
52 *(CP 8121)(County Executive).*
53

54 LEG. HAHN:

55 So for the purposes of discussion, I'll make the motion. I mean,
56 I'll probably still support it, but I do have some questions.

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1 LEG. KRUPSKI:

2 Second.

3

4 P. O. GREGORY:

5 Motion by Legislator Hahn. Second by Legislator Krupski. On the
6 motion, Legislator Hahn.

7

8 LEG. HAHN:

9 So can you just explain what has to be to happen here at Sewer
04:36PM 10 District No. 21?

11

12 COMMISSIONER ANDERSON:

13 Yeah, this is our Stony Brook Sewer District, as you know. We're
14 looking to replace the automatic transfer switch which has aged;
15 that switch takes power from the grid and goes on to an emergency
16 generator in case there is some kind of power failure. We're also
17 looking to replace the influent screen, which is the screen device
18 that is the first form of treatment as the influent comes into the
19 pump station, takes out all the big pieces of, you know, cloth or
04:36PM 20 whatever else comes through there.

21

22 LEG. HAHN:

23 So a screen and a switch, and it'll cost a million dollars?

24

25 COMMISSIONER ANDERSON:

26 Yes, ma'am.

27

28 LEG. HAHN:

29 Yikes. So you're not building any leaching fields or anything.

04:36PM 30

31 COMMISSIONER ANDERSON:

32 Nothing.

33

34 LEG. HAHN:

35 I always have to ask that (*laughter*).

36

37 So, but also, I just want to, you know, reiterate the questions
38 about hospital waste in the sewage treatment plants and, you know,
39 wanting to make sure our department -- I don't know if there are
04:37PM 40 best practices from around the country as we begin to recognize,
41 you know, some of the strain, waste from a hospital system can put
42 on a sewage treatment plant. Do we get funding from the State?
43 Yes, we do.

44

45 COMMISSIONER ANDERSON:

46 Eighty percent of this district is paid for by the State.

47

48 LEG. HAHN:

49 Eighty percent, okay, good. And -- but are you continuously, you
04:37PM 50 know, reviewing --

51

52 COMMISSIONER ANDERSON:

53 Yeah. If I may?

54

55 LEG. HAHN:

56 Things like testing the different compounds that come out of the

1 hospital, the waste from a hospital.

2

3 COMMISSIONER ANDERSON:

4 Yes. Our Industrial Waste Division monitors not only the hospital
5 but any industry that is bringing sewage into our systems. If they
6 can be treated we treat them, or they treat them before they come
7 into us, otherwise there's a surcharge.

8

9 LEG. HAHN:

04:38PM

10 Right. So -- but also, I know our Department of Health, I know we
11 have a chemist, she probably has a much higher title and I'm
12 getting it wrong, but Doctor -- I can't remember her name, but she
13 is a specialist in, you know, radiological testing. Because a site
14 like Stony Brook University Hospital, which is a regional center
15 for -- oh, gosh, I can't remember the type of cancer. But they do
16 do many, many, many, many, many tests every day that they inject
17 the patients with, you know, a certain kind of die that is -- has
18 radioactivity. And one patient, you know, not so much when you add
19 it to the water, but the thousands of patients that they see in a
20 week or a day or whatever and as they grow, especially Stony Brook
21 University, but Northwell, others around the County, as our
22 population continues to grow and as the incidents of cancer and
23 these newly advanced treatments grow, we need to be just keeping
24 the pace for not only the safety of our own employees but the
25 safety of our environment. Because we do ultimately dump that
26 waste into Port Jefferson Harbor, at least from Stony Brook
27 University Hospital. And while that particular compound or
28 contaminant has a very short half-life, it's a constant stream and,
29 you know, I think it's just something we need to continually
30 monitor and be on the top of the cutting edge solutions and
31 screenings for it.

04:39PM

04:39PM

32

33 COMMISSIONER ANDERSON:

34 And our Industrial Waste Division is.

35

36 LEG. HAHN:

37 Thank you.

38

39 COMMISSIONER ANDERSON:

40 You're welcome.

04:40PM

41

42 P. O. GREGORY:

43 Okay. All right, we have a motion and a second on 1551. All in
44 favor? Opposed? Abstentions?

45

46 MS. ELLIS:

47 *Eighteen.*

48

49 P. O. GREGORY:

04:40PM

50 *IR 1552-17 - A Resolution making certain Findings and*
51 *Determinations and issuing an order in relation to the increase and*
52 *improvement of facilities for Sewer District No. 1 - Port Jefferson*
53 *(CP 8122) (County Executive). I'll make a motion.*

54

55 LEG. KRUPSKI:

56 Second.

General Meeting - July 25th, 2017

1 P. O. GREGORY:
2 Second by Legislator Hahn.

3
4 LEG. HAHN:
5 I think I -- can you just quickly repeat what the improvements
6 needed to happen at Port Jeff?

7
8 COMMISSIONER ANDERSON:
9 This is to upgrade three pumps --

10
11 LEG. HAHN:
12 The pumps, yeah.

13
14 COMMISSIONER ANDERSON:
15 -- and the force main up to from behind where, you know -- I live
16 there, I'm drawing a blank. The parking lot, there's a pump
17 station there --

18
19 LEG. HAHN:
20 Yes.

21
22 COMMISSIONER ANDERSON:
23 -- which is where all Sewer District 1 goes to and then is forced
24 up to the treatment plant.

25
26 LEG. HAHN:
27 Right. And there would -- wasn't there discussion with the
28 village? You're still in contact with the Village, correct, on
29 making sure, you know, as you tear up the road to --

04:41PM

30
31 COMMISSIONER ANDERSON:
32 Yes.

33
34 LEG. HAHN:
35 I know there's been lots of discussion with the Village about that,
36 so I just want to make sure that you're all on the same page.

37
38 COMMISSIONER ANDERSON:
39 Yes. We've had the discussion on a regular basis with the Village.
04:41PM 40 As much as we can we're going to minimize impact to the road, try
41 to do directional drilling where we can; where we can't, we'll have
42 to close up the road after we're done, you know, with the work.
43 But to answer your question, yes, we're in discussion with the
44 Village.

45
46 LEG. HAHN:
47 Thank you.

04:41PM

48
49 COMMISSIONER ANDERSON:
50 You're welcome.

51
52 P. O. GREGORY:
53 Okay. Motion and a second. All in favor? Opposed? Abstentions?

54
55 MS. ELLIS:
56 *Eighteen.*

1 P. O. GREGORY:
2 *IR 1553-17 - A Resolution making certain Findings and*
3 *Determinations and an order for the modification of the plan of*
4 *service for Suffolk County Sewer District No. 9 - College Park*
5 *(CP 8163) (County Executive). I'll make a motion.*
6

7 LEG. KRUPSKI:
8 Second.

04:41PM 9
10 P. O. GREGORY:
11 Second by Legislator Krupski. All in favor? Opposed?
12 Abstentions?

13
14 MS. ELLIS:
15 *Eighteen.*

16
17 P. O. GREGORY:
18 *IR 1563-17 - Approving the donation of certain items to the*
19 *Westhampton Beach Historical Society (County Executive). Motion by*
04:42PM 20 Legislator Fleming.

21
22 LEG. KRUPSKI:
23 Second.

24
25 P. O. GREGORY:
26 Second by Legislator Krupski. All in favor? Opposed?
27 Abstentions?

28
29 MS. ELLIS:
04:42PM 30 *Eighteen.*

31
32 *Seniors & Consumer Protection*

33
34 P. O. GREGORY:
35 *IR 1517-17 - Adopting Local Law No. -2017, A Local Law to clarify*
36 *pet groomer training requirements (Calarco). Motion by Legislator*
37 *Calarco. Second by Legislator Muratore. Anyone on the motion?*
38 *All in favor? Opposed? Abstentions?*
39

04:42PM 40 MS. ELLIS:
41 *Eighteen.*

42
43 *Ways & Means*

44
45 P. O. GREGORY:
46 *IR 1276-17 - Accepting the donation of a monument honoring United*
47 *States Service members who came in peace killed in Beirut bombing*
48 *terror attacks (Stern). Motion by Legislator Stern. Second by*
49 *Legislator D'Amaro. All in favor? Opposed? Abstentions?*

04:42PM 50
51 MS. ELLIS:
52 *Eighteen.*

53
54 P. O. GREGORY:
55 *IR 1526-17 - Accepting the donation of a monument honoring United*
56 *States Service members who came in peace killed in Beirut bombing*

1 *terror attacks (Presiding Officer Gregory).* I'll make a motion.
2 Second?

3
4 D. P. O. CALARCO:
5 Second.

6
7 P. O. GREGORY:
8 Second by Legislator Calarco. All in favor? Opposed?
9 Abstentions?

04:43PM 10
11 MS. ELLIS:
12 *Eighteen.*

13
14 P. O. GREGORY:
15 *IR 1527-17 - Declaring a superior governmental interest to retain a*
16 *parcel (SCTM No. 0209-033.00-03.00-044.000) on County ownership for*
17 *Open Space Program (Browning).* Motion by Legislator Browning.
18 Where is -- oh, there she is.

04:43PM 19
20 LEG. BROWNING:
21 Yep.

22
23 P. O. GREGORY:
24 I'll second -- or second by Legislator Muratore. On the motion,
25 Legislator Calarco.

26
27 D. P. O. CALARCO:
28 Legislator Browning, I just have a quick question for you. And we
29 didn't have a chance to talk about this before now, and I
04:43PM 30 apologize.

31
32 I know we did one of these last cycle and that you had indicated at
33 the time that the owner of the parcel had no interest in redeeming
34 it, so it didn't really have much impact to move it into the
35 process quicker of getting it into the open space. And I know this
36 is an important -- you know, this is part of the flood plain and it
37 needs to go into the open space inventory. But this one is also
38 before the six month as-of-right redemption period. So the
39 question I have is simply have you been in contact with the
04:43PM 40 previous owner? Do you know whether or not they're seeking this?

41
42 LEG. BROWNING:
43 There is no real desire to take the property back. But again, if
44 you want, I can table it for one cycle.

45
46 D. P. O. CALARCO:
47 If you put it off by one cycle --

48
49 LEG. BROWNING:
50 Sure.

51
52 D. P. O. CALARCO:
53 -- then we're in September, the six month period is over and then I
54 wouldn't feel as uncomfortable on the vote.

1 LEG. BROWNING:
2 Okay. So I'll rescind my motion to approve and I'll table it for
3 one cycle. Okay?

4
5 D. P. O. CALARCO:
6 Okay. Thank you, Legislator Browning. I appreciate that.
7 I'll second the motion.

8
9 P. O. GREGORY:
04:44PM 10 Okay. All right, so we have a motion to table now, and a second by
11 Legislator Muratore. All in favor? Opposed? Abstentions?

12
13 MS. ELLIS:
14 *Eighteen.*

15
16 P. O. GREGORY:
17 *IR 1528-17 - Authorizing the reconveyance of County-owned real*
18 *estate pursuant to Section 215, New York State County Law to*
19 *Jeanine Reynolds (SCTM No. 0100-105.00-02.00-096.000) (Presiding*
04:44PM 20 *Officer Gregory).* I'll make a motion. Do I have a second?

21
22 LEG. KRUPSKI:
23 Second.

24
25 P. O. GREGORY:
26 Second by Legislator Krupski. All in favor? Opposed?
27 Abstentions?

28
29 MS. ELLIS:
04:44PM 30 *Eighteen.*

31
32 P. O. GREGORY:
33 *IR 1530-17 - Sale of County-owned real estate pursuant to Section*
34 *72-h of the General Municipal Law (Town of Brookhaven) (SCTM No.*
35 *0200-562.00-01.00-009.005) (County Executive).* Motion by --

36
37 LEG. KRUPSKI:
38 Motion.

39
40 P. O. GREGORY:
41 Krupski, second by Calarco. All in favor? Opposed? Abstentions?

42
43 MS. ELLIS:
44 *Eighteen.*

45
46 P. O. GREGORY:
47 *IR 1537-17 - Approval of Auction Rules for the disposition of*
48 *surplus property acquired under the Suffolk County Tax Act*
49 *(County Executive).*

04:45PM 50
51 LEG. D'AMARO:
52 Motion.

53
54 P. O. GREGORY:
55 Motion by Legislator D'Amato. I'll second. All in favor?
56 Opposed? Abstentions?

1 MS. ELLIS:

2 *Eighteen.*

3

4 P. O. GREGORY:

5 *IR 1539-17 - Sale of County-owned real estate pursuant to Local Law*

6 *No. 13-1976 Jose R. Garcia (SCTM No. 0100-176.00-03.00-042.000).*

7 I'll make a motion.

8

9 LEG. KRUPSKI:

04:45PM 10 Second.

11

12 P. O. GREGORY:

13 Second by Legislator Calarco. All in favor? Opposed?

14 Abstentions?

15

16 MS. ELLIS:

17 *Eighteen.*

18

19 P. O. GREGORY:

04:45PM 20 Cosponsor.

21

22 *IR 1554-17 - Identifying County purchasing personnel pursuant to*

23 *New York General Municipal Law Section 104-b(2)(f) (County*

24 *Executive). I'll make a motion. Second by Legislator Fleming.*

25 On the motion, Legislator Fleming.

26

27 LEG. FLEMING:

28 Thank you, Mr. Presiding Officer. I don't know if there's anybody

29 from the Administration who might be able to explain this. My

04:46PM 30 specific question is I know the General Municipal Law requires that

31 this group be identified every two years; just wondering, you know,

32 who -- how you choose who it is and what their roles are.

33

34 MR. BRAUN:

35 Legislator, the five people identified have had that authority,

36 except for Commissioner Berdolt who is now being added to that

37 list. I don't know more specifically how to address your question.

38

39 LEG. FLEMING:

04:47PM 40 What role do they play?

41

42 MR. BRAUN:

43 Well, you have the Principal Contracts Examiner who's in the

44 Department of Public Works, plus the Commissioner of Public Works.

45 Mr. Berdolt is the Commissioner of Parks & Recreation, and then the

46 two Election Board Commissioners who have -- other than

47 Mr. Berdolt, the other four have traditionally been on this list.

48

49 LEG. FLEMING:

04:47PM 50 But what do the people on the list do, and why are these five

51 particularly qualified to do it?

52

53 MS. HORST:

54 I'm told these are the five that are allowed to issue an RFP,

55 that's what qualifies them.

56

General Meeting - July 25th, 2017

1 LEG. FLEMING:
2 To issue an RFP for what?

3
4 MR. BRAUN:
5 Well, Mr. {Malanga} is the General Purchasing Department within --
6 he's located physically in the Department of Public Works, but he
7 does purchasing in general for the County. The Commissioner of
8 Public Works does purchasing on Public Works projects. The
9 Election Board has its own purchasing process, and I believe Parks
04:48PM 10 does its own purchasing as well. So they would have the authority,
11 as Katie says, to issue RFPs and to handle that process within
12 their departments.

13
14 LEG. FLEMING:
15 Okay. I don't mean to be difficult, I'm just trying to figure out
16 what this is all about. So -- and looking at the General Municipal
17 Law, I didn't quite understand it. So this is all purchasing RFPs
18 issued by the County, or issued by one of these five individuals?
19 I just don't understand.

04:49PM 20
21 MR. BRAUN:
22 In general they're issued by Mr. {Malanga} who happens to be
23 assigned to the Department of Public Works for general purchasing
24 purposes. The others are more specialized for their own -- the
25 work of their own departments.

26
27 LEG. FLEMING:
28 Okay. Thank you.

04:49PM 29
30 P. O. GREGORY:
31 Okay. Anyone else? All right, we have a motion, a second.
32 All in favor? Opposed? Abstentions?

33
34 MS. ELLIS:
35 *Seventeen (Not Present: Legislator Barraga).*

36
37 P. O. GREGORY:
38 Okay, *1574-17 - Authorizing the reconveyance of County-owned real*
39 *estate pursuant to Section 215, New York State County Law to Kevin*
04:49PM 40 *T. MacConnell and Mary M. Reese a/k/a Mary MacConnell, as tenants*
41 *in common (SCTM No. 0200-973.30-05.00-037.000) (Calarco). Motion by*
42 *Legislator Calarco. Second by Legislator Fleming. All in favor?*
43 *Opposed? Abstentions?*

44
45 MS. ELLIS:
46 *Seventeen (Not Present: Legislator Barraga).*

47
48 P. O. GREGORY:
49 *IR 1575-17 - Authorizing the reconveyance of County-owned real*
04:50PM 50 *estate pursuant to Section 215, New York State County Law to*
51 *Stephanie Alami (SCTM No. 0200-048.00-07.00-030.000) (Anker).*
52 *Motion by Legislator Anker. Second by Legislator Muratore.*
53 *All in favor? Opposed? Abstentions?*

54
55 MS. ELLIS:
56 *Seventeen (Not Present: Legislator Barraga).*

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1 P. O. GREGORY:
2 Okay, if you go to the manilla folder.

3
4 Okay, *IR 1365A, Resolution amending and restating Bond Resolution*
5 *No. 367-2014, adopted on May 13, 2014, as previously amended by*
6 *Bond Resolution No. 1086-2016, adopted December 6, 2016, relating*
7 *to the authorization of the issuance of \$500,000 Bonds to finance*
8 *the Restoration of Canaan Lake (CP 8715. 110 and . 410)*

9
04:50PM 10 D. P. O. CALARCO:
11 Motion.

12
13 P. O. GREGORY:
14 Motion by Legislator Calarco. Second by Legislator Stern. All in
15 favor? Opposed? Abstentions?

16
17 MS. ELLIS:
18 *Eighteen.*

19
04:51PM 20 P. O. GREGORY:
21 Okay.

22
23 All right, *Procedural Motion No. 16-2017 - Setting land acquisition*
24 *priorities in accordance with "AAA Program" requirements (2017 -*
25 *Phase III) (Hahn).* Motion by Legislator Hahn?

26
27 LEG. HAHN:
28 Yes.

29
04:51PM 30 P. O. GREGORY:
31 Do I have second?

32
33 LEG. MURATORE:
34 *(Raised hand).*

35
36 P. O. GREGORY:
37 Second by Legislator Muratore. Anyone? Legislator D'Amaro?
38 Questions, anyone?

39
04:51PM 40 LEG. D'AMARO:
41 No, I'm good.

42
43 P. O. GREGORY:
44 Okay, all right. All in favor? Opposed? Abstentions?

45
46 MS. ELLIS:
47 *Eighteen.*

48
04:51PM 49 LEG. BROWNING:
50 Cosponsor, and the next one.

51
52 P. O. GREGORY:
53 *IR 1667-17 - Accepting and appropriating 100% federal pass-through*
54 *grant funds from the New York State Department of Health in the*
55 *amount of \$700,481 for the Early Intervention Administration -*
56 *Child Find ("EIACF") Program administered by the Suffolk County*

1 *Department of Health Services, Division of Services to Children*
2 *with Special Needs and to execute grant related agreements.*

3
4 LEG. KENNEDY:
5 Motion.

6
7 P. O. GREGORY:
8 Motion by Legislator Kennedy, second by Legislator Browning.
9 All in favor? Opposed? Abstentions?

04:52PM

10
11 MS. ELLIS:
12 *Eighteen.*

13
14 P. O. GREGORY:
15 *IR 1671-17 - Accepting and appropriating a grant in the amount of*
16 *\$299,913 from the New York State Division of Homeland Security and*
17 *Emergency Services for the State Law Enforcement Terrorism*
18 *Prevention Program (SLETPP) FFY 2017 with 100% support (County*
19 *Executive).*

04:52PM

20
21 LEG. KENNEDY:
22 Motion.

23
24 P. O. GREGORY:
25 Motion by Legislator Kennedy. Second by Legislator Browning.
26 All in favor? Opposed? Abstentions?

27
28 MS. ELLIS:
29 *Eighteen.*

04:52PM

30
31 P. O. GREGORY:
32 *IR 1672-17 - Authorizing the County Executive to execute grant*
33 *related agreements for the "State Homeland Security Program (SHSP)*
34 *FY 2017" and "Urban Area Security Initiative (UASI) FY 2017"*
35 *administered by the Suffolk County Department of Fire, Rescue and*
36 *Emergency Services (County Executive). Same motion, same second.*
37 All in favor? Opposed? Abstentions?

38
39 MS. ELLIS:
40 *Eighteen.*

04:52PM

41
42 P. O. GREGORY:
43 *IR 1678-17 - Resolution amending Bond Resolution No. 255-2017,*
44 *adopted on April 25, 2017, relating to the authorization of the*
45 *issuance of \$100,000 bonds to finance the cost of Façade*
46 *Restoration at Suffolk County Vanderbilt Museum (CP 7441.314).*

47
48 LEG. D'AMARO:
49 Motion.

04:53PM

50
51 P. O. GREGORY:
52 Motion by Legislator D'Amato. I'll second. All in favor?
53 Opposed? Abstentions?

54
55 MS. ELLIS:
56 *Eighteen.*

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1 (*Legislators Krupski & Fleming raised hands in opposition*)

2
3 P. O. GREGORY:

4 Oh, Nope.

5
6 MS. ELLIS:

7 *Sixteen (Opposed: Legislators Krupski & Fleming).*

8
9 P. O. GREGORY:

04:53PM 10 Okay. All right, CN folder, red folder.

11
12 All right, *IR 1585-17 - Authorizing use of Smith Point County Park*
13 *property by Mastic Beach Ambulance Company for "Help Us Save You*
14 *Program" (Browning).*

15
16 LEG. BROWNING:

17 Motion.

18
19 P. O. GREGORY:

04:53PM 20 Motion by Legislator Browning. Second by Legislator -- was that
21 Calarco? Legislator Calarco. All in favor? Opposed?
22 Abstentions?

23
24 MS. ELLIS:

25 *Eighteen.*

26
27 P. O. GREGORY:

04:54PM 28 *IR 1650-17 - Accepting the donation of Solar Surveillance Trailers*
29 *and Cameras from Aventura Technologies, Inc. For use by the Suffolk*
30 *County Police Department (County Executive).*

31
32 LEG. BROWNING:

33 Motion.

34
35 P. O. GREGORY:

36 Motion by Legislator Browning. Who was that? Second by Legislator
37 Trotta. All in favor? Opposed? Abstentions?

38
39 MS. ELLIS:

04:54PM 40 *Eighteen.*

41
42 P. O. GREGORY:

43 *IR 1653-17 - Authorizing the reconveyance of County-owned real*
44 *estate pursuant to Section 215, New York State County Law to Denise*
45 *Sprague, as heir and administratrix, and Richard G. Sprague, as*
46 *heir of the estate of Richard G. Sprague II (SCTM No.*
47 *0200-455-03.00-005.000) (Calarco). Whose is this?*

48
49 D. P. O. CALARCO:

04:54PM 50 Mine; motion.

51
52 P. O. GREGORY:

53 Motion by Legislator Calarco. I'll second. All in favor?
54 Opposed? Abstentions?

1 MS. ELLIS:

2 *Eighteen.*

3

4 P. O. GREGORY:

5 *IR 1660-17 - Authorizing the filing of a Grant Application to*
6 *develop a pilot Bike-Share Program in Suffolk County (County*
7 *Executive).*

8

9 LEG. LINDSAY:

04:55PM 10 Motion.

11

12 P. O. GREGORY:

13 Motion by Legislator Lindsay. Is there a second?

14

15 LEG. HAHN:

16 Second.

17

18 P. O. GREGORY:

19 Second by Legislator Hahn. Anyone on the motion?

04:55PM 20

21 LEG. BARRAGA:

22 On the motion.

23

24 P. O. GREGORY:

25 Mr. Barraga.

26

27 LEG. BARRAGA:

28 Can I get a detailed explanation as to how this particular program
29 works?

04:55PM 30

31 MR. KEYES:

32 Hi. Good afternoon. How are you? My name is Jonathan Keyes.

33 Yeah, I'll just take a quick second, if I may, to sort of recap how
34 we got here, why we're here. I understand there's been a little
35 bit of discussion about this today.

36

37 So this is -- first of all, I apologize this is coming before you
38 as a CN. Obviously not an ideal situation, but just the nature of
39 grants sometimes is that, you know, the deadlines don't always
04:55PM 40 necessarily line up with the Legislative cycle and the time that
41 you identify funding sources. So the -- we have -- I'm with the
42 Department of Economic Development & Planning and we've identified
43 Bike-Share as something that we think is of great benefit to the
44 region. We think it has great potential to drive tourism
45 throughout the County, help facilitate transportation alternatives
46 and relieve congestion on some of our major roads by making it
47 easier to use things like the train. A lot of times you take a
48 train to close to your destination but you get off the train and
49 you're not quite there yet and a bike could help facilitate that.

04:56PM 50

51 We think it could have a great economic development impact on our
52 downtown areas. Just pulling some numbers over the past couple of
53 hours, a recent study of the Capital Bike-Share Program in
54 Washington D.C., 23% of users reported spending more money because
55 they had used bike-share that day, so they had a little bit extra
56 money to spend in a downtown or in a neighborhood. In businesses

1 surveyed, 20% reported a positive impact on sales due to
2 bike-share; 70% of businesses identified a positive impact on the
3 neighborhood due to bike-share, and 83% of users said they are much
4 more likely to patronize a business if it's located near a
5 bike-share station.

6
7 So when you think about some of our bigger downtowns in the region,
8 you know, that are separated by maybe just a little bit more than a
9 comfortable walk from a park down on the waterfront or some other
04:57PM 10 sort of -- maybe a major employment center that's a little bit too
11 far from a train station to walk to, these are some of the
12 potential benefits that we are seeing for the bike-share program.

13
14 LEG. BARRAGA:

15 Any indication of how many more bikes would be on Suffolk County's
16 roads as a result of this particular program?

17
18 MR. KEYES:

19 Do you mean in particular County roads or do you mean the roads of
04:57PM 20 Suffolk County?

21
22 LEG. BARRAGA:

23 The roads of Suffolk County.

24
25 MR. KEYES:

26 Okay, yeah. I mean, it's hard to quantify right now. There's
27 certainly a lot of planning that still needs to be done over the
28 next several months and probably well into next year. We would
29 look to want to work with local municipalities that have expressed
04:58PM 30 support. We've received support from the Town of Southampton and
31 Supervisor Schneiderman. My understanding is that there is a
32 resolution that's going to be going -- I've spoken with
33 Councilwoman Giglio in the Town of Riverhead and I believe that
34 they are looking to support this as well. I don't know if I could
35 quantify an exact number, but the nature of the program has really
36 been looking more towards local use on local roads rather than this
37 sort of larger County roads where you might see 20 or 30 bicyclists
38 on road bikes going 25 miles an hour; it's a much more lower
39 threshold to entry.

04:58PM 40
41 LEG. BARRAGA:

42 My concern is this, that Suffolk County as well as Nassau County is
43 predominantly an automobile community. And often, you know, people
44 driving automobiles, they have their own problems and sometimes
45 they're very aggressive. But in many cases they're not looking for
46 pedestrians walking on streets, they're not looking for bicyclists,
47 they're not looking for motorcyclists. I mean, if you pick up the
48 papers the last couple of weeks, almost on a daily basis either a
49 bicyclist is being hit or seriously injured or a motorcyclist is
04:59PM 50 being killed.

51
52 MR. KEYES:

53 Yep, I a thousand percent agree with you. I think it's one of the
54 most tragic things that we're losing people on the roads every day.

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1 LEG. BARRAGA:

2 Well, how do we avoid that if you're going to increase the number
3 of bicycles on Suffolk County roads rather dramatically as a result
4 of this particular program?

5
6 MR. KEYES:

7 As a cyclist, I've always felt my number one threat on the road is
8 the driver who doesn't see me, and I feel like the driver doesn't
9 see me because they're not used to seeing cyclists on the road.
04:59PM 10 You'll get one -- you know, on an average trip you might pass one
11 or two. My hope is that -- well, two things. Again, we're talking
12 about areas where hopefully speeds are a lot slower in downtowns
13 where people are naturally driving slower rather than 50 or 60
14 miles an hour. But also, hopefully by putting more bikers on the
15 roads you increase their visibility and make drivers more aware of
16 their presence, and there's a little bit of information that you
17 can convey to cyclists as well about how to bike smart.

18
19 LEG. BARRAGA:

04:59PM 20 I don't want traffic. But you're agreeing with me that right now
21 automobile drivers really are not aware or don't see bicyclists on
22 the road and your solution to make them more familiar with
23 bicyclists is to put more bicycles on the road.

24
25 MR. KEYES:

26 Yeah, absolutely; you know, just by virtue of making it more
27 present in your everyday life.

28
29 LEG. BARRAGA:

05:00PM 30 This is a grant program; I think 50% is a grant?

31
32 MR. KEYES:

33 Yes. Yeah, this is a grant from New York State --

34
35 LEG. BARRAGA:

36 How much do we have to appropriate at the County level?

37
38 MR. KEYES:

05:00PM 39 So we're not asking for any appropriations today; I know this has
40 been a point of discussion as well. You know, there's a lot of
41 check boxes you have to do to fill out a grant application. If and
42 when we're awarded a grant through this program, we would come back
43 and when we've got a firm number, and just like any other grant,
44 ask for an appropriation and an acceptance. It happens to be a
45 quirk of this grant program that we need a resolution just to
46 apply.

47
48 LEG. BARRAGA:

05:00PM 49 What do you -- do you have any idea what you're applying for in
50 terms of dollars?

51
52 MR. KEYES:

53 I'm trying to get rough estimates, it's been a difficult process.
54 There's many different programs throughout the country. We have
55 gone out asking bike-share vendors to kind of give us some
56 feedback. There's a lot of different models out there.

1 LEG. BARRAGA:
2 This is a completely new program for Suffolk County.

3
4 MR. KEYES:
5 Uh-huh.

6
7 LEG. BARRAGA:
8 All right, thank you very much.

9
05:01PM 10 On the resolution. I think one of the problems we have when we
11 take a look at our fiscal situation is that, you know, there are
12 people who always want us to reduce spending and control our
13 expenses. But the reality is when we try to do that, when you have
14 existing programs -- whether it be child care or domestic violence
15 or drug programs or social service programs -- when it gets to
16 specific programs that are already in existence that we're already
17 funding, more than likely we're not going to reduce any of them
18 because they're all worthwhile programs, they're programs that
19 serve a purpose. To really kind of reduce spending and control
05:01PM 20 your expenses, in my own judgement, you have to avoid new programs.
21 This is a brand new program that, frankly, we cannot afford.

22
23 Now, they can't even tell us what the appropriation would be, but
24 you know it's going to come back probably several hundreds of
25 thousands of dollars, a brand new program. And once you put that
26 program in place you're stuck with it; you'll have to fund it every
27 single year. So rather than put ourselves in a situation where a
28 brand new program comes in place, I think at this point we take a
29 pass. We already have enough fiscal problems. And if you listen
05:02PM 30 to our budget people, they talk about a deficit of better than
31 \$100 million, some people are talking 150, \$160 million; very, very
32 difficult to reduce that deficit, unless you increase revenues.
33 Because when you try to control expenses or reduce spending,
34 everybody's in agreement. And then the fallback position, the most
35 hypocritical position, because you can't name specific programs, is
36 to say, *You know, we have to get rid of waste.* What the hell is
37 waste?

38
39 This particular proposal sounds great, we just literally cannot
05:02PM 40 afford another new program. Now, someone might say, *Well, Tom, you*
41 *know, what are we supposed to do here? We're never supposed to*
42 *come up with any innovative ideas? Ideas that might cost*
43 *additional funding that might help people?* The answer is yes, you
44 do, but not based on our fiscal condition, not when you have
45 Standard & Poors and Moody's continually degrading our credit
46 rating. This is one time to take a pass; we just can't afford this
47 new program.

48
49 P. O. GREGORY:
05:03PM 50 Okay. Legislator Hahn.

51
52 LEG. HAHN:
53 So to that point, and then I'll get to my other points. Are we --
54 are you proposing to start a whole new program that's going to
55 require an annual commitment?

56

1 MR. KEYES:

2 Yes, so I wanted to address that. So one of the things you'll
3 notice in the reso -- this is a pilot program, so the intention is
4 that this would be, you know, kind of a one-time start up. There
5 are many examples throughout the country of bike-share programs
6 that get only not only revenue from users and become
7 self-sustaining, but also seek local sponsorships. Just in initial
8 conversations we've had, we've already had a couple of private
9 companies express interest in a sponsorship; it's a very visible,
10 you know, forum to get your name out there.

05:04PM

11
12 There are also some natural fits for sponsorships, like some of the
13 major hospitals that make it part of their mission to promote
14 healthy activities and things like that, and also kind of have the
15 big campus that might actually want to host a bike station. So we
16 would, just as our normal MO in the office, continue to seek as
17 many opportunities to offset cost as possible. This is one that
18 we've -- like I said, we identified Bike-Share as something we
19 think is important for the region and we got to work trying to
20 identify grants to offset costs; this is the first one that we
21 found. This one does happen to require a resolution just to apply,
22 but again, the appropriation is going to be up to you guys at a
23 later date once that's known.

05:04PM

24
25 LEG. HAHN:

26 Right. And certainly you can take the intent of this Legislature
27 to have something that does not include an annual recurring cost.
28 You know, because I do, I do strongly see -- I could think of
29 several spots. I mean, obviously Stony Brook University has its
30 own little bike-share thing going on, but other opportunities at
31 transit-oriented development-type spots, whether it's the Stony
32 Brook Railroad Station where folks could come and ride down into
33 Stony Brook Village where we have incredibly historic sites and a
34 beautiful vineyard and big, beautiful parks and opportunities for
35 people who might come in on the train. But same with Port
36 Jefferson. You know, the train is at Port Jefferson Station and
37 it's a good mile and a half, maybe more, to the downtown center,
38 and it really -- well, as long as you could bike back up the hill
39 (*laughter*). It really lends itself, if someone is coming in on the
40 train, if they're coming from Huntington or if folks from Port
41 Jefferson go to Huntington and, you know, could take the train and
42 ride into -- again, Huntington Village isn't exactly at the train
43 station, but you could ride into downtown Huntington Village.
44 You'd have to bike up a hill again but, you know, there's -- you
45 know, I think there are -- I could go on and on and on naming
46 downtown centers where there's train stops and there could be more
47 inter-County trips where people could take the train to the bike;
48 take the train to the bike.

05:05PM

05:05PM

49
50 MR. KEYES:

51 Yeah, I agree. I guess the main thing today is just we want the
52 opportunity to keep working at it. You know, it's really -- it's a
53 time thing. This is a box we have to check and we know, you know,
54 we've got a lot more work to do.

05:06PM

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1 LEG. HAHN:
2 And also, you know --

3
4 MR. KEYES:
5 We've got more funding to identify.

6
7 LEG. HAHN:
8 -- other transit hubs, we do know that our own bus system is not --
9 doesn't go everywhere we want it to go, and so that last mile has
10 often been -- or last couple of miles has often been, you know, a
11 course of contention. Part of why Uber, you know, the idea for
12 Uber and other, Lyft and things is important, but if there are
13 bikes where people can get off of a bus at a major hub stop or
14 other spot where they just have to ride a little bit to a business
15 campus. You know, also towns and villages and even our own roads,
16 as spots grow, we can also get sponsorships for bike lanes. You
17 know, the same way --

18
19 MR. KEYES:
20 Yeah.

21
22 LEG. HAHN:
23 You know, maybe get contributions to help pay for what it would
24 take to add bike lanes where we might not have them, and not just
25 on our own roads, you know, but on town roads that would connect
26 bike-sharing stations and connect major transportation hubs with
27 businesses, with many employees, such as hospitals and other types.
28 But I do think there's a really important need for this kind of
29 connectivity and option, transportation option for our residents.

30
31 So as long as, you know, we're not committing to an annual cost,
32 I think that this is the kind of thing that could help our people
33 work, could help our businesses thrive, and could help alleviate
34 some roadway congestion and actually help health. So I do think
35 there are a lot of pluses.

36
37 MR. KEYES:
38 Yeah. If I may, I think, too, that other -- that old argument
39 about, you know, something to make our region attractive to young
40 people. It's something that is over a hundred cities in the United
41 States, cities and small towns that have been implementing similar
42 programs. The City of Long Beach has one right here on Long
43 Island, and it just can be a really great, attractive amenity.

44
45 P. O. GREGORY:
46 Legislator Spencer. I could picture him with a bike helmet.

47
48 LEG. SPENCER:
49 Thank you very much. I do -- I appreciate the concept of
50 revitalizing our County and the energy cost and the potential
51 health benefits. I have fiscal concerns. So I understand that the
52 reason there's not a number on this is because we don't know what
53 we're going to receive from the grant.

54
55 MR. KEYES:
56 Yes.

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1 LEG. SPENCER:

2 But as far as when we're applying for the grant and looking at our
3 County, there has to be some speculation as to what we're -- what
4 we're asking for. So give me a sense of how many bikes and what
5 places they would be at an initial -- are we going to keep it to a
6 particular region and kind of a pilot program, or are we looking at
7 County-wide? Just kind of give me --

8

9 MR. KEYES:

10 Sure.

11

12 LEG. SPENCER:

13 -- for the record, just kind of a lay of the land of what this
14 would look like.

15

16 MR. KEYES:

17 I would hope -- and this is just kind of a gut response. But I
18 would hope we could see something in the vicinity of 200 bikes,
19 maybe set up in groups of seven to 15, maybe a dozen at, you know,
05:10PM 20 eight or nine or ten locations across the County, just as a pilot.

21

22 LEG. SPENCER:

23 And these bikes -- what type of bikes are they? You know, because
24 I guess in the City, you know, I guess there are particular styles
25 of bikes and you're looking for something that's a little more
26 rugged that would be --

27

28 MR. KEYES:

29 Yeah. Yeah, they're a little more -- most models are a little more
05:10PM 30 heavy duty, although, you know, not extremely burdensome.

31 Citi-bike is a particularly heavy bike. The ones, you know, that
32 have been successful are generally very user friendly, they have a
33 step-thru frame so they're very easy to get on and off. Most of
34 them would have a GPS system, that's kind of what allows you to
35 keep track of the bikes and what allows you to access it through an
36 app on your phone, because of the GPS equipment. Simple
37 three-speeds, easy to pedal, very simple to adjust for any given
38 user; just a real good, flexible bike.

39

05:11PM

40 LEG. SPENCER:

41 And a bicycle I've seen in Costco for as cheap as \$200 for an
42 all-purpose type of bike up to \$5,000. What would be just kind of
43 a ballpark price in a bike in this type of program, per bike.

44

45 MR. KEYES:

46 It's difficult because there are so many different models depending
47 on whether they dock and what the station cost would be. I mean, I
48 think you certainly outlined the low and the high in that range; I
49 don't think it would be as high as 5,000 a bike, though; those are
05:12PM 50 some of your top-end bikes. These would be probably somewhere
51 mid-range, especially once you include some of the GPS equipment on
52 there. So, you know.

53

54 LEG. SPENCER:

55 Sure. I mean, again, I know that you're extremely prepared on this
56 issue. But you could imagine that if you're applying for this,

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1 that there should be kind of a sense of, you know, \$200 per bike at
2 a thousand bikes.

3
4 MR. KEYES:
5 Yeah.

6
7 LEG. SPENCER:
8 And then what type of -- you would have to install the equipment as
9 far as the racks and the stations that would, I guess, accept the
05:12PM 10 credit cards to release the bikes and especially the
11 infrastructure.

12
13 MR. KEYES:
14 Yeah.

15
16 LEG. SPENCER:
17 How about maintenance; what type of maintenance program? Would we
18 be doing the maintenance on the bike or would there be a
19 contract --

20
21 MR. KEYES:
22 Most --

23
24 LEG. SPENCER:
25 -- in this program?

26
27 MR. KEYES:
28 Sorry, I didn't mean to interrupt. Most bike-share systems and
29 vendors, what they'll do is they'll just contract with a local bike
05:13PM 30 shop to service the vehicles. So they don't need a robust
31 workforce that has to spread over the course of a County, they
32 could -- they work with basically the infrastructure that's already
33 in place in terms of the bike service industry.

34
35 LEG. SPENCER:
36 Okay.

37
38 MR. KEYES:
39 So, I mean, on that front it presents a great opportunity for local
05:13PM 40 bike shops.

41
42 LEG. SPENCER:
43 So I guess since they would be our bikes, we would be, I guess,
44 paying for the maintenance, in a sense.

45
46 MR. KEYES:
47 It would be as part of the user costs that we've kind of built into
48 the overall program.

49
05:13PM 50 LEG. SPENCER:
51 And I see the County Attorney is here also, maybe this question
52 might be appropriate. So in a program like this where -- you know,
53 I sit on Ways & Means all the time and, you know, we could have
54 someone have an accident on some sort of County infrastructure.
55 What are the potential liability issues if someone leases a bike
56 through this program? They're riding a bike that's a program

1 sponsored by Suffolk County, they're hit and killed. The family
2 turns around, I mean, I'm sure there's substantial releases that
3 are involved as soon as you agree to the program. But, you know,
4 as far as the bike in terms of the hands that it may -- you know,
5 how do we protect ourselves? Is there an umbrella that's given to
6 the program?

7
8 MR. BRAUN:

9 This is very early in the planning and I can't tell you precisely
10 what kind of indemnity we would be looking for. But if there's a
11 vendor running the program, of course we'd expect the vendor to
12 indemnify the County. If the County is itself leasing the bikes,
13 then we would have to provide some other kinds of indemnity. We're
14 already installing bicycle lanes on our County roads in many
15 places, so they're -- on that thinking, there may be some issues
16 involved with why we invited people into the street. But the
17 bicycle lane is intended to be safer than somebody trying to ride
18 on the shoulder or in the narrow area between a curb and the
19 traveled roadway. So all of these liability issues would be part
20 of the program and would certainly, I assume, be explored before
21 anything was implemented.

22
23 LEG. SPENCER:

24 You really honed in on my question where you put this program in
25 different areas. One area that would have perhaps traffic
26 conditions and bike lanes versus another area where there wasn't
27 the appropriate road conditions for a bike and, you know, so you
28 expressed that. That would be a concern.

29
30 MR. BRAUN:

31 Right. I mean, as Jonathan said, at least now I understand the
32 intention to be not to do this on high-speed County roadways but
33 rather on lower, maybe downtown-type roadways or even side streets
34 where kids ride their bicycles. There's no reason why a person
35 renting a bike in this program can't take the same care.

36
37 LEG. SPENCER:

38 Sure, but once the bikes are released they can go wherever they
39 want to go.

40
41 MR. BRAUN:

42 Right.

43
44 LEG. SPENCER:

45 (*Laughter*). Okay, that's fair enough. Thank you. Thank you.

46
47 MR. BRAUN:

48 You're welcome.

49
50 LEG. SPENCER:

51 So that gets me to -- you know, that gets my concern. I'm always
52 supportive of any way that we can improve just kind of our
53 community, sort of development-type of building or future, making
54 things safer. You know, I just want to make sure the
55 infrastructure is in place. But I'm a little maybe frustrated that
56 there really should be a little bit of guidance as far as to, you

1 know, if this is going to be a \$200,000 project or a \$2 million
2 project. Because even though we're just consenting for the
3 application, and I'm willing to give you that consent, I want to
4 make sure that that consent, if it comes back that there's an
5 appropriation, that I've heard the argument then turned around to
6 say, *Well, you voted to let us apply for this and now you're not*
7 *going to vote for the appropriation?*

8
9 So I'm just making it very clear on the record that I don't have
05:18PM 10 enough information to know about this program. But I think my
11 colleague, Mr. Barraga, has a great point with regards to we're
12 making tough decisions right now, we're asking for people to pay
13 into their health insurance and to freeze their steps and to freeze
14 their salaries, and we're talking about the structural deficit.
15 And I know that we have to continue to govern and we have to
16 continue to look towards the future, but this is something that we
17 could possibly take a pass on until we see things improving. So I
18 don't want to stop you from moving forward with the application
19 process, but I would not be supportive of appropriating any funds
05:18PM 20 unless there's an extremely well-defined financial plan of what we
21 are going to do with some of our fiscal concerns.
22

23 MR. KEYES:

24 I think that's totally fair, valid. I would not assume that a vote
25 to allow us to ask for money today is any sort of facet approval or
26 appropriation or implication of how you would vote. We will come
27 back with you -- you know, I can say we will come back with a
28 concrete number if and when we're awarded a grant and an
29 explanation of how we got there, absolutely.

05:19PM 30
31 LEG. SPENCER:

32 Thank you.
33

34 P. O. GREGORY:

35 Legislator Trotta.
36

37 LEG. TROTТА:

38 I'm sort of shocked why you came here with no answers to any
39 questions. I mean, first the liability thing jumped out at me
05:19PM 40 like, you know, this is insane. Two hundred bikes? It would
41 probably take 20 minutes before someone got hurt, before someone
42 fell off the bike, the chain broke, they hit a pothole on a County
43 Road, the bike lane ended. This is like the most hair-brained
44 thing I've ever heard of. You have no answers about how many
45 bikes, not how much, now where we're going to go, not where we're
46 going to rent them. It's bizarre, it's almost like gross
47 incompetence. The liability screams, screams. The County rents a
48 bike to someone, they ride down the road and get hit by a truck or
49 or fall in a pothole on a County road? It's bizzarro world.

05:20PM 50
51 I don't even know how you could come here and ask us to look at
52 this when there's no answers. You know, it's like a waste of -- I
53 don't get it. You know, we're cutting buses where people are going
54 but we want to get bikes and increase our liability? I mean, we
55 sit in that Ways & Means back there and give away millions of
56 dollars if a car runs off a road and hits an embankment. I don't

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1 think you could ever write away the liability if we, the County, is
2 involved with renting bicycles that are riding on town and County
3 roads. We're opening up the towns up to lawsuits.

4
5 And this is just, you know -- and by the way, you could take a
6 train to Southampton and go to a bike shop and rent a bike from a
7 bike shop, you can go to Ocean Beach and do it. Why is the County
8 getting involved even remotely in the bike rental business?
9 Bizarro world. I will not be supporting this.

05:21PM 10

11 P. O. GREGORY:
12 Legislator Stern.

13
14 LEG. STERN:
15 D' Amaro.

16
17 LEG. D' AMARO:
18 Hang in there, guys.

05:21PM 19

20 *(*Laughter*)*

21
22 LEG. STERN:
23 Yeah. I mean, just sitting here listening to the conversation, I
24 probably came up with about 50 different legal potential liability
25 reasons why this is a real concern. But let me ask you this. And
26 by the way, I appreciate that it's before us by CN, there's a
27 deadline and I understand all of that and the reason why we are
28 considering this right now.

05:21PM 29

30 However, we don't know what the number is. And I think before I --
31 whether you said it on the record or if I was having the
32 conversation before, there seemed to be a pretty significant range
33 of what that number could be, which means we really have no idea
34 ultimately what our 50% responsibility is going to be. But this is
35 an application, right, for a grant; who can make this application?

36
37 MR. KEYES:
38 Municipalities.

05:22PM 39

40 LEG. STERN:
41 Any municipality.

42
43 MR. KEYES:
44 I believe so, yeah.

45
46 LEG. STERN:
47 All right. So --

05:22PM 48

49 MR. KEYES:
50 It's a State grant, so --

51
52 LEG. STERN:
53 -- are there any of our local municipalities that are making this
54 application?
55
56

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1 MR. KEYES:
2 For a bike-share? None that I'm aware of, no.

3
4 LEG. STERN:
5 Why is that? Why is this a County application and not a town?
6 You had mentioned Southampton before and the Supervisor there is
7 supportive; why is that town or any other of our local
8 municipalities not making this application?

9
05:22PM 10 MR. KEYES:
11 The concept is one of ease of use for the user. So if you're
12 biking from Patchogue and you want to go to Corey Beach, you know,
13 you don't necessarily -- maybe Corey Beach is a bad example. But
14 if you're in a district that's right on the border, you don't
15 necessarily feel that when you're on the bike. So the idea is this
16 would be one unified system that'd be County-wide, it would be the
17 same app on your known whether you're in Bridgehampton or in
18 Babylon Village. So just your economy of scale and lowering the
19 barrier to entry to users, it was seen as something that would be
05:23PM 20 just better to implement at a regional level.

21
22 LEG. STERN:
23 So I understand that if you're using it on some local roadways in a
24 downtown area and then you're going to go over an arbitrary town
25 line, but then ultimately potentially you are leaving that bike
26 that you've now borrowed someplace where there isn't a place to
27 return it. I don't understand how that part of the system could
28 possibly work.

29
05:23PM 30 MR. KEYES:
31 Yeah. I'm glad you brought that up, actually, because that's one
32 of the kind of exciting aspects. The most recent generation, if
33 you will, of bike-shares is a lot more flexible in that, you know,
34 it gives you that flexibility. And that through the fact that
35 there's GPS on the bike and the ability to work with local bike
36 shares to -- local bike shops to do rebalancing, if it doesn't suit
37 your needs that day, you can leave it, perhaps you do leave it at
38 Corey Beach and you pay a small fee to leave it not at the place
39 where you returned it. And you're able to do that a lot now with
05:24PM 40 most systems that are in place because of the GPS and because of
41 phones, just the fact that you have an app.

42
43 LEG. STERN:
44 Who then ultimately goes to collect that bike at Corey Beach?

45
46 MR. KEYES:
47 That would be through a similar-type arrangement with a local bike
48 shop or a vendor who would be responsible for maintenance.

49
05:24PM 50 LEG. STERN:
51 But it sounds like for infrastructure purposes, to make this kind
52 of a program work, there is some reliance on the local bike shops.

53
54 MR. KEYES:
55 That's one --

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1 LEG. STERN:
2 Legislator Trotta had mentioned, I mean, that's the infrastructure,
3 that's the market that we have here throughout Suffolk County is
4 our local bike shops.

5
6 MR. KEYES:
7 Yeah, that's the local model. I mean, we don't anticipate that it
8 would be any sort of conflict for them but rather that it would be
9 a new opportunity for them, in general, once they're already there

05:24PM

10
11 LEG. STERN:
12 Except that they already have bikes to rent.

13
14 MR. KEYES:
15 Some do.

16
17 LEG. STERN:
18 And that should be their opportunity.

05:24PM

19
20 MR. KEYES:
21 Some do, yeah.

22
23 LEG. STERN:
24 The vision here, at least for pilot program purposes, is to have it
25 localized; correct? You have the local roadways, presumably
26 although not necessarily always true, the safer roadways. You're
27 not suggesting that people take these bikes out and ride on the
28 shoulder of the LIE, etcetera.

05:25PM

29
30 MR. KEYES:
31 No.

32
33 LEG. STERN:
34 All right. So if the idea is local roadways, villages and local
35 municipalities, isn't this really -- if there is any of our local
36 towns that are interested in providing this kind of service to
37 either their residents or to promote local tourism and economic
38 development, isn't this really a potential program that's much
39 better suited to a particular municipality than a much more
40 regional level of government and the kinds of issues that we,
41 number one, need to be concerned about; and number two, allocate
42 our very, very limited resources to.

05:25PM

43
44 MR. KEYES:
45 Uh-huh.

46
47 LEG. STERN:
48 And again, I have to agree with my colleagues, the pages and pages
49 of potential liability issues that we can come up with here are
50 endless.

05:26PM

51
52 MR. KEYES:
53 Just to that last point, and I don't want to override anything that
54 was said by Bob. But in my experience with the bike-share,
55 typically when you agree to unlock the bike there's a waiver that's
56 built into the app that, you know, kind of --

1 LEG. STERN:
2 *(Shook head no).*

3
4 MR. KEYES:
5 I don't know -- like I said, Bob is obviously more qualified to
6 speak to that.

7
8 LEG. STERN:
9 Yeah.

10
11 MR. KEYES:
12 You know, and to your earlier point, like I acknowledge that
13 there's a lot of planning to be done to identify the places where
14 this would work best. It's not just downtowns, it could be -- it
15 could be, you know, college campuses, corporate offices, it could
16 be regional parks, State parks that have trails. You know, there's
17 a lot to unpack here. Today we just -- it's a box we had to check
18 to be able to keep going in the planning process and that's -- you
19 know, there's many grants that don't even require this step and we
05:26PM 20 apply for them and then we come back once we've received them and
21 ask for the appropriation at that time.

22
23 LEG. STERN:
24 What is the application process?

25
26 MR. KEYES:
27 It's through the CFA process, the State Regional Council
28 Consolidated Funding Applications.

29
05:27PM 30 LEG. STERN:
31 Check a couple of boxes and sign it and send it in?

32
33 MR. KEYES:
34 No, there's a -- you know, there's program description, there's
35 regional snapshot demographics, things like that.

36
37 LEG. STERN:
38 The deadline is when?

39
05:27PM 40 MR. KEYES:
41 The deadline is Friday.

42
43 LEG. STERN:
44 So there would be time for a municipality, presumably, that might
45 have an interest to submit an application?

46
47 MR. KEYES:
48 I would presume they would need a resolution as well from their
49 board.

05:27PM 50
51 LEG. STERN:
52 Yeah. All right, thank you.

53
54 P. O. GREGORY:
55 Just as a follow-up. So the application, I think you stated
56 before, or maybe I just assumed from your remarks, that there isn't

1 a number that you've identified? Is there a budget request?

2

3 MR. KEYES:

4 There will be. I've got RFIs on my desk, I'm trying to balance a
5 lot of information right now.

6

7 P. O. GREGORY:

8 But you're submitting an application on Friday.

9

10 MR. KEYES:

11 Yeah.

12

13 P. O. GREGORY:

14 And I would imagine that there needs to be a number included in
15 that.

16

17 MR. KEYES:

18 Yeah, there most likely will; and we'll probably shoot high, but I
19 don't know what that is.

05:28PM

20
21 P. O. GREGORY:

22 What's high? What's high to you?

23

24 MR. KEYES:

25 Oh, I'm just trying to -- it's tough to say.

26

27 P. O. GREGORY:

28 But there is --

29

05:28PM

30 MR. KEYES:

31 It depends on how many bikes we want to do, there's so much
32 programming. And just the other thing I would want to say is
33 whatever that number is, it's not that we have to match that, it's
34 that we have to come up with a match for that which is -- like I
35 said, it could be sponsorships, it could be other grants. That's
36 kind of the reason it's hard to give a number because we don't know
37 what other sources of funding we're going to identify between now
38 and the time that the grant is awarded in December.

39

05:28PM

40 P. O. GREGORY:

41 Yeah, but you're asking us to support a concept, which I think some
42 of us do. But I think certainly for others of us, you know, the
43 cost of that concept is important. So your question is incomplete.
44 So you're here saying, *Well, I want you to support a concept but we*
45 *don't know what the cost is.*

46

47 And to Legislator Barraga's point, you know, here we are, we can't
48 afford the programs that we have and you're asking us to support a
49 concept that you haven't fully laid out yet. Just a few weeks ago
50 we had eighty somewhat District Attorney employees in here pleading
51 for us not to support putting a pay freeze; we just closed a public
52 hearing to cut Legislators' salaries.

53

54

55

56

1 *(The following was taken by Lucia Braaten - Court Stenographer &*
2 *was transcribed by Kim Castiglione - Legislative Secretary)*
3

4 P. O. GREGORY: *(Continued)*

5 We have bus advocates here at every meeting that they can get to
6 talking about lack of funding for our bus systems. We should be
7 encouraging people to ride on buses, not bikes, on our main roads
8 and local roads. And you're telling us well, it's just an
9 application. I have to be honest with you, I don't support bonding
05:30PM 10 a dollar for a bike knowing that we have budget deficits. So that
11 we're in this kind of fiscal dystopia and we're playing like, you
12 know, there's rainbows and unicorns. I mean, it's a challenging
13 fiscal environment and you're saying, well, we don't know how much
14 -- I mean, this is -- I don't think I've met one person in my
15 district or anywhere that I've traveled in the County that says you
16 know what would get the County going and revenues in? We need a
17 bike sharing program. With all due respect, I think there's
18 certainly some support for it, but it's certainly not some -- you
19 know, there are higher needs. This is a want.

05:30PM 20
21 We can't address our needs and we're looking for answers and with
22 all due respect, Jonathan, I like you a lot, you're not providing
23 much in response to the question, the fiscal question. Because
24 this will impact our Operating Budget, the debt service. And you
25 want us to -- you're saying well, it's just an application. Yeah,
26 but it's an application that, you know, because when the -- when
27 you -- when you get the grant, should you get it, the argument's
28 going to switch to well, we got this quote unquote free money, so
29 you should support it. And we're -- you know it's -- you know, I'd
05:31PM 30 rather have the information up front, particularly on an issue like
31 this. I just don't see the support for something like this given
32 the fiscal climate that we have. Having said, we have a lot more
33 speakers. Legislator McCaffrey.

34
35 LEG. MC CAFFREY:

36 Thank you. John, let me ask you. A lot of questions I was going
37 to ask have already been asked. One that I want to just drill down
38 again is, first of all, when did we find out about this application
39 for this grant program? How long has it been out there?

05:32PM 40
41 MR. KEYES:

42 Sometime within I would say the last four weeks, not enough time to
43 get it through the normal cycle, the normal legislative cycle.

44
45 LEG. MC CAFFREY:

46 So that grant just showed up four weeks ago?

47
48 MR. KEYES:

49 Yeah, I mean, there's the Regional Council, yeah, grant process.
05:32PM 50 That's around the time that we identified it, yeah.

51
52 LEG. MC CAFFREY:

53 Not the time that we identified it. I mean the time that we --
54 that it became available.
55
56

1 MR. KEYES:
2 Yeah, yeah.

3
4 LEG. MC CAFFREY:
5 So it just came up -- it was not available until four weeks ago?

6
7 MR. KEYES:
8 It was within the past legislative cycle, whenever that was. It
9 was --

10
11 LEG. MC CAFFREY:
12 That's the first time that they announced that we have this grant
13 program?

14
15 MR. KEYES:
16 Yeah, right after whatever the deadline was to --

17
18 LEG. MC CAFFREY:
19 Okay. Let me just go back about the New York City. That seems to
20 be the one that's doing it. Is that a -- does the New York City
21 contribute to that? Is that a -- it's city bikes. I mean, do they
22 pay the cost of it? Who -- how does that work?

05:32PM

23
24 MR. KEYES:
25 Them in particular I'm not sure. There are different models.
26 There are some where the municipality will purchase the bikes and
27 pay a bike share vendor or operator to run the system. There's
28 some where it's set up as a lease agreement, some where it's set up
29 as a license agreement.

05:33PM

30
31 LEG. MC CAFFREY:
32 But why -- if there's other ones that -- where the -- where the
33 municipality is not paying for any of this. Why aren't we pursuing
34 that model?

35
36 MR. KEYES:
37 I don't believe there are any where the municipality isn't paying
38 at least in the start-up. I think it would be comparable to any
39 sort of transit or transportation investment where you're trying to
40 engage the private sector in what you're doing, and these are all
41 private bike share companies that you'd just be trying to engage
42 and get them to come to your locality and do their business there.

05:33PM

43
44 LEG. MC CAFFREY:
45 Now, you talked before, because people are trying to get
46 information from you which seems to be, you seem to be closely
47 guarded, and you say at the end of this week you're going to look
48 at everything and after we check the box, you're going to say --
49 you're going to put a number in there, but you don't know what that
50 number is, right?

05:34PM

51
52 MR. KEYES:
53 Yeah. I mean, I'm trying to do some quick math here and try and
54 come up with something that would, you know, that would make sense.

1 LEG. MC CAFFREY:
2 But don't you think that --

3
4 MR. KEYES:
5 Because there are so many different models it's, like I said, are
6 we going to do a lease, are we going to do a -- you know, we'll
7 obviously look for the most cost efficient approach.

8
9 LEG. MC CAFFREY:
05:34PM 10 So we've had four weeks when they identified this, and shouldn't by
11 then we have come before -- you knew you were going to come before
12 the Legislature, and you know how we can be, and you knew that we
13 were going to be asking these types of questions. You can't answer
14 that question now, but on Friday you're going to make up our minds
15 for us after we check your box?

16
17 MR. KEYES:
18 No, no. I wouldn't want to phrase it that way. Like I said, I
19 would always -- whatever the number is I would come back with the
05:34PM 20 number and then ask at that time for an appropriation.

21
22 LEG. MC CAFFREY:
23 But we're trying to get an idea about what this would be, and we're
24 not even getting a ballpark. Is it a million dollars, \$2 million,
25 \$100? You're not giving us any idea. If we want to do this, why
26 are we not coming in here with a plan to say or come in before us
27 with a plan to say we want to do 200 bikes in 9 to 10 locations,
28 which you envision, did the math, speak to somebody, this is what
29 it would cost, and this is what the County's share would be. Why
05:35PM 30 wasn't that done?

31
32 MR. KEYES:
33 I -- it's just -- I mean, there's lots of different grant
34 applications right now flowing through the office and trying to
35 support many different processes. It's just a matter of trying to
36 get all the pieces together. I was just informed that New York
37 City doesn't buy the bikes, they do a lease agreement, just to get
38 back to your --

39
05:35PM 40 LEG. MC CAFFREY:
41 No, I understand. Whatever they do -- we're not New York City.
42 This will not work here like it works in New York City. You're not
43 going from one block to another and you drop it off wherever you
44 drop it off. I agree with everybody, including the Presiding
45 Officer, that there is not a need. No one's coming to me, or the
46 young people, you said it's all attractive to young people. What's
47 attractive to young people is being able to afford to live here,
48 and this is something that is not going to aid in that. You're
49 talking about Babylon Village. You can't ride a bicycle in Babylon
05:36PM 50 Village without getting run over unless you go on the sidewalk and
51 run over pedestrians. The same thing in Southampton. I don't know
52 where you'd ride a bicycle for the most part. So, I mean, I just
53 -- the fact that you come in here with no details, rushing it
54 through without the committee process, it's --

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1 MS. HORST:

2 Well --

3

4 LEG. MC CAFFREY:

5 You should have had more -- it was available four weeks ago, you
6 have an idea what it was going to be, you should have done the math
7 and come to us and said this is what we estimate that it's going to
8 be.

9

05:36PM

10 MS. HORST:

11 I'm not disagreeing on the cost, but on the timing factor. We
12 found out about the grant four weeks ago. We've done -- we did an
13 RFEI. We just got the responses back. They're going through it.
14 I'm not going to argue that you want a cost. I'm going to argue
15 the timing with you, because we don't want to be here with a CN.
16 We'd rather it go through the committee process, but with the
17 timing of this grant that is not -- that's not afforded to us. The
18 CN is here because we want -- we'd like to apply for it and we need
19 your support.

05:37PM

20
21 LEG. MC CAFFREY:

22 I don't think you have it. So thank you.

23

24 P. O. GREGORY:

25 Okay. Legislator Kennedy.

26

27 LEG. KENNEDY:

28 Thank you for looking at available grants. First I have to say
29 that because not enough people are doing that as of late. And in a
30 perfect world this would be a divine thing to do. But we are in a
31 tremendous amount of debt. It is taking on a new issue that will
32 cost us a 50% match. There really are no answers. I've been
33 e-mailing back and forth with Louis. I can't vote for something
34 unless I have something to hold on to, and I have nothing to hold
35 on to here.

05:37PM

36

37 I will tell you that just a couple of weeks ago well, you know, the
38 County is self-insured. There was an accident that we paid out
39 \$7.5 million for. When I looked at the pictures and asked my
40 questions, I said, my God was it a blind person driving in there?
41 I still to this day can't figure out how any court in the world
42 would have given a penny to the individual, but we had to pay out
43 7.5 million. Not wearing a helmet you're provided, hitting a bump
44 in the road, knocking your teeth out, falling on our head, getting
45 dizzy in the heat. I can think of seven million things that would
46 cost us liability. While it's a great idea, but this is the wrong
47 time.

05:38PM

48

49 MR. KEYES:

50 So I'm just going to get back, Legislator McCaffrey mentioned two
51 million, one million dollars. No, we don't anticipate it would be
52 anything near that figure. The source of funds that we are even
53 considering I think would only have up to a million and we would
54 not be looking for that.

05:39PM

55

56

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1 So I'm just doing some rough calculations here, scratch paper,
2 working through the numbers that Legislator Spencer had even
3 brought up. Maybe 2500 a bike. If it's between 100 and 200 bikes
4 that could be 250 to 500,000 for a program. So we would, you know,
5 obviously look to offset that any way that we could. But, I mean,
6 please, like I said, I hesitate to say that, because really I want
7 to come back with a more concrete number, but I understand it's
8 something that's on a lot of people's minds. So I'm just trying to
9 provide a real rough high order estimate and, you know, with, you
05:39PM 10 know, a minimal degree of certainty. But, you know, an educated
11 guess. But that would be --
12
13 LEG. KENNEDY:
14 Keep looking. Find one that has less than a 50% match.
15
16 MR. KEYES:
17 Fifty percent is pretty good.
18
19 MS. HORST:
05:40PM 20 Most of them are 20.
21
22 MR. KEYES:
23 Most of them are 20. So it's trying to identify the best uses.
24 And again, 50% would be not counting -- if we find a sponsorship or
25 some other grant that number could drop to 30% or 20% or whatever
26 it might be. It's all stuff we have to work out.
27
28 LEG. KENNEDY:
29 Liability wise we're still the deep pockets.
05:40PM 30
31 P. O. GREGORY:
32 Okay. Legislator Lindsay.
33
34 LEG. LINDSAY:
35 Let me try to interject some logic into this whole discussion,
36 maybe. So in essence what we're voting for today is granting you
37 permission to apply for a grant. That's it, right?
38
39 MS. HORST:
05:40PM 40 Correct.
41
42 MR. KEYES:
43 Yes.
44
45 LEG. LINDSAY:
46 Okay. Let me start by saying when the city bike program came out
47 in New York City I was initially against it, thinking it was a
48 crazy idea, that people were going to get mowed down by cars, taxis
49 and the way people drive in Manhattan, but I have to admit that the
05:41PM 50 -- I was wrong and the program has been extremely successful. Now,
51 I know we're not New York City, and in regards to some of the
52 arguments I've heard against this concept, there has been things
53 that have been put in place to answer some of those concerns. So
54 in the city bike program the vendor is responsible for any
55 liability for any injury that comes out of someone being injured on
56 one of the bikes.

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1 If this ever does get off the ground and does come into place, I
2 would encourage the County Attorney's Office to look at the
3 language there, look at some of the litigation that's come out of
4 it and see how we can structure this in the best way possible to
5 hold the County harmless in the event that anybody is injured with
6 one of these bikes.

7
8 Secondly, I have two different hamlets within my district that are
9 actually interested and have had previous discussions with them
05:42PM 10 about doing a bike program, one of which is Sayville, where we get
11 thousands of people every weekend to come in on the train from New
12 York City to go to Fire Island, the Pines and the Grove, and none
13 of them ever stopped in the Village. They go from the train, to a
14 bus, to the ferries. And Sayville has, over the years, has
15 struggled with how do we try to capture some of these people and
16 have them spend some time within the Village, and the bike program
17 was something that they -- it was a concept that they had come up
18 with.

19
05:42PM 20 We actually have a bike shop within the Village that would -- I'm
21 sure would gladly participate in trying to maintain the bikes and
22 monitor the program. They don't rent bikes now so it wouldn't
23 become a competition for them. And with the proximity to the train
24 station to the Village it would be a great spot. We also have
25 beaches that they could ride to from the train station and we have
26 museums they can ride to from the train station, so there's a
27 number of different destinations they can get to without going on
28 any major roadways.

29
05:43PM 30 I think at the end of the day this is just a pilot program and all
31 we're doing at this point is giving you permission to apply for the
32 grant. Like my colleagues, I wish there was some more details
33 available, but absent those details I don't see what the harm is in
34 having you apply for a grant. When you come back for the capital
35 expenditure if we win the grant we could always say no. So at this
36 point, I am in favor of allowing you to apply for the grant.

37
38 P. O. GREGORY:
39 Legislator Fleming.

05:43PM 40
41 LEG. FLEMING:

42 I thought Krupski was before me. Thank you, Mr. Presiding Officer.
43 I mean, normally, this would -- as an environmentalist, I'd say
44 this would be completely in my wheelhouse, so to speak,
45 particularly with regard to trying to find solutions to public
46 transportation problems, reducing carbon emissions, getting people
47 out of their cars, promoting health, but we are talking about
48 expending resources. And as Legislator Barraga said, this is not a
49 time to discuss, from my perspective in the public transportation
05:44PM 50 realm, expending resources if we're not going to look at how to
51 relieve the burden of the seniors and the disabled who aren't using
52 SCAT, and the folks who are trying to get to work whose bus routes
53 were cut and who do not have a way to get around.

1 I note that the resolution says that the Department intends to
2 satisfy the local match through the Connect Long Island capital
3 funding, so not through in-kind match, but through capital funding
4 on Connect Long Island, which is a million dollar line at the
5 moment. And also concerns me that resources would be directed
6 toward more densely populated areas and not the areas that those
7 bus routes were cut and folks are standing without any way of
8 getting around. This is happening at the same time that we've just
9 invited ride-sharing in without any regulatory oversight,
05:45PM 10 completely overlooking and missing out on a potential recurring
11 revenue source that would undoubtedly grow and be able to assist us
12 with public transportation requirements.

13
14 I'd say there is an editorial in the East Hampton Star this week
15 that says, "If we are going to be pushing more bike travel, we need
16 to make sure there are safe places to pursue it. Handing out loner
17 bikes at train stations and similar locations, as envisioned, may
18 make for a great photo op, but it is premature. Wider roads,
05:45PM 19 dedicated bike lanes, and clean and smooth pavement must come
20 first". That's a real concern of mine, as I've mentioned to you,
21 because of being out east. And it makes me think that these
22 resources are going to be expended in western parts of -- densely
23 populated parts of the County, and that doesn't work for the folks
24 in my district.

25
26 I just want to also note that the Long Island Railroad has come a
27 long way at the -- with the help of Assemblyman Thiele, or at the
28 urging of Assemblyman Thiele, to increase rail service on the North
29 Fork very soon and the South Fork next year. There is no County
05:46PM 30 participation in that effort, except for me and Al and our staff
31 sitting in. And I have to say the folks who are driving that
32 initiative have not invited County participation, because they have
33 no confidence that the County could participate in any meaningful
34 or adequate way.

35
36 So I appreciate it. I think that there are a lot of good goals
37 there. I am concerned about there not being any sort of
38 identification of the resources, and at this point we've just been
39 disappointed too many times on more traditional ways of addressing
05:47PM 40 our -- the needs of our community. So, you know, I appreciate
41 looking for grants, I appreciate these alternative efforts, but
42 we've got some very standard problems that I believe need to get
43 addressed first.

44
45 P. O. GREGORY:
46 Legislator Krupski.

47
48 LEG. KRUPSKI:
49 Thank you. So you and I spoke, we spoke last night on the phone,
05:47PM 50 and I asked you how much -- how much staff time, you know, goes
51 into something like this? Like who's working on this besides
52 yourself and how many hours have been spent on this?

53
54 MR. KEYES:
55 And this -- for the operation of the program? Of operation of a
56 bike share program how much staff time would go into it?

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1 LEG. KRUPSKI:

2 So far. I mean, I've seen pictures in the newspaper of, you know,
3 people riding around on bicycles promoting this program, possibly
4 prematurely. And how much -- so how much staff time has gone into
5 this?

6
7 MR. KEYES:

8 Say minimal to, you know, no more than you would expect for any
9 particular project that's just part of the daily and weekly cycle
05:48PM 10 of work flow.

11
12 LEG. KRUPSKI:

13 That's not -- that's kind of like the same answer as how much --
14 what dollar amount are you going to put on the application.

15
16 MR. KEYES:

17 I don't know if I could quantify it. I wouldn't say it's been --
18

19 LEG. KRUPSKI:

05:48PM 20 Because we're looking at every County department saying, you know,
21 they're so understaffed, they're trying to deliver services to the
22 constituents, they're so understaffed we're looking at contracting
23 out a lot of services because we don't have the staff to do the
24 work. And so when you really have to, I think, focus on every
25 department has to focus on projects that are going to be meaningful
26 and deliver services, and so I think it's -- I think -- I think it
27 is a staffing issue so far. And I also asked you how much staff
28 would this require in the future if something like this were
29 approved. How much staff time would it take to administer this?

05:49PM 30 Someone's going to have to keep track of the bikes and bring them
31 back and find them when they disappear or maybe they'll be in our
32 new warehouse, I don't know, with the police station. And so I
33 think that's something that needs to be quantified before I would
34 ever agree to anyone putting a formal application in. But what
35 it's actually going to cost us, not just the upfront cost, but the
36 administration of something like this. And there's got to be
37 private businesses that take on this role of renting bicycles. I
38 know there's, you know, at either airports or train stations or bus
39 stops, that would take on this goal if, in fact, there is a need.

05:49PM 40
41 The bottom line is government can't fill every gap. You know, a
42 lot of people -- I'm sure this is a very good idea for some areas,
43 but government can't possibly fill every gap, every one. We just
44 -- we're in a big deficit here, and we need to take care of the
45 business at hand that we already are engaged in. So I couldn't
46 support this right now without any more detail.

47
48 P. O. GREGORY:

49 Legislator Anker.

05:50PM 50
51 LEG. ANKER:

52 Well, I appreciate, you know, the County Exec pursuing this. I
53 think this is a great idea. Unfortunately maybe the timing is
54 wrong or off. I'm working on the Rails to Trails. That's a
55 perfect location for this project. And I wanted to mention, too,
56 though, you know, I visit my daughter in the city and the city

1 bikes are very successful. It brings communities together. And I
2 think that's something that we can look at throughout Suffolk
3 County, you know, linking the municipalities. You know, the Rails
4 to Trails you get on a bike, they're going to be visiting the
5 stores and they're going to be helping the economy. My area is a
6 perfect location for ecotourism and this, again, would be a great
7 project.

8
9 As far as the financial cost and the information maybe not
05:50PM 10 available, I understand the concerns, but I still support this. I
11 mean, basically we're voting to authorize the filing of a grant.
12 Take the money, take the money. If we decide -- we're going to
13 have to vote on this grant money being put forth, that's when we
14 vote no if we have issues as far as, you know, how much this is
15 going to cost. But, again, I wish we had additional information
16 that could be put forth that will calm the fears of the Legislators
17 that are not in support. Did you want to comment on that?

18
19 MR. KEYES:

05:51PM 20 Yeah, no, just that I agree. I expected to be put through the
21 wringer in December, and if you want to kill it then you can give
22 me an early Christmas present and do that today. I just want to be
23 able to go forward with the grant. That's really all I'm asking
24 for.

25
26 LEG. ANKER:

27 And, again, perhaps think of sponsors. I mean, I know Rails to
28 Trails we're talking about sponsorships for benches and, you know,
29 other items. Maybe we can get like a city sponsorship, like they
05:51PM 30 have in the city, have it for Suffolk County. There's a lot of
31 banks out here. I think we could make this project work without
32 spending a penny, a penny. But evidently it just sounds like this
33 is not, you know, not a popular idea right now. I do hope you, if
34 this doesn't pass, pursue it in the future, because I think this
35 will add to Suffolk County and I appreciate your work on this.

36
37 MR. KEYES:

38 I can guarantee you we will. Thank you.

39
05:52PM 40 P. O. GREGORY:

41 Okay. Legislator Browning.

42
43 LEG. BROWNING:

44 Okay. It's funny, Tom just showed me an article from the Bicycling
45 Magazine of 2014 that says Suffolk County is the worst county for
46 bicycling. You know, again, I was out in Riverhead over the Fourth
47 of July weekend and we brought bicycles with us. We stayed out
48 there for the weekend. I was taking my life in my hands if I was
49 to go on Main Street in Riverhead. And we drove through the back
05:52PM 50 parking lot and through the park so we could avoid the main roads.

51
52 If you take a look behind you, there's a photograph of a gentleman
53 back there, our former Presiding Officer, and you know what he
54 would have said? We have no money. That's what he would say.
55 That's what he would say if he was sitting here today, is we have
56 no money. And that's the problem, is we were sitting here talking

1 about a secure facility for the Police Department for the storage
2 of drugs and evidence, and there was a very long discussion about
3 paying for that. And granted, while it's really nice to say we'd
4 love to have bicycles, let the municipalities do it. Let
5 Brookhaven do it, let Islip do it, if they feel that that's
6 something they would like to do in their towns. But at this point
7 in time, we're broke. We can't do it. And when I see that
8 magazine article that says we're not the safest place.

05:54PM

9
10 The other thing is, you know, to vote -- to vote to allow you to
11 get the grant, apply for the grant, I'm sorry, as far as I'm
12 concerned, you get the grant, some people are going to get squeezed
13 to vote for the bond. That's what's going to happen if we were to
14 allow you to go ahead with the grant. So, I mean, I don't support
15 this right now. We don't have any money, so why would I vote to
16 allow you to apply for a grant when I'm going to vote no on the
17 bond? It doesn't make sense.

05:54PM

18
19 And the other thing is, you know, recently I just had a serious
20 accident in my district. And, you know, we have in -- it's been
21 two years waiting for a traffic study from DPW. And every time you
22 go to DPW and it's -- through no fault of theirs, but they just
23 don't have the bodies in there to do the work that they need to do
24 for all of the traffic studies that need to be done. Legislator
25 Calarco and I just approved putting a traffic light in on 101 and
26 Harrison Avenue, and now we find out that they're not going to do
27 it anyway. And they have to do traffic studies that we're going to
28 wait forever for. So clearly we have some serious -- seriously
29 dangerous roads and we need to address those before we can start
30 encouraging people to ride bikes. So if you want to spend money,
31 spend it on DPW getting traffic engineers to get the traffic
32 studies done so we can have safer roads and then maybe we can
33 approve bicycles.

05:55PM

34
35 P. O. GREGORY:
36 Okay. Legislator Calarco.

05:55PM

37
38 D. P. O. CALARCO:
39 John, I'm willing to support putting the application in, because
40 I'd like to let you keep pursuing this and putting in an
41 application means we could potentially get some funding to help
42 pursue this. I'm not sold on it by any means, but I'm always open
43 to the pursuit and that's part of what your responsibilities are in
44 your job title.

05:56PM

45
46 These grant applications, I know, are very detailed, and they
47 usually contain at least a full page on a budget. I have a hard
48 time believing that on Tuesday with an application due on Friday
49 you don't have an idea of what that bottom line number is you're
50 asking for. If you can't give me a number, I can't give you a
51 vote.

52
53 MR. KEYES:
54 So let's call it 500,000.

General Meeting - July 25th, 2017

1 D. P. O. CALARCO:
2 Okay. So -- and you're saying this program you're applying through
3 has a maximum of a million, meaning it's a \$500,000 grant.

4
5 MR. KEYES:
6 We'd ask for 500,000.

7
8 D. P. O. CALARCO:
9 Would come with some sort of match, and I understand the match may
05:56PM 10 not be us. Maybe you do find, you know, some sponsor out there who
11 wants to be a partner and they'll put up part of the match or
12 you'll find some local municipalities that want to chip in so that
13 they could have it in their downtown. That's part of what you have
14 to pursue later, but you're going to be asking for \$500,000?

15
16 MR. KEYES:
17 Yeah.

18
19 D. P. O. CALARCO:
05:57PM 20 Okay. Thank you.

21
22 P. O. GREGORY:
23 Okay. That's all that I have. We have a motion and a second to
24 approve. Let's do a roll call.

25
26 *(*Roll Call by Amy Ellis, Chief Deputy Clerk*)*

27
28 LEG. LINDSAY:
29 Yes.

05:57PM 30
31 LEG. HAHN:
32 Yes.

33
34 LEG. KRUPSKI :
35 No.

36
37 LEG. FLEMING:
38 No.

05:57PM 39
40 LEG. BROWNING:
41 No.

42
43 LEG. MURATORE:
44 No.

45
46 LEG. ANKER:
47 Yes.

48
49 LEG. MARTINEZ:
05:57PM 50 No.

51
52 LEG. CILMI :
53 No.

54
55 LEG. BARRAGA:
56 No.

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1 LEG. KENNEDY:
2 No.
3
4 LEG. TROTTA:
5 No.
6
7 LEG. MC CAFFREY:
8 No.
9
05:57PM 10 LEG. STERN:
11 No.
12
13 LEG. D' AMARO:
14 No.
15
16 LEG. SPENCER:
17 Yes.
18
19 D. P. O. CALARCO:
05:57PM 20 Yes.
21
22 P. O. GREGORY:
23 No.
24
25 MS. ELLIS:
26 *Five.*
27
28 P. O. GREGORY:
29 Okay. All right. *I.R. 1663 - Directing the Department of Health*
05:58PM 30 *Services to develop a smart phone application for Substance Abuse*
31 *Services (Presiding Officer Gregory). I make a motion to approve.*
32
33 LEG. FLEMING:
34 Second.
35
36 LEG. HAHN:
37 Second.
38
39 P. O. GREGORY:
05:58PM 40 Second by Legislator Fleming. This is a CN for the bill that I had
41 to issue an RFP, work with the Administration. We're doing a CN to
42 direct the Health Department to come up with an app to address the
43 opioid heroin epidemic. They're already in-house, they're already
44 working with DOLT, so I appreciate your support. So all in favor?
45 Opposed? Abstentions?
46
47 MS. ELLIS:
48 *Eighteen.*
49
05:58PM 50 P. O. GREGORY:
51 Please list me as a cosponsor.
52
53 LEG. ANKER:
54 Cosponsor.
55
56

1 P. O. GREGORY:
2 *I. R. 1680 - Extending existing one percent sales and compensating*
3 *use tax for the period beginning December 1, 2017, and ending*
4 *November 30, 2020, pursuant to authority of Section 1210 of Article*
5 *29 of the Tax Law of the State of New York (Co. Exec.). I'll make*
6 a motion to approve.

7
8 D. P. O. CALARCO:
9 Second.

05:59PM 10
11 P. O. GREGORY:
12 Second by Legislator Calarco. And on the motion.

13
14 LEG. KRUPSKI:
15 So normally this would be a two-year extension. Why this year is
16 it three years?

17
18 MR. NOLAN:
19 It's what the State authorized.

05:59PM 20
21 LEG. KRUPSKI:
22 No. But, I mean, there's a reason they changed that.

23
24 MR. NOLAN:
25 I don't know why. I really don't know.

26
27 LEG. KRUPSKI:
28 That's fine. Thank you.

05:59PM 29
30 P. O. GREGORY:
31 Fleming.

32
33 LEG. FLEMING:
34 Thank you. And for Counsel also, is that on all the extenders do
35 you know?

36
37 MR. NOLAN:
38 Sorry?

05:59PM 39
40 LEG. FLEMING:
41 Was that on all the extenders? This is what they passed on the
42 last day of their session.

43
44 MR. NOLAN:
45 I think they did add an extra years to all the extenders.

46
47 LEG. FLEMING:
48 Thank you.

05:59PM 49
50 P. O. GREGORY:
51 Okay? All right? So we have a motion and a second. All in favor?
52 Opposed? Abstentions?

53
54 MS. ELLIS:
55 *Eighteen.*

General Meeting - July 25th, 2017

1 P. O. GREGORY:

2 Okay. All right. I'd like to make a motion to waive the rules and
3 lay the following resolutions on the table: I.R. 1664 to Health;
4 I.R. 1665 to Economic Development, public hearing September 6th,
5 2:30, in Riverhead. I.R. 1666 to Ways and Means; I.R. 1668 to
6 Public Works; I.R. 1669 to Government Ops; I.R. 1670 to Economic
7 Development; I.R. 1673 to Public Works; I.R. 1674 to Public Works;
8 I.R. 1675 to EPA, set the public hearing for September 6th, 2:30,
9 at Riverhead. I.R. 1676 to Public Works; I.R. 1677 to EPA; I.R.
10 1679 to Health, set the public hearing for September 6th, 2:30, at
11 Riverhead. I.R. 1681 to Government Ops; I.R. 1682 to Health, set
12 the public hearing for September 6th, 2:30, at Riverhead. Second
13 by Legislator Calarco. All in favor? Opposed? Abstentions?
14

15 MS. ELLIS:

16 *Eighteen.*

17
18 P. O. GREGORY:

19 That is our agenda. We stand adjourned. Thank you, and get home
20 safely.
21

22 *(*The meeting was adjourned at 6:01 p. m. *)*

23
24 *{ } - Denotes Spelled Phonetically*
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