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2  
3 PUBLIC SAFETY COMMITTEE  
4  
5 OF THE  
6  
7 SUFFOLK COUNTY LEGISLATURE  
8  
9

10 MINUTES  
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13 A meeting of the Public Safety Committee of the Suffolk County  
14 Legislature was held in the Maxine S. Postal Legislative Auditorium  
15 located at the Evans K. Griffing Building, 300 Center Drive,  
16 Riverhead, NY, on October 1st, 2020.  
17

18 Members Present:

19 Legislator Tom Donnelly - Chairman  
20 Legislator Bridget Fleming - Vice-Chair  
21 Legislator Kara Hahn  
22 Legislator William Spencer  
23 Legislator Susan Berland  
24 Legislator Steven Flotteron  
25 Legislator Rudy Sunderman  
26 Legislator Samuel Gonzalez  
27 Presiding Officer Robert Calarco/Ex-Officio  
28

29 Members Not Present:

30 Legislator Leslie Kennedy - Excused  
31

32 Also in Attendance:

33 Legislator Al Krupski - District No. 1  
34 Sarah Simpson - Counsel/Suffolk County Legislature  
35 Nancy Jacobsen - Aide to Presiding Officer Calarco.  
36 Christina Delisi - Aide to Presiding Officer Calarco.  
37 Derek Stein - Aide to Presiding Officer Calarco  
38 Dan Dubois - Chief Deputy Clerk/Suffolk County Legislature  
39 Craig Freas - Legislative Budget Review Office  
40 Karen Klafter - Aide to Legislator Donnelly.  
41 Tim Rothang - Aide to Legislator Sunderman  
42 Ali Nazir - Aide to Legislator Kennedy  
43 Nicole Duckham - Director of Intergovernmental Affairs/CE's Office  
44 Afreen Wright-Deputy Bureau Chief/Suffolk County Attorney's Office  
45 Dr. Michael Caplan - Suffolk County Medical Examiner  
46 Odette Hall - Deputy Medical Examiner of Suffolk County  
47 Liza Wright - Office of the Suffolk County Medical Examiner  
48 Robert Scharf - Lieutenant/Suffolk County Police Department  
49 Anthony Calandrillo - Lieutenant/Chief of Department's Office  
50 Rich Fessel - Lieutenant/Suffolk County Sheriff's Office  
51 Doug Sutherland - Deputy Comptroller of Suffolk County  
52

53 Meeting Taken By:

54 Alison Mahoney - Court Stenographer  
55  
56

(\*The meeting was called to order at 9:50 a.m.\*)

1  
2  
3 **CHAIRMAN DONNELLY:**

4 Good morning, all, and welcome to this October 1st meeting of the  
5 Suffolk County Legislature's Public Safety Committee. I'd ask you  
6 to all please rise for a salute to our flag led by Legislator  
7 William Spencer.

8  
9 ***Salutation***

09:50AM 10 Please remain standing for a moment of silence. We ask for the  
11 continued prayers for our nation, as well as all First Responders  
12 on duty throughout our nation. And as always, please remember all  
13 those men and women serving in the Armed Forces, both here and  
14 abroad.  
15

16  
17 ***Moment of Silence Observed***

18  
19 Thank you. Be seated.

09:51AM 20 So we have several housekeeping items that we have to attend to.  
21 First I'm going to give Legislator Leslie Kennedy an excused  
22 absence for this morning.  
23

24 Pursuant to the Governor's Executive Order, there will be no  
25 in-person comments, although residents are encouraged to make  
26 public comments to the message phone, 631-853-3685, or they can  
27 make comments via e-mail to *clerk.legislature@suffolkcountyny.gov*.  
28

09:51AM 29 There's no appointments for this morning. We do not have any  
30 presentations scheduled, so we'll go right to our resolutions.  
31

32 We have ***Tabled Resolutions***. The first Tabled Resolution is  
33 Resolution No. ***1628(-2020) - Adopting Local Law No. -2020, A***  
34 ***Local Law to strengthen the County's School Bus Photo Violation***  
35 ***Monitoring Program (Krupski)***.  
36

37  
38 **LEG. FLEMING:**  
39 Motion to approve.

09:52AM 40  
41 **CHAIRMAN DONNELLY:**

42 Motion to approve by Legislator Fleming. Seconded by Legislator  
43 Sunderman. On the motion, I know Legislator Krupski is here as  
44 well as representatives from the Administration, so we'll allow  
45 Legislator Krupski to step forward and say a few words. Please  
46 speak into the microphone, keep your comments to three minutes or  
47 less.

48  
49 (\*Laughter\*)

09:52AM 50  
51 **LEG. KRUPSKI:**

52 Thank you, Chairman Donnelly. I'm just here to ask for the  
53 committee's support for this and to move this on to the General  
54 Session next week.  
55  
56

1 This is about traffic safety. I want to thank Legislator Sunderman  
2 for advancing this concept last year, that was approved, I think  
3 unanimously, by the Legislature. Because -- and Legislator Calarco  
4 has, I think, the worst story about -- experience with someone  
5 passing a school bus just recently. And it's something that -- I  
6 think this is a great idea. It's about traffic safety, it's about  
7 school bus safety and it's about enforcing, you know, the existing  
8 laws.

09:53AM

9  
10 So, what this bill would do is it would dedicate the money to  
11 traffic safety projects County-wide. Because we spend a lot of  
12 money -- and DPW has very good personnel and engineers -- fixing a  
13 lot of our roadways, and whether it's for pedestrian or bicycle or  
14 driver safety. There's a lot of needs on a lot of County roads,  
15 there's a lot of intersections and a lot of places that they work  
16 on all the time. And this would be funding for those projects that  
17 are -- this isn't for a specific project, this is for projects that  
18 are County-wide.

09:53AM

19  
20 There is an educational component to this because we want to make  
21 sure -- we'd rather someone not get a ticket. We would much rather  
22 that people comply with the law and don't jeopardize any student's  
23 safety when they're getting on a school bus. The public education  
24 -- so there was some concern about the public education component.  
25 And I told members of the Administration I would be very happy if  
26 the vendor was going to do something for the public education  
27 component that was quantified -- and I don't mean public education  
28 where it's legally noticed and there's a meeting at the fourth  
29 floor of the Dennison Building on Tuesday at 12 o'clock in the  
30 afternoon, that's not -- that might be legal notification and  
31 outreach, but that's not effective. We want to see how many signs  
32 are going to go up on the road, we want to see what the public  
33 outreach is actually going to be, if they're going to be radio  
34 spots or TV or mailing or whatever it's going to be, quantify it so  
35 we know that it's going to reach our communities. If that's the  
36 case and the vendor is going to do this in a -- in a signed  
37 contract, I would be more than happy to amend the bill to reflect  
38 that all the money, then, would go to DPW for traffic safety  
39 improvements County-wide.

09:55AM

40  
41 And I just want to thank Legislator Sunderman for all of his input  
42 on this, because he's been very insightful through this process and  
43 it's been a -- you know, it's an important effort. So, thank you,  
44 Mr. Chair.

45  
46 **CHAIRMAN DONNELLY:**

47 Of course, Legislator Krupski. So --

48  
49 **LEG. KRUPSKI:**

50 And do I have time left?

09:55AM

51  
52 (*\*Laughter\**)

53  
54 **CHAIRMAN DONNELLY:**

55 I believe Nicole Amendola is here from the County Executive's  
56 Office who wanted to say a few words and then we'll go to our

1 Legislators.

2  
3 **DIRECTOR AMENDOLA:**

4 Good morning, everyone. So, the Administration agrees  
5 wholeheartedly with the idea of this bill, but with the current  
6 budgetary crisis that we are going through, we just don't think  
7 it's sound policy to do this right now.

8  
9 We have a Capital Program that does projects that this money would  
09:56AM 10 be designated to. And also, to Legislator Krupski's point, we are  
11 in negotiations with the vendor who will be paying for an  
12 educational piece with regard to educating the public on what the  
13 current law is and this program that will be implemented starting  
14 at the earliest of next year. So -- and the Administration cannot  
15 support this bill in its current form and we would ask that we can  
16 continue conversations with the sponsor to come to an agreement on  
17 language that we could support.

18  
19 **D.P.O. HAHN:**

09:56AM 20 Motion to table.

21  
22 **LEG. BERLAND:**

23 I'll second.

24  
25 **CHAIRMAN DONNELLY:**

26 So we have a motion to table by Legislator Hahn, seconded by  
27 Legislator Berland. I just want to make sure that I have my notes  
28 here. And then we have the approval by Legislator Fleming,  
29 seconded by Legislator Sunderman; correct?

30  
31 **MR. DUBOIS:**

32 Yes.

33  
34 **CHAIRMAN DONNELLY:**

35 Okay. So I know we have several Legislators that want to speak to  
36 this bill. We'll start with my colleague, Legislator William  
37 Spencer.

38  
39 **LEG. SPENCER:**

09:57AM 40 Thank you, Mr. Chairman. And also, I thank the committee's  
41 indulgence for delaying the start for me this morning, I really --  
42 I appreciate that consideration.

43  
44 So, first of all, I want to express my appreciation to Legislator  
45 Krupski. What an outstanding bill. This is something that's  
46 great, it needs to be done. And I also do think that when you look  
47 at some of these safety programs that we've been criticized for in  
48 the past, it is because it hasn't had that component where the  
49 revenue was put back in for improvements and safety, and I think  
09:58AM 50 that you had the knowledge and the foresight to be able to do that.  
51 And I think that -- I believe I'm on as a cosponsor, but if not  
52 it's definitely something that I will be doing. This bill has to  
53 move forward, it has to move forward, in my opinion, quickly.

1 With that being said, I just have a couple of questions for  
2 Counsel. In its current form, if this is passed at this meeting,  
3 when would this go into effect?  
4

5 **MS. SIMPSON:**

6 This would go into effect on January 1st, 2021.  
7

8 **LEG. SPENCER:**

9 Okay. So it would go into effect on January 1st. And, you know,  
10 I think it should be done yesterday, and if I was looking at a  
11 situation where we could start the program earlier, but reasonably  
12 and logistically and contractually-wise we need to start it  
13 January 1st.  
14

15 So with that being said, and not to dishearten -- and I will say  
16 100% on the record that there is no way that I would not support  
17 this bill, it's too important. So the question in my mind really  
18 becomes as far as working with our partners in the Administration.  
19 And I do think that on the one hand I'm hearing efforts from the  
20 Administration to reach out and I understand that. If that  
21 language isn't clear as far as specifying the quantity of how much  
22 education, then I can understand the sponsor and even support the  
23 sponsor's desire to move forward. But I also do think, too, when  
24 I'm listening to the idea of the budget crisis that we are in and  
25 going into the budget season and taking a bill where you're going  
26 to be assigning revenues, I've gone through this process where I've  
27 introduced bills and then it's been frustrating because I wanted to  
28 move them forward.  
29

30 So the question in my mind is that I don't believe in continuing to  
31 table this, but I do support if it's tabling for one more cycle and  
32 the bill's going to go into effect January 1st and that in no way  
33 delays that. Then the question in my mind, you know, if -- and  
34 during that time period, will the answers be worked out as far as  
35 what is needed. So I've always given that consideration to any  
36 colleague or to anyone else if they say *I want to table this for a*  
37 *cycle*; I will support tabling it for a cycle but no more, and I  
38 think that that's not unreasonable. But this bill has to go  
39 forward and I would like to have the Administration really work  
40 very hard, even if they don't get everything that they feel should  
41 be in this bill, this bill has to move forward and to me it  
42 transcends only budgetary issues, but I do think we should be smart  
43 in terms of how we utilize the money, especially during these  
44 times.  
45

46 So it's more of really my thoughts on debating the bill. So I will  
47 support the tabling motion this once and on the record I will say  
48 that it would only be this one time, but any time this bill comes  
49 before me in the future I'm going to vote for it.  
50

51 **CHAIRMAN DONNELLY:**

52 Okay, thank you, Legislator Spencer. Legislator Fleming.  
53

54 **LEG. FLEMING:**

55 Thank you, Mr. Chair. I want to agree in part with Doc that this  
56 is indeed a great bill and disagree 100% with Ms. Amendola's

1 comment that it's not sound policy; I disagree 100%, I think it's  
2 very sound policy. And I would note that it's the sponsor himself  
3 who has asked us to approve this bill at committee and I certainly  
4 support that, and it's why I made the motion.

5  
6 I mean, what Legislator Krupski is asking for is transparency and  
7 accountability in the expending of funds, especially where the  
8 court systems of some local jurisdictions are going to be called  
9 upon to offer resources and personnel and the kind of investment  
10 that we need to make in our local jurisdictions in order to  
11 adjudicate these traffic violations.

12  
13 I appreciate as well the fact that the bill requires that -- or  
14 suggests that the funds be expended to enhance pedestrian safety in  
15 the districts that participate. We're seeing in this current  
16 budget crisis an increasing push to distance expenditures from the  
17 specific needs of specific districts, certainly I've seen that in  
18 my district. And I think that this -- the guide rails that  
19 Legislator Krupski has built into this in order to ensure  
20 transparency and accountability are much appreciated and, in fact,  
21 very sound policy. So I would ask that the committee approve the  
22 bill. Thank you.

23  
24 **CHAIRMAN DONNELLY:**

25 Thank you, Legislator Fleming. Legislator Hahn.

26  
27 **D.P.O. HAHN:**

28 Yes, I just -- you know, I agree with most of what Doc said.  
29 I think, very importantly, if there's negotiations going on and a  
30 chance that the contractee will be paying for this, I think we need  
31 to allow those negotiations to finish. And Counsel, I'm sorry,  
32 when you said January, is that when the cameras are supposed to be  
33 in place?

34  
35 **MS. SIMPSON:**

36 No, the camera bill is already in effect and was starting in  
37 September of this year. This is just for this legislation where  
38 the revenue allocation -- these -- the provisions in this bill take  
39 effect on January 1st of 2021.

40  
41 **D.P.O. HAHN:**

42 Thank you, I wanted to make it clear to everybody listening that,  
43 you know, the camera enforcement, the pictures are going to be  
44 taken, safety on the road which has been law; you know, you can't  
45 pass a stopped school bus probably since school buses have been  
46 (*laughter*) traversing our roads. And people are pretty flagrant  
47 about passing them and we are very thankful that we passed that,  
48 it's very important. We've got to get them out there. We do need  
49 to educate the public about there are certain circumstances where  
50 the divided highways are kind of unclear. And I think that -- but  
51 I think during these times, it's important that if we have the  
52 opportunity for this to be built into the contract, we should take  
53 advantage of that. And I am willing to table for that purpose, to  
54 give the Executive that opportunity. You know, if it takes one  
55 cycle or two cycles, you know, I would give them what they need,  
56 but I ask, you know, was there a deadline as to when that contract

1 had to be finished; do you know that? In that original bill?  
2 I don't recall.

3  
4 **MS. SIMPSON:**

5 I don't believe there was a deadline for when the contracts had to  
6 be entered into. The whole concept was that the school districts  
7 are going to get into contracts in advance of the 2020 school year  
8 so that the cameras could go live as the school year started, but I  
9 honestly can't speak to whether or not that occurred given the  
10 circumstances of this year.

11  
12 **D.P.O. HAHN:**

13 Yeah, this year kind of caused some disruptions for a lot of  
14 things. So I just ask to the Administration that this become, you  
15 know, more of a priority. I think, you know, there's been some  
16 feet dragging on negotiating this, but we do want to get -- get  
17 this in place and this is a piece that we have to use for our  
18 operating budget. And so, you know, we kind of need that to all be  
19 settled. And -- but I am willing to give them this cycle.

20  
21 So, as important as this is, and we will get it right, we don't  
22 need to rush into it and spend money that could be -- you know,  
23 could be spent elsewhere. We have a lot to pay for this year and I  
24 think if the contract is completed and the contractor covers this  
25 in a rationale way, comprehensive way, you know, we'll be in a  
26 better place. So Thank you.

27  
28 **CHAIRMAN DONNELLY:**

29 Thank you, Legislator Hahn. I was consulting here with the  
30 Majority Leader. Legislator Berland.

31  
32 **LEG. BERLAND:**

33 Thank you, Legislator Donnelly. So as someone who drove a school  
34 bus for ten years, I think I'm a little qualified in this area.  
35 But I -- I think this is an incredibly important bill. I think the  
36 law in and of itself that talks about not passing a school bus that  
37 has, you know, the stop sign out, you know, needs to be -- you  
38 know, that education component really needs to be out there because  
39 there are a lot of people that just don't get it.

40  
41 And when I drove the bus, you know, I had lots of people pass me  
42 when the stop sign was out and the kids were crossing all the time  
43 and I'd be on the horn and I'd be yelling, and as the driver you  
44 have to pay attention to, you know, the children that are crossing,  
45 the parents that are crossing with them and the traffic around you;  
46 there's a lot of multi-tasking going on there and the education  
47 component for drivers is so important.

48  
49 That being said, I'm a little confused here at this point. I would  
50 ask Nicole if you could please come up, because my understanding is  
51 that no school districts are doing this yet because we have not  
52 finalized the contract, and once we finalize the contract that the  
53 schools are opting in to the program that we finalize; is that not  
54 correct?

1 **DIRECTOR AMENDOLA:**

2 No, that's correct. We're currently actually talking with school  
3 districts to opt in while we are also negotiating with the vendor  
4 who will be administering the program starting in January, the  
5 earliest.

6  
7 **LEG. BERLAND:**

8 All right, so no schools are live yet.

9  
10:08AM 10 **DIRECTOR AMENDOLA:**

11 No.

12  
13 **LEG. BERLAND:**

14 Okay. So if no schools are live yet and we have yet to enter into  
15 the contract to finalize anything, is it possible that during this  
16 negotiation when -- this vendor, you said, is interested in doing  
17 the educational component.

18  
19 **DIRECTOR AMENDOLA:**

10:09AM 20 Absolutely.

21  
22 **LEG. BERLAND:**

23 So are they going to itemize as the sponsor had asked for, you  
24 know, an itemized list of things that they're willing to do and how  
25 much money they're willing to devote towards that.

26  
27 **DIRECTOR AMENDOLA:**

10:09AM 28 I'm not sure exactly if they're going to itemize, but I'm sure  
29 they're willing to. I'm actually being told that we can probably  
30 share the language that requires the education piece as of right  
31 now. The contract's not finalized but that is the agreement, that  
32 they will be doing an educational program, I just don't have the  
33 exact details; but I can get that and share that with the  
34 committee.

35  
36 **LEG. BERLAND:**

37 Well, I guess I would ask that you work with the sponsor.

38  
39 **DIRECTOR AMENDOLA:**

10:09AM 40 Absolutely.

41  
42 **LEG. BERLAND:**

43 Because -- I mean, in all due respect to the sponsor, it says 20%  
44 here for a County-wide program, but we don't itemize what we want  
45 either. So I think, you know, if this is the version that ends up  
46 going, then maybe we need to itemize what we mean by that so that  
47 we send out better direction to our departments if it turns out  
48 that that 20% is -- has to come from us. But if it's not, if it's  
10:10AM 49 going to come from the vendor and the vendor who's going to, you  
50 know, be supplying this to all these schools is willing to do this  
51 education component, then I would ask that, you know, again to work  
52 with the sponsor to itemize what those pieces would be.

53  
54 **DIRECTOR AMENDOLA:**

55 Absolutely.



1 **LEG. BERLAND:**

2 Okay. So, I think it really needs to be tabled for a cycle because  
3 I would want to give the County Executive time to work out this  
4 contract, maybe put those itemized items in there and maybe, you  
5 know, the sponsor, you know, can come up with a list of the type of  
6 education things that you think are important and if the contractor  
7 is willing to -- contract vendee is willing to do these things, I  
8 think we should wait instead of, you know, doing something and  
9 amending it. You know, you might want to -- you might come up with  
10 something else to do with that other 20% if the contractor is  
11 willing to cover all those costs. So, I just support to -- what do  
12 I support? I support -- why can't I think of the word? *(Laughter)*  
13 Tabling, that's it; yes, sorry, Al.

14  
15 **LEG. KRUPSKI:**

16 That wasn't the word.

17  
18 *(\*Laughter\*)*  
19

20 **LEG. BERLAND:**

21 It's the mask, right? It cuts off the circulation. I support  
22 tabling for the cycle. I can't emphasize enough how important this  
23 is, how important the education is, how important this program is.  
24 I appreciate all the efforts that you put into it. I'd like to see  
25 the contract vendee pay for this, I'd like to see what they're  
26 going to pay for, how much they're going to pay for, have it  
27 itemized. But I think we need to table it to give that a chance to  
28 happen and then rethink what you do with that 20%; you may want to  
29 put it someplace else. So, I'm going to -- that's why I second the  
30 tabling motion. Thank you.

31  
32 **CHAIRMAN DONNELLY:**

33 Thank you, Legislator Berland. So, next is Legislator Gonzalez.

34  
35 **LEG. GONZALEZ:**

36 Thank you, Mr. Chair. Legislator Krupski, can you come up to the  
37 podium? And yes, you have only three minutes again; I'm going to  
38 ditto what the Chairman said.

39  
40 Okay, so this is what's troubling me. What's troubling me is that  
41 as a union president, as a union individual, we go into  
42 negotiations; we go into negotiations as many times as it's  
43 necessary. One of my questions is even as a union goes into a  
44 contract, if it continues going forward and we come to an impasse,  
45 that's where the problem is.

46  
47 So my question to you, Al, is has the County Executive's Office  
48 come up to negotiate this particular contract in the last couple of  
49 months? That's my question, that's one question that I have; have  
50 they come up and legitimately sat down and negotiated in the last  
51 couple of months leading to where we are today?

52  
53 **LEG. KRUPSKI:**

54 Who, the vendor?  
55  
56

1 LEG. GONZALEZ:

2 Yes.

3  
4 LEG. KRUPSKI:

5 Oh, I don't know. I mean, I don't know what their -- I was under  
6 the impression that the contract was going to be signed months ago  
7 and that this was going to be in place so that this program would  
8 be in place months ago.

9  
10:13AM 10 LEG. GONZALEZ:

11 Months ago.

12  
13 LEG. KRUPSKI:

14 So I can't speak for the Administration and I don't know what their  
15 timeline was, I honestly don't know.

16  
17 LEG. GONZALEZ:

18 But it --

19  
20 LEG. KRUPSKI:

21 I mean, my concern was -- and it goes back to what Legislator  
22 Berland was saying about what it's going to cost the vendor. If  
23 you're taking in \$10 a month on this program, it's going to cost  
24 somebody, so if the vendor is going to negotiate, *I'm going to do*  
25 *this many signs, I'm going to do this many radio ads, I'm going to*  
26 *do this many newspaper ads*, it's going to cost them so much money.  
27 It's going to come out of their share of the contract.

28  
29 The 20%, I had faith in the Administration. I don't know how many  
10:14AM 30 signs they were going to put up, I don't know how many ads they  
31 were going to run, but I would put my faith in the Administration  
32 that they were going to do the proper job on outreach for the  
33 public because they're concerned about traffic safety and they're  
34 concerned about school bus safety. I was concerned that if the  
35 vendor was going to do it, that they have the responsibility in  
36 black and white in the contract for them to do it, that would be  
37 acceptable to the community.

38  
39 LEG. GONZALEZ:

10:14AM 40 But that hasn't been done.

41  
42 LEG. KRUPSKI:

43 So it's one or the other.

44  
45 LEG. GONZALEZ:

46 Correct. Do we have a dollar amount of how much they're going to  
47 put into the educational part?

48  
49 LEG. KRUPSKI:

10:15AM 50 I couldn't speculate because no one's -- I haven't heard a dollar  
51 amount of what the program is going to bring in.

52  
53 LEG. GONZALEZ:

54 So -- okay. To the -- to my colleagues, I think that -- I believe  
55 wholeheartedly that this resolution is so, so important. But at  
56 the end of the day, I'm looking at this as an impasse between two

1 individuals who are not -- I think the vendor is the one that's not  
2 being forthright and coming in with all the information that's  
3 needed which should have come up months ago. And I am going to ask  
4 my colleagues to please listen to the sponsor, his request of  
5 passing this at this point. And I'm just looking at this as an  
6 individual who has been in the union industry for over 30 some-odd  
7 years. And so that's my recommendation at this point right now,  
8 looking into this and listening to what the Legislator has, the  
9 sponsor of this bill. So, thank you.

10:16AM 10

11 **LEG. KRUPSKI:**

12 Thank you.

13  
14 **CHAIRMAN DONNELLY:**

15 Thank you, Legislator Gonzalez. Legislator Sunderman.

16  
17 **LEG. SUNDERMAN:**

18 Originally when this bill was formatted this was not to be any type  
19 of money grab but about children safety. And when we talked about  
20 this bill originally, Al, Legislator Krupski, when we talked about  
21 this bill it was about children safety, education, and then when we  
22 talked again you wanted to move forward with, you know, public  
23 safety on sidewalks and so forth and so on. And I really am  
24 concerned about will the vendor give us that education piece?  
25 Because Legislator Berland said that people do pass school buses  
26 and I agree, but I walk into stores or I walk in to local  
27 establishments and people ask me as a Fire Chief, *When should I*  
28 *stop for a school bus?* Because people don't know on the William  
29 Floyd Parkway, that gully there, should they stop? Because if they  
30 stop they're afraid they're going to get into an accident.

10:17AM 30

31  
32 And if we miss that one piece of education, somebody is going to be  
33 hurt. We cannot allow for this opportunity to be missed on the  
34 education piece and I do not feel confident the vendor will fulfill  
35 that duty. I believe the Administration will fulfill the duties  
36 because we can hold the Administration to leaving DPW to make sure  
37 that that education component is complied with. I really am  
38 passionate about it because people ask me every day, *Should I stop*  
39 *or should I not stop?* Not on a side street, it's on those main  
40 roads, and that's the piece we have to watch for.

10:17AM 40

41  
42 **CHAIRMAN DONNELLY:**

43 Thank you, Legislator Sunderman. Back to Legislator Berland.

44  
45 **LEG. BERLAND:**

46 I agree with everything that Legislator Sunderman just said, and I  
47 agree with everything, almost, that Legislator Gonzalez said.

48  
49 **LEG. GONZALEZ:**

50 Thank you.

10:17AM 50

51  
52 **LEG. BERLAND:**

53 My understanding, though, is that the RFP went out in July and the  
54 contract was -- or June, and the contract was awarded in July.  
55 So they're still negotiating, that's the problem with this that I  
56 have.

1 And, you know, I don't have a problem saying that, you know, we  
2 should maybe supplement whatever the contract -- you know, the  
3 contract vendee is willing to do; the problem is we don't know what  
4 they're willing to do yet because they haven't gotten to that  
5 piece.

6  
7 That's why I think we should just table it for one cycle. It's not  
8 going into effect 'til January anyway. So if we table it for one  
9 cycle and we give the Administration the ability to come back and  
10 show us what the contract terms are and what education they're  
11 willing to do, if we don't think that that's enough then we can add  
12 the -- we can do this and put the 20% in addition to what's in the  
13 contract. But to put, you know, the cart before the horse seems  
14 just crazy to me. I'd want to see what the contract says before  
15 doing this.

16  
17 Because, you know, we might think that whatever the laundry list of  
18 educational components that the contractor is willing to do is  
19 sufficient, or we might say, *You know what? Based on that*  
20 *contract, we can take 10% and put it towards there and add our 10%.*  
21 So if we feel that whatever they're doing is not sufficient or is  
22 missing the areas that we think are important, then we can  
23 supplement with 10%; and maybe you don't need 20%, maybe you can  
24 put the other 10% to something else.

25  
26 But that's why I think we should just wait and see and then, you  
27 know, if they don't come back with anything in the next cycle, I'd  
28 totally support it, I mean, you know, I think it's really  
29 important. But I've always done this job in the way that you don't  
30 pass something and then fix it, you pass it right the first time,  
31 and I just don't think that this is ready yet because we don't have  
32 a contract that we can say, *Hey, that contract is missing X, Y or Z*  
33 *so we need to supplement it.* If we need to supplement it I'm in  
34 favor of that, but I think we should wait and see. So that's why I  
35 think we should table.

36  
37 **CHAIRMAN DONNELLY:**

38 Thank you, Legislator Berland. Back to Legislator Gonzalez.

39  
40 **LEG. GONZALEZ:**

41 My only concern is that if these vendors coming into the particular  
42 contract, that's one of the most important aspects of this  
43 negotiation. And to not have any type of conversation right away  
44 going into these particular contracts, that to me shows as a union  
45 leader that this is something that they're not willing to come --

46  
47 **LEG. BERLAND:**  
48 *(Inaudible)*

49  
50 **LEG. GONZALEZ:**

51 That is correct, I'm sorry. I've done many, many contracts here,  
52 so I understand that you did ten years as a driver for the school  
53 bus, but I've been doing this over 35, almost 39 years. And  
54 whenever I am in the middle of a contract and the other side of the  
55 table just doesn't come out with the most important aspect of a  
56 particular contract, then I know they're stalling. I know

1 something is happening that they do not want to come in 100% in  
2 these negotiations. So that to me is troubling, it's a red flag,  
3 Legislator Berland, it's just a red flag to me. Okay? As someone  
4 who's done negotiations after negotiations, I think it's a tactic  
5 that many of them use. I think to not come forward in a particular  
6 contract just to save the dollar amount of what they're going to  
7 spend in the educational process of this is troubling. And so, you  
8 know, I think --

9  
10 **LEG. BERLAND:**

11 But where are you --

12  
13 **LEG. GONZALEZ:**

14 -- we've been holding back --

15  
16 **LEG. BERLAND:**

17 But where are you getting that from? That's what I don't  
18 understand. I -- the message I got from the County Executive,  
19 from, you know, their side, is that they're in the middle of  
20 negotiations, not that this company is not doing it, they just  
21 don't have anything final yet. Why do you think that --

22  
23 **LEG. GONZALEZ:**

24 I am not saying that. The problem is --

25  
26 **LEG. BERLAND:**

27 Are you privy to something that I'm not?

28  
29 **LEG. GONZALEZ:**

30 -- during these negotiations, that not one aota (*sic*) has been  
31 talked about in the negotiations, and please correct me if I'm  
32 wrong, Legislator. Okay? That they're talking about the  
33 educational process in there. Give me a number. Give me a number.  
34 Have they given us a number?

35  
36 **DIRECTOR AMENDOLA:**

37 They have given us a number, yes.

38  
39 **LEG. GONZALEZ:**

40 What's the number?

41  
42 **DIRECTOR AMENDOLA:**

43 I can't say it on the -- we're still in contract negotiations.

44  
45 **LEG. GONZALEZ:**

46 Okay.

47  
48 **DIRECTOR AMENDOLA:**

49 It's a substantial amount, though.

50  
51 **LEG. GONZALEZ:**

52 And so we continue going forward and that's still not sufficient,  
53 correct? Is that the problem?

54  
55 **DIRECTOR AMENDOLA:**

56 I just would like to make the point that --

1 **LEG. BERLAND:**

2 I don't know what that number, so I don't see how you can say that.

3  
4 **DIRECTOR AMENDOLA:**

5 -- we're almost --

6  
7 **CHAIRMAN DONNELLY:**

8 Let's just try and stay on track if we can.

9  
10 **DIRECTOR AMENDOLA:**

11 Whether it's out of --

12  
13 **CHAIRMAN DONNELLY:**

14 Hold on, Nicole. I'm sorry, I don't want to be rude, I'm just  
15 trying to kind of be the good referee here. So we have Legislator  
16 Gonzalez; are you finished? Because you were going.

17  
18 **LEG. GONZALEZ:**

19 I'm done, Legislator.

10:22AM

20  
21 **CHAIRMAN DONNELLY:**

22 I think Legislator Berland and then it was going to be Legislator  
23 Calarco and then back to Nicole.

24  
25 **LEG. BERLAND:**

26 Well, if I could ask Nicole if there's a response to that. Because  
27 if nobody other than the County Executive side has any idea what  
28 that number is, I don't know how we can say that a number is not  
29 sufficient. I don't know how he can say that it hasn't been  
30 discussed because from what I'm being related.

10:23AM

31  
32 **DIRECTOR AMENDOLA:**

33 It has been discussed.

34  
35 **LEG. BERLAND:**

36 The information I'm being relayed is that it has been discussed, a  
37 number has been discussed, but it's not going to be public yet  
38 because there's no signed contract. So if there's a signed  
39 contract and it says whatever, or if it comes to the point in  
40 negotiations where they can tell us, then that's the time for us to  
41 decide whether that's sufficient or not. But to just assume it's  
42 insufficient because we don't know the answer I think is not right.  
43 Where are you in the negotiations, Nicole, where the Legislature  
44 can know what the number is?

10:23AM

45  
46 **DIRECTOR AMENDOLA:**

47 We're pretty close. I'm being told, though, that I can safely say  
48 on the record it's about hundreds of thousands for the educational  
49 piece and it'll be ads, TV, radio print, etcetera, and all required  
50 road signage which is dictated by the State law.

10:23AM

51  
52 I also just wanted to make the point that whether the revenue comes  
53 out of this or the contractor pays for it, we are overseeing the  
54 vendor. So we are in charge of making sure that they do the  
55 educational piece and we are committing for the vendor to do an  
56 educational piece, and they have agreed to pay for it themselves

1 outside of the revenue.

2  
3 **LEG. BERLAND:**

4 All right. Is there -- can there be something in the contract that  
5 would permit the Legislature or the County Executive to, you know,  
6 change the way that the educational component is being -- change  
7 the way that the company is doing the educational component if some  
8 of us feel or if the Legislature feels that it's not, you know,  
9 accomplishing the goals that we want?

10:24AM 10

11 **DIRECTOR AMENDOLA:**

12 We can always go back with any vendor and do an addendum to a  
13 contract.

14  
15 **LEG. BERLAND:**

16 No, I'm saying in the initial contract there may be -- especially  
17 with the educational piece that, you know, we will go with, you  
18 know, them for the start, but if the Legislature feels that the  
19 educational piece is not accomplishing the goal that the  
20 Legislature wants, that they're willing to amend their educational  
21 program for our suggestions.

10:25AM 20

22  
23 **DIRECTOR AMENDOLA:**

24 I can bring that back. But I would say that the contract is close  
25 to being finalized at this point.

26  
27 **LEG. BERLAND:**

28 Well, because I think it's an important point that if -- you know,  
29 based on what Legislator Sunderman said, that if, you know, areas  
30 of education are not being covered by the vendor and if the vendor  
31 thinks -- look, it's similar to the red light camera thing. If the  
32 vendor thought this was a great idea to put up a red light camera  
33 but, you know, there's like five locations in my and Legislator  
34 Gonzalez's district that we think should be gone. I mean, the  
35 Legislature should have some say in the educational component  
36 because we're all very concerned about that. So they're -- you  
37 know, I would ask that maybe there be some part of the contract  
38 that you give them six months to execute an educational piece and  
39 then if we're not satisfied with what that is that they have to  
40 accept our recommendations to change it, so.

10:25AM 30

41  
42 **DIRECTOR AMENDOLA:**

43 Yeah, I think that's fine. I'm actually also being told that we  
44 have to approve the educational piece, so we will have oversight  
45 even before they start doing it to make sure that it is sufficient  
46 enough. So when it's finalized, I'm happy to send to the committee  
47 what --

48  
49 **LEG. BERLAND:**

50 Do you want to say that again? Legislator Gonzalez -- can you say  
51 that again, please?

10:26AM 50

52  
53 **CHAIRMAN DONNELLY:**

54 If we could kind of just each let each Legislator ask the  
55 Administration the questions and then --

1 **LEG. BERLAND:**

2 Well, I --

3  
4 **CHAIRMAN DONNELLY:**

5 I don't really want to go out of order, so when Legislator Berland  
6 is done we'll continue with the other Legislators.

7  
8 **LEG. BERLAND:**

9 Well, I noticed that Legislator Gonzalez did not hear that last  
10 piece, so.

11  
12 **DIRECTOR AMENDOLA:**

13 We have to approve whatever the educational piece is.

14  
15 **LEG. BERLAND:**

16 That's in the contract?

17  
18 **DIRECTOR AMENDOLA:**

19 That's in the contract, right now in the draft contract.

20  
21 **LEG. BERLAND:**

22 All right. So I think that's more reason that we wait to see what  
23 this contract says and we do this, you know, the next cycle. All  
24 right, I'm done. Thank you.

25  
26 **CHAIRMAN DONNELLY:**

27 Thank you, Legislator Berland. Next we have Legislator Hahn and  
28 then Legislator Calarco.

29  
30 **D.P.O. HAHN:**

31 Thank you. And I think -- you know, I want to apologize to  
32 Legislator Sunderman and Legislator Gonzalez. I think we're all  
33 very passionate about this because we all agree with the intent of  
34 the program. So I don't think that is in question here. We all  
35 were very supportive of the idea of having these cameras on the  
36 buses to protect our children, and I think that should be 100%  
37 clear here. And I'm sorry that we're getting -- I'm getting a  
38 little passionate about this and want to make sure that the  
39 responses that are being given from the Executive are heard by  
40 everybody.

41  
42 And so I think some important things that I've learned from  
43 information I've been, you know, being given here and from what  
44 Nicole said was that the education piece was in the RFP and every  
45 single draft of the contract thus far has included an educational  
46 piece. They have -- from what I've been told, they have been  
47 talking every day. There has not been a period of no contact  
48 where, you know, they're not responding, and that this is very  
49 close but it's very complicated, and they just want to make sure  
50 they get it right and are asking for a little time to get it right  
51 and get us that data. And I think in the end we can all get to a  
52 place where we feel good about the TV ads, the radio and the  
53 investment in the education will be sufficient. And it sounds like  
54 they're going to invest quite a bit of money, hundreds of thousands  
55 of dollars; we can understand why they can't give that dollar value  
56 out yet. But I feel good about waiting a cycle. You know, this is



1 not the time to be spending money if we don't have to. So if the  
2 -- if they're going to do it and they're going to do it right,  
3 which it sounds like they're working very hard to make sure  
4 happens, you know, we'll be good, better off.

5  
6 **CHAIRMAN DONNELLY:**

7 Thank you, Legislator Hahn. Presiding Officer Calarco.

8  
9 **P. O. CALARCO:**

10 I'd like to offer a motion to discharge without recommendation and  
11 I'll explain why. I hear everybody and I understand both  
12 perspectives, to be quite frank. This is a new program, the  
13 program's intended to improve safety, especially at our bus stops.  
14 And I did have a scare on the very first day of school with my kids  
15 where somebody clearly just wasn't patient and drove by the bus and  
16 if my kids ran out to cross the street to get on the bus they would  
17 have been hit. And, quite frankly, within that first day or two  
18 days I had heard from parents all across my district that had run  
19 into a similar situation; it was almost as if drivers, because  
20 school buses weren't on the road for so long, forgot that school  
21 buses existed and the rules that go along with it.

22  
23 And I understand Legislator Krupski's perspective on this  
24 resolution. He wants to make sure that any -- that at least a  
25 portion of the revenues that the County receives goes towards  
26 traffic safety of some sort. And it doesn't necessarily -- you  
27 know, in conversations with him what he's explained is if it's not  
28 going to be needed for the educational component because the vendor  
29 is able to provide that educational component, then he'd like to  
30 see it going to something else.

31  
32 And quite frankly, I remember two debates at this horseshoe  
33 regarding one in Legislator Donnelly's district, a school, in front  
34 of the Deer Park High School, a traffic safety project that needed  
35 to be done where we had really a difficult time getting the votes  
36 to vote for the bonds to do that improvement that is clearly --  
37 would improve traffic safety and improve safety for children going  
38 to school. And I remember another debate a few years prior  
39 regarding a resolution that Legislator Anker was pushing that was  
40 also a traffic improvement project that was needing bonds that had  
41 a difficult time getting 12 votes for safety improvement at the  
42 Rocky Point School District.

43  
44 So clearly we have situations where there are County roadways that  
45 have schools on them that could utilize some improvements to make  
46 those school areas safer for the students as they're getting on and  
47 off the buses and coming to school. You know, especially those  
48 high school kids who are walking and leaving and going up and going  
49 to the stores next door, whatever the case may be. And I think  
50 Legislator Krupski is open to the concept of instead of putting it  
51 into education, if we don't need to, to use that to offset some of  
52 those costs, which I think is a reasonable compromise. And I guess  
53 the frustration is that they haven't been able to come to the  
54 compromise yet.

1 So I would offer to discharge without recommendation to send it to  
2 the floor. But I would also ask that the Administration and  
3 Legislator Krupski get together and work on this. And there is a  
4 timeliness to us -- for us, guys, because we have a budget that we  
5 have to do, right? So if we pass this and dictate 20% has to go to  
6 education or 20% has to go into the Capital Fund of some sort,  
7 we've got to plug those dollar amounts into the budget. If we have  
8 a budget that gets approved for next year without accounting for  
9 that, it already throws the budget off and we already know the  
10 budget's going to be horrible next year. So I think it's worth a  
11 discharge motion. Let's put it to the floor and let's hope that  
12 the two sides can come together and understand -- and have a better  
13 understanding before Tuesday.

10:32AM

14  
15 **CHAIRMAN DONNELLY:**

16 Thank you, Legislator Calarco. Once again, thank you for your  
17 leadership and your steady hand. Legislator Sunderman.

18  
19 **LEG. SUNDERMAN:**

20 Yes. We had the one school district here that showed us there was  
21 100 passes per month, times the fee showed us \$25,000 a month,  
22 times eight months was \$200,000. The goal is not to get fees, the  
23 goal is to reduce children safety. So my concern is that 20% would  
24 move across back and forth.

10:32AM

25  
26 That one school district, if that many people passed, 20%, you see  
27 the figure. I can't abide by possibly saying the contract would  
28 say a couple of hundred thousand, we don't know what a couple of  
29 hundred thousand is; that concerns me. I have a contract within my  
30 own district that said over X amount of years would be a couple of  
31 hundred thousand dollars. So is the couple of hundred thousand  
32 going to be over a couple of years, or is it going to be per year?  
33 Where this 20% locks us in annually and we know that. That's my  
34 concern about that education. I can't have this become a red light  
35 camera fee for our residents, that's what I'm concerned about.  
36 Education has to go every year because our new drivers are going to  
37 be concerned. If this is not an annually figure, it's going to be  
38 a concern every year going forward; that's where I'm concerned  
39 about this.

10:33AM

40  
41 **CHAIRMAN DONNELLY:**

42 Thank you, Legislator Sunderman. Legislator Gonzalez.

43  
44 **LEG. GONZALEZ:**

45 Okay. I am going -- I'll second Robert's discharge without a  
46 recommendation if it's -- I'll put that on the motion right now.

47  
48 **CHAIRMAN DONNELLY:**

49 Okay. Anybody else --

50  
51 **LEG. GONZALEZ:**

52 I withdraw any other questions.

53  
54 **CHAIRMAN DONNELLY:**

55 -- that I missed? I just want to thank everybody for the civilized  
56 manner in which we discussed this. You know, it's a little -- a

1 lot of issues, a lot of questions, and the fact that we can come  
2 together and have a discussion. I just want to make the point that  
3 my colleague Legislator Fleming sent me, is that it's always about  
4 transparency, it's about -- when a Legislator puts a bill in, we  
5 shouldn't move the goal post, so to speak, and we should all try  
6 and work together. So I'm going to support the discharge without  
7 recommendation. We do have several motions that are on the floor.  
8 Oh, I'm sorry, Legislator Krupski would like to speak. And then  
9 Legislator Spencer.

10:35AM 10

11 **LEG. KRUPSKI:**

12 Thank you, Mr. Chair. So I heard a lot of people support all this  
13 but they don't want to vote for it; that's what I heard a lot of  
14 that today. So if -- so the people who pledged here, the  
15 Legislators that pledged to table it for one cycle but they're not  
16 going to table it for another cycle. Now, I just wonder, what's  
17 going to happen if we don't get -- because what I'm looking for is  
18 for the Administration to work with the vendor to quantify the  
19 amount of outreach that's going to be done, whose responsibility  
20 it's going to be and when is that going to happen? And I think  
21 that's fair to put that directly in a contract. And it's easier  
22 for the Administration also, because then they don't have to hold  
23 someone's feet to the fire and say, *You did one mailer, you should*  
24 *have done three mailers. You did one mailer in one district, you*  
25 *didn't do any in the other districts, you know?* Quantify the  
26 amount of outreach, put it in the contract in black and white and  
27 we know what's going to happen.

10:35AM 20

10:36AM 30

28  
29 What happens in another cycle if that doesn't happen? Is there  
30 still going to be the support that I've heard pledged here for  
31 this? That's what I'm wondering. And I will sit down, Legislator  
32 Berland, and I won't spit my gum out the window, I promise.

33  
34 (\*Laughter\*)

35  
36 **CHAIRMAN DONNELLY:**

37 And then we have Legislator Spencer.

38  
39 **LEG. SPENCER:**

40 Very, very briefly. I did hear that there is a number that's being  
41 proposed and, you know, I'd like to just reach out to the  
42 Administration. And I understand not making it public and I  
43 understand the contract negotiations being in your purview, but if  
44 there is a budgetary number that's being discussed for a contract  
45 or a component, then I think as the revenue-enabling body of this  
46 County that there should be a mechanism for us to get that  
47 information, whether or not it's in executive session or privately.  
48 So I would ask that -- oh, I've got a thumb's up on that. Thank  
49 you. Thank you.

10:37AM 50

51 **CHAIRMAN DONNELLY:**

52 Okay. Nobody else? Oh, Legislator Berland and then Legislator  
53 Gonzalez.

54  
55 **LEG. BERLAND:**

56 I appreciate the gum staying in your mouth, Legislator Krupski.

1 But you do have my pledge, absolutely, that if it's not worked out,  
2 you know, to support your bill, absolutely. I really do think we  
3 should give the County Executive a cycle to figure this out to come  
4 with a contract, but I'll support the discharge without  
5 recommendation and hopefully if there's a contract by Tuesday, you  
6 know, we'll have that answer and we'll know and we'll be able to  
7 support it wholeheartedly. So, you know, you do have my support.  
8 I support this totally, I just think the contract should be in  
9 place so we know what we're talking about so that we can, you know,  
10 amend this accordingly or go with it the way it is, I just don't  
11 know the answer to that yet, which is why I supported the tabling.  
12 But I will support the discharge, so.

10:38AM

13  
14 **CHAIRMAN DONNELLY:**

15 Thank you, Legislator Berland. And then Legislator Gonzalez.

16  
17 **LEG. GONZALEZ:**

18 I agree wholeheartedly, Legislator Spencer, that in Executive  
19 Session or in private that we need to actually see -- hear that  
20 number. All right? Because saying that \$100,000 is going to be  
21 put into the safety and education part of it, to me that's not a  
22 right number. We're talking about Suffolk County, we're talking  
23 about so many districts. So, there's got to be a number that is  
24 going to be able to cover the educational and safety part of this  
25 that covers all of Suffolk County. It's important.

10:38AM

26  
27 And not only that, but the number has to also include that we  
28 should also comply with these safety and the educational part of it  
29 in Spanish as well, because the population in Suffolk County of  
30 Latinos is very, very high. And so not only are we talking about  
31 in English, but we need to put a number on there to also include  
32 Spanish language. So now that 100,000 or 200,000, or whatever the  
33 hundreds of thousands they're talking about, is not going to cover  
34 that education and safety. Thank you.

10:39AM

35  
36 **LEG. KRUPSKI:**

37 I'm sorry, Mr. Chair.

38  
39 **CHAIRMAN DONNELLY:**

40 Thank you, Legislator Gonzalez. No, no; of course, of course,  
41 you're the sponsor. Legislator Krupski, step forward again.

10:39AM

42  
43 **LEG. KRUPSKI:**

44 I'm sorry.

45  
46 **CHAIRMAN DONNELLY:**

47 No worries.

48  
49 **LEG. GONZALEZ:**

50 You got one minute.

10:39AM

51  
52 **LEG. KRUPSKI:**

53 I'll use the rest of your time, Legislator Gonzalez.

54  
55 **LEG. GONZALEZ:**

56 Thank you.

1 **LEG. KRUPSKI:**

2 So, thank you for that suggestion. We want to make sure that all  
3 drivers understand the law, that's very important. But this was  
4 laid -- don't forget, timing-wise this was laid on the table in  
5 July, so July went by and then August and now September's gone by.  
6 So I'd be very happy to work with the Administration to get those  
7 details on who's going to do the outreach and when and where, and  
8 then hopefully because of all that time that they've been  
9 negotiating in good faith with the vendor, hopefully they have a  
10 good idea about what would be appropriate. Thank you.

10:40AM

11  
12 **CHAIRMAN DONNELLY:**

13 Thank you, Legislator Krupski. Anybody else?

14  
15 Okay. So I'm going to defer to the Clerk, I think he would like to  
16 do a roll call?

17  
18 **D.P.O. HAHN:**

19 Oh, I'll withdraw my motion to table.

10:40AM

20  
21 **CHAIRMAN DONNELLY:**

22 Okay. So Legislator Hahn is withdrawing her motion to table.

23  
24 **LEG. BERLAND:**

25 Yeah, I'll withdraw my second, too.

26  
27 **CHAIRMAN DONNELLY:**

28 And so we're withdrawing the tabling motion. So, Mr. Clerk, the  
29 motion to discharge without recommendation would go first before  
30 the --

10:41AM

31  
32 **MR. DUBOIS:**

33 Yes.

34  
35 **CHAIRMAN DONNELLY:**

36 Okay. So we have a motion from the Presiding Officer to discharge  
37 without recommendation. Seconded by Legislator Gonzalez.  
38 And would you like a roll call? Yes.

39  
40 **MR. DUBOIS:**

41 Yes.

42  
43 **CHAIRMAN DONNELLY:**

44 Okay, we'll do a roll call and I'll let you take it from here.

45  
46 *(\*Roll was called by Mr. Dubois - Chief Deputy Clerk\*)*

47  
48 **P.O. CALARCO:**

49 Yes.

10:41AM

50  
51 **LEG. GONZALEZ:**

52 Yes.

53  
54 **CHAIRMAN DONNELLY:**

55 Yes.

1 **LEG. FLEMING:**

2 I'll pass.

3

4 **LEG. SUNDERMAN:**

5 Pass.

6

7 **D.P.O. HAHN:**

8 Yes to the discharge without recommendation; that's what this is,  
9 right? Yes.

10:41AM 10

11 **LEG. FLOTTERON:**

12 Yes.

13

14 **LEG. KENNEDY:**

15 *(Not Present).*

16

17 **LEG. BERLAND:**

18 Yes.

19

10:42AM 20

**LEG. SPENCER:**

21 Yes.

22

23 **LEG. FLEMING:**

24 Because I want to see the approval motion go forward, I am going to  
25 vote no on the discharge.

26

27 **LEG. SUNDERMAN:**

28 Same as Legislator Fleming.

29

10:42AM 30

**MR. DUBOIS:**

31 *Seven (VOTE: 7-2-0-1 - Opposed: Legislators Fleming & Sunderman -*  
32 *Not Present: Legislator Kennedy).*

33

34 **CHAIRMAN DONNELLY:**

35 So the discharge without recommendation passes. This resolution  
36 will go to the floor and Legislator Calarco will take it from  
37 there.

38

39 *(\*Laughter\*)*

10:42AM 40

41 I would strongly encourage, I would strongly encourage both the  
42 sponsor and the Administration, in the spirit of cooperation, to  
43 try and get together to work together to resolve the differences  
44 that they may have.

45

46 **LEG. KRUPSKI:**

47 Thank you, Mr. Chair.

48

49 **CHAIRMAN DONNELLY:**

10:42AM 50

51 Thank you, Legislator Krupski. And once again, thank you to  
52 everybody for your cooperation and keeping it very orderly.

52

53 So we have a whole host of Introductory Resolutions. I'd like to  
54 just defer to Counsel. I do believe that many of these can go on  
55 the Consent Calendar; is that correct? So if you could just  
56 correct me if I'm wrong; I do have mine marked. Is that good,

1 Counsel?

2

3 **MS. SIMPSON:**

4 Yeah, that's fine. I'll let you know if something can go on the  
5 Consent Calendar that you missed.

6

7 **CHAIRMAN DONNELLY:**

8 Okay, great. Thank you.

9

10:43AM 10

**Introductory Resolutions**

11

12 So we'll start with Introductory Resolution No. **1657(-2020) -**  
13 **Accepting and appropriating 100% Federal grant funds passed-through**  
14 **the New York State Governor's Traffic Safety Committee in the**  
15 **amount of \$59,500 for the New York State Highway Safety Program for**  
16 **the Suffolk County Office of the Medical Examiner, Toxicology**  
17 **Laboratory and to execute grant related agreements (County**  
18 **Executive).**

19

10:43AM 20

**LEG. SPENCER:**

21 Motion to approve and place on the Consent Calendar, Mr. Chairman.

22

23 **CHAIRMAN DONNELLY:**

24 Motion by Legislator Spencer, seconded by Legislator Flotteron.

25

26 Resolution No. 1658 - Accepting and appropriating 100% --

27

28 **LEG. SPENCER:**

29 You have to call the vote, sir.

10:44AM 30

31 **CHAIRMAN DONNELLY:**

32 Oh, I'm sorry.

33

34 **LEG. SPENCER:**

35 I'm sorry, sir. If you wouldn't mind, on the motion for a brief  
36 moment?

37

38 **CHAIRMAN DONNELLY:**

39 Absolutely. Go ahead.

40

41 **LEG. SPENCER:**

42 I did see the Medical Examiner here with us this morning. You  
43 know, he's here, I wouldn't mind, since he is here, to just make  
44 sure I have a sense of the resolutions that are important to him.

45

46 And I also want to have you come before Health, if you wouldn't  
47 mind. I understand that we're losing you, sir, to Academia, so  
48 just that's definitely something that I was sorry to hear because  
49 you are just really a great addition to this County. But on this  
10:44AM 50 particular resolution, the 59,000 -- and it's a grant, so there's  
51 no -- nothing here that's controversial, but I would just like to  
52 know how that money is going to be utilized in the toxicology lab.

53

54 **DR. CAPLAN:**

55 Sure. Thank you, Legislator Spencer. So -- okay. Is that better?  
56 Okay. Yeah, so the way that this is going to be proportioned is

1 that of the -- again, this is part of the New York State Highway  
2 Safety Program and part of that is the use of the toxicology lab to  
3 conduct testing on DWI related incidents. So of that 59,500,  
4 17,000 actually is personnel that goes into overtime use for  
5 conducting the test; about 30,000 are for actually the analytical  
6 supplies, the reagents needed to conduct the test; 5,000 are for  
7 education for in and out of state meetings, including the  
8 Department of Criminal Justice and also regional toxicology  
9 meetings for continuing education. And then also there are  
10 accreditation fees that are through the American Board of Forensic  
11 Toxicology, as well as also another important thing is actually the  
12 calibrating of the pipet that's used to do these tests because  
13 they're very, very small amounts, microliters, which is barely  
14 visible.

15  
16 **LEG. SPENCER:**

17 What I'd like to do, because I know the Chairman of this committee  
18 runs a very efficient committee and he's allowed a lot more  
19 comments than usual, so to not call you up for each time that --  
20 I see three resolutions that are coming up that have Medical  
21 Examiner. And with your indulgence so that I could be efficient,  
22 is it okay, Mr. Chairman, if I just ask for just a general overview  
23 of -- I'm looking not necessarily for details on calibration and  
24 pipets, I'm looking for where are these Federal monies coming from,  
25 is it an ongoing thing that you will be able to apply for in  
26 accepting any of these grants, are we going to be able to maintain  
27 these items moving forward or these are items that we get recurring  
28 grants for. And I see a 465,000 on 1068, and then the other one is  
29 1660, another 72,000. So, could you just address just kind of the  
30 overall grants globally?

31  
32 **DR. CAPLAN:**

33 Sure.

34  
35 **LEG. SPENCER:**

36 Okay, thank you.

37  
38 **DR. CAPLAN:**

39 Sorry for the excessive detail there.

40  
41 **LEG. SPENCER:**

42 No, no, I appreciate it. That's what I asked for, so you did a  
43 great job. But I thought I'd be more specific.

44  
45 **DR. CAPLAN:**

46 Sure, yeah. Okay, so the next two items, resolutions are actually  
47 related; 1658 and 1659, that's part of the aid to laboratories, Aid  
48 to Crime Laboratories Grant funds.

49  
50 So with 1658, which is the 465,489, the majority of that, almost  
51 437,000, that's actually used to fund five forensic science -- five  
52 Forensic Scientist positions in various sections of the forensic  
53 science lab, including the DNA lab, biological science, that's  
54 three positions -- I'm sorry, four positions, as well as one  
55 position in the firearms, and, you know, clearly we've seen an  
56 uptick in that activity.



1 **LEG. SPENCER:**

2 But once we fund these positions -- so we're not creating new  
3 positions, those positions are existing. Have they been funded by  
4 prior grants, or once these funds are expended then do they become  
5 our responsibility, or is it typically that this grant will  
6 reoccur?

7  
8 **DR. CAPLAN:**

9 My understanding is that this grant reoccurs each year. And I'm  
10 just going to, you know, just defer briefly to Liza Wright from  
11 budget.

12  
13 **MS. WRIGHT:**

14 That's correct.

15  
16 **DR. CAPLAN:**

17 Okay.

18  
19 **MS. WRIGHT:**

20 They were created by this grant over 20 years ago and are  
21 reoccurring annually.

22  
23 **CHAIRMAN DONNELLY:**

24 We're just going to bring you the microphone. Thank you.

25  
26 **MS. WRIGHT:**

27 Hello. Liza Wright. Yes, these grants were created over 20 years  
28 ago and the positions were created for the grants and they have  
29 been funded annually by the grant over 20 years. So we do expect  
30 that they will continue.

31  
32 **LEG. SPENCER:**

33 That's a very stable funding source. That's exactly what I needed  
34 to know, especially now, I didn't want to commit to money that we  
35 would have to spend unless there's a record that it is going to be  
36 supported ongoing.

37  
38 Thank you, sir. I think that answers the questions that I have.  
39 I really appreciate it. And you will be missed terribly, but I  
40 need you to come before Health so that we can --

41  
42 **DR. CAPLAN:**

43 Absolutely.

44  
45 **CHAIRMAN DONNELLY:**

46 Okay. All right, thank you, Dr. Caplan.

47  
48 **CHAIRMAN DONNELLY:**

49 Anybody else before Dr. Caplan goes? So just wanted to thank you,  
50 sir, Dr. Caplan. Over here. Over here.

51  
52 **DR. CAPLAN:**

53 Oh, I'm sorry.

54  
55 (\*Laughter\*)  
56

1 I am so sorry.

2  
3 **CHAIRMAN DONNELLY:**

4 No, I just wanted to thank you, as the Chair of the Leg Public  
5 Safety Committee, for the outstanding work. You bring closure to  
6 so many and that is humanitarian, God's work, and when the history  
7 of this County is written you're going to have a very big chapter.  
8 So, thank you for your service to this County.

10:50AM

9  
10 **DR. CAPLAN:**

11 Thank you very much. And it's always been a pleasure working with  
12 all of you.

13  
14 **CHAIRMAN DONNELLY:**

15 Yes, and Legislator Berland.

16  
17 **LEG. BERLAND:**

10:51AM

18 I wanted to thank you as well. I know my son did an internship,  
19 you know, under you and he wanted me to let you know he's now a  
20 first-year med student at Hofstra Medical School and I really  
21 appreciate everything you did for him and for the County.  
22 But, you know, we wish you all the best.

23  
24 **DR. CAPLAN:**

25 Thank you so much, Legislator Berland.

26  
27 **CHAIRMAN DONNELLY:**

28 Okay, back to our agenda.

10:51AM

29  
30 Mr. Clerk, we're still at Resolution 1657, correct?

31  
32 **MR. DUBOIS:**

33 Correct.

34  
35 **CHAIRMAN DONNELLY:**

36 So we read it and we've got to call the vote; correct?

37  
38 **MR. DUBOIS:**

39 Yes.

10:51AM

40  
41 **CHAIRMAN DONNELLY:**

42 So all in favor of Resolution 1657? Opposed? Abstentions?

43  
44 **MR. DUBOIS:**

45 Eight.

46  
47 **CHAIRMAN DONNELLY:**

48 So carried. *(Approved & placed on the Consent Calendar -*  
49 *VOTE: 8-0-0-1 - Not Present: Legislator Kennedy)*

50  
51 **CHAIRMAN DONNELLY:**

52 Resolution No. 1658(-2020) - *Accepting and appropriating 100% State*  
53 *grant funds from the New York State Division of Criminal Justice*  
54 *Services in the amount of \$465,489 for the 2020-2021 Aid to Crime*  
55 *Laboratories Grant Program for the Suffolk County Office of the*  
56 *Medical Examiner, Crime Laboratory and to execute grant related*

1 **agreements (County Executive)**. Same motion, same second.  
2 All in favor? Opposed? Abstention?

3  
4 **MR. DUBOIS:**  
5 Eight.

6  
7 **CHAIRMAN DONNELLY:**  
8 Motion is carried. *(Approved & placed on the Consent Calendar -*  
9 **VOTE: 8-0-0-1 - Not Present: Legislator Kennedy)**

10:52AM 10  
11 So just to Counsel; these will continue to be placed on Consent  
12 Calendar, correct?

13  
14 **MS. SIMPSON:**  
15 *(Nodded head yes).*

16  
17 **CHAIRMAN DONNELLY:**  
18 Thank you.

19  
20 Resolution No. **1659(-2020) - Accepting and appropriating 100% State**  
21 **grant funds from the New York State Division of Criminal Justice**  
22 **Services in the amount of \$102,108 for the 2020-2021 Aid to Crime**  
23 **Laboratories Grant Program for the Suffolk County Office of the**  
24 **Medical Examiner, Toxicology Laboratory and to execute grant**  
25 **related agreements (County Executive)**. Same motion, same second.  
26 All in favor? Opposed? Abstention?

27  
28 **MR. DUBOIS:**  
29 Eight.

10:52AM 30  
31 **CHAIRMAN DONNELLY:**  
32 Motion is carried. *(Approved & placed on the Consent Calendar -*  
33 **VOTE: 8-0-0-1 - Not Present: Legislator Kennedy)**

34  
35 Resolution No. **1660(-2020) - Accepting and appropriating 100%**  
36 **Federal grant funds from the Centers for Disease Control and**  
37 **Prevention passed-through New York State Department of Health,**  
38 **Health Research, Inc. In the amount of \$72,800 for the Overdose**  
39 **Data to Action (OD2A) Program administered by the Suffolk County**  
40 **Office of the Medical Examiner and to execute grant related**  
41 **agreements (County Executive)**. Same motion, same second.  
42 All in favor? Opposed? Abstentions?

43  
44 **MR. DUBOIS:**  
45 Eight.

46  
47 **CHAIRMAN DONNELLY:**  
48 Motion is carried. *(Approved & placed on the Consent Calendar -*  
49 **VOTE: 8-0-0-1 - Not Present: Legislator Kennedy)**

50  
51 Resolution No. **1662(-2020) - Accepting and appropriating grant**  
52 **funds in the amount of \$6,400 from the New York State Governor's**  
53 **Traffic Safety Committee (GTSC FFY2021) Child Passenger Safety**  
54 **(Cps) Program with 100% support for the Sheriff's Traffic Safety**  
55 **Initiative (County Executive)**. Stay with the same motion, same  
56 second. All in favor? Opposed? Abstention?

1 **MR. DUBOIS:**

2 Eight.

3  
4 **CHAIRMAN DONNELLY:**

5 Motion is carried. (*Approved & placed on the Consent Calendar -*  
6 *VOTE: 8-0-0-1 - Not Present: Legislator Kennedy*)

7  
8 Resolution No. 1665(-2020) - *Accepting the donation of contactless*  
9 *thermometers from Nationwide Sales and Service, Inc. For use by the*  
10 *Suffolk County Police Department (County Executive).* I'll take a  
11 motion from Legislator Hahn. Seconded by Legislator Sunderman.  
12 All in favor? Opposed? Abstentions?

13  
14 **MR. DUBOIS:**

15 Eight.

16  
17 **CHAIRMAN DONNELLY:**

18 Motion is carried. (*Approved - VOTE: 8-0-0-1 - Not Present:*  
19 *Legislator Kennedy*).

20  
21 Resolution No. 1677(-2020) - *Accepting and appropriating grant*  
22 *funds in the amount of \$24,600 from the New York State Governor's*  
23 *Traffic Safety Committee (GTSC FFY2021) Police Traffic Services*  
24 *(PTS) Program with 100% support for the Sheriff's Traffic Safety*  
25 *Initiative (County Executive).* I'll take a motion from Legislator  
26 Hahn. Seconded by Legislator Sunderman. All in --

27  
28 **MS. SIMPSON:**

29 This one can go on the Consent Calendar.

30  
31 **CHAIRMAN DONNELLY:**

32 Motion by Legislator Hahn, seconded by Legislator Sunderman, to  
33 place on the Consent Calendar. All in favor? Opposed?  
34 Abstentions?

35  
36 **MR. DUBOIS:**

37 Eight.

38  
39 **CHAIRMAN DONNELLY:**

40 Motion is carried. (*Approved & placed on the Consent Calendar -*  
41 *VOTE: 8-0-0-1 - Not Present: Legislator Kennedy*)

42  
43 **LEG. SPENCER:**

44 Mr. Chairman? I just wanted to ask, if I could, on the previous  
45 resolution, the contactless thermometer, that's not Consent  
46 Calendar; is that correct?

47  
48 **MS. SIMPSON:**

49 Correct; that was just a motion to approve and normally we don't  
50 put donations from an individual organization on the Consent  
51 Calendar.

52  
53 **LEG. SPENCER:**

54 Thank you. Thank you very much.

1 **CHAIRMAN DONNELLY:**

2 So 1665 will not be on the Consent Calendar, right?

3  
4 **MS. SIMPSON:**

5 Correct.

6  
7 **CHAIRMAN DONNELLY:**

8 Thank you, Counsel.

9  
10:55AM

10 Staying where we are, Resolution No. **1678(-2020) - Accepting and**  
11 **appropriating an award of Federal funding in the amount of \$4,000**  
12 **from the United States Secret Service for the Suffolk County Police**  
13 **Department's participation in Electronic Crime Investigations with**  
14 **78.90% support (County Executive).** I'll take a motion from  
15 Legislator Hahn, seconded by Legislator Sunderman, to place on  
16 Consent Calendar. All in favor? Opposed? Abstentions?

17  
18 **MR. DUBOIS:**

19 Eight. *(Approved & placed on the Consent Calendar - VOTE: 8-0-0-1*  
20 *- Not Present: Legislator Kennedy)*

10:55AM

21  
22 **CHAIRMAN DONNELLY:**

23 Resolution No. **1679(-2020) - Accepting and appropriating an award**  
24 **of federal funding in the amount of \$7,920 from the United States**  
25 **Department of Justice, U.S. Marshals Service, for the Suffolk**  
26 **County Police Department's participation in Operation Suffolk**  
27 **Support with 78.90% support (County Executive).** We'll stay with  
28 the same motion, same second to place on the Consent Calendar.  
29 All in favor? Opposed? Abstentions?

10:56AM

30  
31 **MR. DUBOIS:**

32 Eight. *(Approved & placed on the Consent Calendar - VOTE: 8-0-0-1*  
33 *- Not Present: Legislator Kennedy)*

34  
35 **CHAIRMAN DONNELLY:**

36 Resolution No. **1686(-2020) - Accepting and appropriating \$2,690,793**  
37 **in grant funding from the New York State Department of**  
38 **Transportation for provision of dedicated traffic enforcement in**  
39 **the vicinity of certain highway construction projects with 100%**  
40 **support (County Executive).** Stay with the same motion, same second  
41 to place on the Consent Calendar. All in favor? Opposed?  
42 Abstentions?

10:56AM

43  
44 **MR. DUBOIS:**

45 Eight.

46  
47 **CHAIRMAN DONNELLY:**

48 Motion is carried *(Approved & placed on the Consent Calendar -*  
49 *VOTE: 8-0-0-1 - Not Present: Legislator Kennedy).*

10:56AM

50  
51 Resolution No. **1689(-2020) - Accepting and appropriating Federal**  
52 **funding in the amount of \$70,000 from the United States Department**  
53 **of the Treasury, Internal Revenue Service, for the Suffolk County**  
54 **Police Department's participation in the IRS STEPP**  
55 **(Suffolk-Treasury Enhanced Prosecution Program) with 78.90% support**  
56 **(County Executive).** Stay with the same motion, same second to

1 place on the Consent Calendar. All in favor? Opposed?  
2 Abstentions?

3  
4 **MR. DUBOIS:**

5 Eight. (*Approved & placed on the Consent Calendar - VOTE: 8-0-0-1*  
6 *- Not Present: Legislator Kennedy*)

7  
8 **CHAIRMAN DONNELLY:**

9 Resolution No. 1699(-2020) - *Accepting and appropriating a grant in*  
10 *the amount of \$364,442 from the New York State Division of Homeland*  
11 *Security and Emergency Services for the Suffolk County Police*  
12 *Department's State Law Enforcement Terrorism Prevention Program*  
13 *(SLETPP) FY2020 with 100% support (County Executive). Stay with*  
14 *the same motion.*

15  
16 **LEG. FLEMING:**

17 On the motion?

18  
19 **CHAIRMAN DONNELLY:**

20 Same second. On the motion, Legislator Fleming has a question.

21  
22 **LEG. FLEMING:**

23 Thank you, Chairman. Just a comment, and I appreciate taking a  
24 moment.

25  
26 This is New York State Homeland Security, but -- and so I certainly  
27 support this. But I do hope that we're all paying close attention  
28 to the conduct of Federal Homeland Security. You know, so much is  
29 going on, I think a lot of us may not have noticed, for instance,  
30 in late May that the Homeland Security, the Federal Homeland  
31 Security Inspector General reported that customs and border  
32 protection separated more asylum-seeking families at ports of entry  
33 than they were reporting and for reasons other than what was  
34 outlined. And most recently, a very alarming investigation by  
35 Homeland Security's Office of the Inspector General from a former  
36 nurse at a Georgia facility about unwanted hysterectomies that  
37 allegedly have been performed on women in ICE detention.

38  
39 So it's a separate issue, but I do hope that we're all keeping our  
40 eyes on what is happening in Federal Homeland Security and that we  
41 in the County, when we're interacting in any programs that involve  
42 Homeland Security, are separating ourselves from the kind of  
43 activities that it's growing more and more alarming under Federal  
44 ICE and Homeland Security. But thank you, I support this 1699.

45  
46 **CHAIRMAN DONNELLY:**

47 Thank you, Legislator Fleming. Legislator Hahn.

48  
49 **D.P.O. HAHN:**

50 I agree with Legislator Fleming 100%. Thank you for bringing that  
51 up.

52  
53 **CHAIRMAN DONNELLY:**

54 Anyone else? Okay. So Mr. Clerk, just we have a motion and a  
55 second?

1 **MR. DUBOIS:**

2 Correct.

3  
4 **CHAIRMAN DONNELLY:**

5 All in favor to place -- a motion and a second to place on the  
6 Consent Calendar. All in favor? Opposed? Abstentions?

7  
8 **MR. DUBOIS:**

9 Eight.

10:59AM 10

11 **CHAIRMAN DONNELLY:**

12 Motion is carried. *(Approved & placed on the Consent Calendar -*  
13 *VOTE: 8-0-0-1 - Not Present: Legislator Kennedy)*

14  
15 Resolution No. 1700(-2020) - *Accepting and appropriating Federal*  
16 *funding in the amount of \$15,000 from the United States Department*  
17 *of Justice, Organized Crime Drug Enforcement Task Forces (OCDETF),*  
18 *for the Suffolk County Police Department's participation in OCDETF*  
19 *operations and investigations 78.90% support (County Executive).*

10:59AM 20

21 I'll take a motion from --

22 **D.P.O. HAHN:**

23 On the motion.

24  
25 **CHAIRMAN DONNELLY:**

26 Okay.

27  
28 **D.P.O. HAHN:**

29 There's no motion yet.

10:59AM 30

31 **CHAIRMAN DONNELLY:**

32 I'll make the motion. Seconded by Legislator Spencer. On the  
33 motion, Legislator Hahn.

34  
35 **D.P.O. HAHN:**

36 I guess it's to Lieutenant Calandrillo. I just was wondering, as  
37 you walk up to the podium. So this is unspent money and the money  
38 is from -- where is the grant from?

11:00AM 40

41 **LIEUTENANT CALANDRILLO:**

42 The grant is from the United States Department of Justice Organized  
43 Crime Drug Enforcement Task Forces.

44  
45 **D.P.O. HAHN:**

46 The High Occupancy Vehicle Lane Enforcement Program? Is that the  
47 one we're on, 1701? I'm sorry.

48 **CHAIRMAN DONNELLY:**

49 1700 we're on.

50  
51 **D.P.O. HAHN:**

52 Zero zero one or --

53  
54 **CHAIRMAN DONNELLY:**

55 1700.

1 **D.P.O. HAHN:**

2 Oh. Next one I want to talk to you, so stay there. Sorry about  
3 that.

4  
5 **CHAIRMAN DONNELLY:**

6 Okay. So we have a motion and a second to place on the Consent  
7 Calendar from Resolution 1700; is that correct?

8  
9 **MR. DUBOIS:**

10 Yes.

11  
12 **D.P.O. HAHN:**

13 Can that go on the --

14  
15 **CHAIRMAN DONNELLY:**

16 We're good, Counsel, to place on the Consent Calendar?

17  
18 **MS. SIMPSON:**

19 *(Shook head yes).*

20  
21 **CHAIRMAN DONNELLY:**

22 So motion and a second. All in favor? Opposed? Abstentions?  
23 Motion is carried.

24  
25 **MR. DUBOIS:**

26 Eight. *(Approved & placed on the Consent Calendar - VOTE: 8-0-0-1*  
27 *- Not Present: Legislator Kennedy)*

28  
29 **CHAIRMAN DONNELLY:**

11:01AM 30 Resolution No. 1701(-2020) - *Amending the 2020 Operating Budget and*  
31 *accepting and appropriating unspent prior year grant funds for the*  
32 *Long Island Expressway High Occupancy Vehicle Lane Enforcement*  
33 *Program (County Executive).* I'll take a motion from Legislator  
34 Sunderman.

35  
36 **LEG. FLEMING:**

37 I'll second.

38  
39 **CHAIRMAN DONNELLY:**

11:01AM 40 Seconded by Legislator Fleming to approve. On the motion,  
41 Legislator Hahn.

42  
43 **D.P.O. HAHN:**

44 Obviously, the intent of this is good. You know, we want people  
45 using the high occupancy vehicle lane and doing it when they are  
46 actually in a high occupancy vehicle. I was just curious, though;  
47 this, you know, brings up some other data we're trying to get.  
48 When you get grants like this, what kind of annual reports need to  
49 be made and does it include traffic stop data?

11:02AM 50  
51 **LIEUTENANT CALANDRILLO:**

52 I'd have to find out if it includes traffic stop data. I know we  
53 do have to report the enforcement we do, the results of it, the  
54 number of summonses issued, but I'd have to find out if it includes  
55 enforcement -- traffic stop data.



1 **D.P.O. HAHN:**  
2 And this -- this grant is from where; where did you say?

3  
4 **LIEUTENANT CALANDRILLO:**  
5 Well, this is a grant that's already been --

6  
7 **D.P.O. HAHN:**  
8 The State?

9  
10 **LIEUTENANT CALANDRILLO:**  
11 -- accepted and approved.

12  
13 **D.P.O. HAHN:**  
14 Sure, I just -- yeah, I just needed reminding, so.

15  
16 **LIEUTENANT CALANDRILLO:**  
17 Okay.

18  
19 **D.P.O. HAHN:**  
11:02AM 20 I get it because it's -- the unspent funds, you know, it's not  
21 about accepting the grant. But I just -- the grant was from the  
22 State?

23  
24 **LIEUTENANT CALANDRILLO:**  
25 New York State Department of Transportation.

26  
27 **D.P.O. HAHN:**  
28 Yeah. So I'd be curious, I wonder if they require a little more  
29 data than the Federal government might. So I would welcome  
11:02AM 30 whatever reporting we've had to do on this over the last three  
31 years, because I think we've had this multiple years. And if you  
32 have year-end or quarterly reports, I would appreciate that.

33  
34 **CHAIRMAN DONNELLY:**  
35 Anyone else? Okay. So we have a motion and a second to approve  
36 Resolution 1701? All in favor? Opposed? Abstentions?

37  
38 **MR. DUBOIS:**  
39 Eight. *(Approved & placed on the Consent Calendar - VOTE: 8-0-0-1*  
11:03AM 40 *- Not Present: Legislator Kennedy)*

41  
42 **CHAIRMAN DONNELLY:**  
43 Resolution No. *1728(-2020) - Appropriating funds in connection with*  
44 *Range Berm Reconstruction at the Firearms Range (CP 3520) (County*  
45 *Executive)*. I'll make the motion, seconded by Legislator  
46 Flotteron, to approve.

47  
48 **LEG. SPENCER:**  
49 On the motion, please, sir.

11:03AM 50  
51 **CHAIRMAN DONNELLY:**  
52 On the motion, Legislator Spencer.

53  
54 **LEG. SPENCER:**  
55 Thank you. Lieutenant?

56

1 **LIEUTENANT SCHARF:**  
2 Good morning. Lieutenant Bob Scharf here. Yes, sir?

3  
4 **LEG. SPENCER:**  
5 Hi, Lieutenant Scharf. It's nice to see you again.

6  
7 **LIEUTENANT SCHARF:**  
8 It's nice to see you again, sir.

9  
10 **LEG. SPENCER:**  
11 Thank you. The range berm reconstruction recently -- this is at  
12 the Boeing -- the BOMARC site, right? The range is there.

13  
14 **LIEUTENANT SCHARF:**  
15 Correct, that's at our firearms range.

16  
17 **LEG. SPENCER:**  
18 And the firearms range. We recently had some reports with regards  
19 to just some of the sample wells around the BOMARC site and things  
20 that are -- where there's contamination. And one of the areas that  
21 we saw, I understand that there was an old range and there's a new  
22 range now, is that with the discharge or firearms there are --  
23 there are chemicals from the shells with the explosions and the  
24 projectiles hitting things in the distance where with regards to  
25 the -- these things settling down on the soil and into the ground.

26  
27 When we talk about the reconstruction, will this -- what is the  
28 reconstruction; what does that entail? And my question relates to  
29 with any reconstruction, are there additional sort of precautions  
30 in place to make sure that we capture any of the chemicals that  
31 come from the projectiles where they're contained that they can't  
32 sink into the groundwater?

33  
34 **LIEUTENANT SCHARF:**  
35 Okay, a couple of different issues going on.

36  
37 **LEG. SPENCER:**  
38 Okay.

39  
40 **LIEUTENANT SCHARF:**  
41 If you recall, we had the burn pits --

42  
43 **LEG. SPENCER:**  
44 Yes, sir.

45  
46 **LIEUTENANT SCHARF:**  
47 -- in the ground where we burned our fireworks and there was a  
48 leaching of bill chlorate salt residue into the groundwater, so we  
49 rectified that by having a Capital Project and going with  
50 above-ground burn pits on a concrete surface, so that is no longer  
51 an issue.

52  
53 Yes, in the very large man-made sand backstop berms behind each of  
54 our ranges -- the Pistol Range, the Rifle Range and there's  
55 actually two others, Hogan's Alley and the Sniper Range -- these  
56 backstops do capture lead, copper, etcetera, which is why they're

1 supposed to be reconstructed or sifted for these metals every  
2 couple of years which would be an industry practice every couple of  
3 years; we have not done it now in 20.

4  
5 **LEG. SPENCER:**

6 Oh, God.

7  
8 **LIEUTENANT SCHARF:**

9 So that's what we're looking to do in our Pistol Range, our Rifle  
10 Range, our Hogan's Alley Range and our Sniper Range. And yes, part  
11 of that is to prevent that metal from leaching into the ground when  
12 it rains, etcetera. Also to prevent what they call splash-back  
13 where when there's a large amount of metal in the sand berm and  
14 you're firing into it, you could actually get a ricochet back at  
15 you because you could be hitting metal when you shoot into it.  
16 So that is a big part of this, it's an environmental issue.

17  
18 As far as capturing the metals, we -- if you have reviewed our past  
19 years Capital Project proposal, we actually are looking for a  
20 targeting system on our most used ranges with a steel backstop that  
21 would be different from what we have done in the past, but it would  
22 actually capture the rounds into a tunnel-like backstop and direct  
23 them into 55-gallon barrels where we could cap them off and remove  
24 the metal without it ever entering the ground and we can actually  
25 sell that scrap metal for a profit.

26  
27 **LEG. SPENCER:**

28 Thank you. That's very helpful and it sounds like something that's  
29 really important.

30  
31 **LIEUTENANT SCHARF:**

32 Yes, it is.

33  
34 **LEG. SPENCER:**

35 One thing I'm curious, I understand that sand is something that's  
36 great for diffusion. So in 20 years where you have the  
37 projectiles, the lead and things that are -- copper that are in  
38 this berm, what's below the berm as far as like if there's rain  
39 that comes down and you've got the gross metal that's there, the  
40 actual, I guess, bullet. But with regards to any residue or  
41 chemicals that come off, is there anything that lines underneath or  
42 does that go --

43  
44 **LIEUTENANT SCHARF:**

45 Not currently --

46  
47 **LEG. SPENCER:**

48 Okay.

49  
50 **LIEUTENANT SCHARF:**

51 Which is why we want to go with this new system. We would mine  
52 these large earthen berms on each range one last time to remove the  
53 metal and after that, with the new steel targeting backstop system,  
54 no more metal would go into the sand berms to leach into the  
55 ground. So they would not need to be screened anymore and we would  
56 literally, physically collect all of the rounds, the lead, the

1 copper, etcetera.

2

3 **LEG. SPENCER:**

4 Well, it sounds like a really important thing. Thank you, sir.  
5 And I appreciate your explanation.

6

7 **LIEUTENANT SCHARF:**

8 Thank you, sir.

9

11:09AM

10 **CHAIRMAN DONNELLY:**

11 Thank you, Legislator Spencer. Thank you, Lieutenant. Anybody  
12 else to the Lieutenant on Resolution 1728? No? Okay. Thank you,  
13 sir.

14

15 So we have a motion and a second to approve. All in favor?  
16 Opposed? Abstentions?

17

18 **MR. DUBOIS:**

19 Eight.

11:09AM

20  
21 **CHAIRMAN DONNELLY:**

22 Motion is carried (*Approved & placed on the Consent Calendar -*  
23 *VOTE: 8-0-0-1 - Not Present: Legislator Kennedy*)

24

25 Resolution No. 1732(-2020) - *Accepting and appropriating a grant in*  
26 *the amount of \$43,700 in Federal pass-through funding from the*  
27 *State of New York Governor's Traffic Safety Committee, for the*  
28 *Suffolk County Police Department's Motorcycle Safety Enforcement*  
29 *and Education program with 79.09% support (County Executive).*

11:10AM

30 Take a motion from Legislator Flotteron, seconded by Legislator  
31 Gonzalez, to place on the Consent Calendar. All in favor?  
32 Opposed? Abstentions?

33

34 **MR. DUBOIS:**

35 Eight.

36

37 **CHAIRMAN DONNELLY:**

38 Motion is carried. (*Approved & placed on the Consent Calendar -*  
39 *VOTE: 8-0-0-1 - Not Present: Legislator Kennedy*)

11:10AM

40  
41 Resolution No. 1733(-2020) - *Accepting and appropriating a grant in*  
42 *the amount of \$180,960 in Federal pass-through funding from the*  
43 *State of New York Governor's Traffic Safety Committee to provide*  
44 *enhanced enforcement of motor vehicle and traffic laws and*  
45 *regulations with 79.17% support (County Executive). We'll stay*  
46 *with the same motion, same second to place on the Consent Calendar.*  
47 *All in favor? Opposed? Abstentions?*

48

49 **MR. DUBOIS:**

50 Eight.

11:10AM

51

52 **CHAIRMAN DONNELLY:**

53 Motion is carried (*Approved & placed on the Consent Calendar -*  
54 *VOTE: 8-0-0-1 - Not Present: Legislator Kennedy*).

55

56

1 Resolution No. **1744(-2020) - Appropriating funds in connection with**  
2 **Marine and Helicopter Equipment (CP 3513) (County Executive).**

3 I'll make a motion to approve. Seconded by Legislator Sunderman.  
4 All in favor? Opposed? Abstentions?

5  
6 **MR. DUBOIS:**  
7 Eight.

8  
9 **CHAIRMAN DONNELLY:**

10 Motion is carried. *(Approved & placed on the Consent Calendar -*  
11 *VOTE: 8-0-0-1 - Not Present: Legislator Kennedy)*

12  
13 Resolution No. **1750(-2020) - Amending the 2020 Operating Budget and**  
14 **accepting and appropriating unspent prior year grant funds for the**  
15 **Suffolk County Gang Suppression Program 2019 (County Executive).**

16 I'll take a motion from Legislator Gonzalez. Seconded by  
17 Legislator Sunderman. All in favor? Opposed? Abstentions?

18  
19 **MR. DUBOIS:**  
20 Eight.

21  
22 **CHAIRMAN DONNELLY:**

23 Motion is carried. *(Approved & placed on the Consent Calendar -*  
24 *VOTE: 8-0-0-1 - Not Present: Legislator Kennedy).*

25  
26 Resolution No. **1753(-2020) - Adopting Local Law No. -2020, A Local**  
27 **Law to amend the School Bus Photo Violation Monitoring Program to**  
28 **accurately reflect the adjudication of school bus camera violations**  
29 **(County Executive).** This has to go to Public Hearing. I'll take a

30 motion from Legislator Gonzalez. Seconded by Legislator Spencer.

31  
32 **LEG. FLEMING:**  
33 On the motion.

34  
35 **CHAIRMAN DONNELLY:**

36 Table for a Public Hearing. On the motion, Legislator Fleming.

37  
38 **LEG. FLEMING:**

39 Thank you. I just have a question for Counsel with regard to the  
40 implications of this bill.

41  
42 I represent a district where there is a Town Court that has town  
43 jurisdiction over traffic infractions and there's certainly a  
44 concern, as I've noted before, that costs could be -- for this  
45 program could be shifted to the local jurisdictions without those  
46 local jurisdictions having the support of the resources to  
47 implement the program. So could you just explain to me, I think  
48 it's in the Section II, the amendment provides that the court  
49 having jurisdiction over traffic infractions is the court where the  
50 adjudication should take place; is that accurate?

51  
52 **MS. SIMPSON:**  
53 That's correct.

54  
55 **LEG. FLEMING:**

56 And what other implications are there with regard to resources

1 stemming from this bill?

2  
3 **MS. SIMPSON:**

4 The resource allocation element was addressed in a State-enabling  
5 legislation, this is language that was inadvertently left out when  
6 we put our bill -- when we passed the school photo violation last  
7 year. This was language that had been added in at the State level  
8 at the very end and it didn't end up in the original draft, so this  
9 is just correcting that error. The allocation for resources, how  
10 much the adjudicating agency is going to be receiving is already  
11 set in the State law.

12  
13 **LEG. FLEMING:**

14 Okay. Thank you.

15  
16 **CHAIRMAN DONNELLY:**

17 Thank you, Legislator Fleming. So we have a motion and a second to  
18 table for a Public Hearing for Resolution No. 1753. All in favor?  
19 Opposed? Abstentions?

20  
21 **MR. DUBOIS:**

22 Eight. *(Tabled for Public Hearing - VOTE: 8-0-0-1 - Not Present:*  
23 *Legislator Kennedy).*

24  
25 **CHAIRMAN DONNELLY:**

26 I'm just going to take a moment of personal privilege before we  
27 move Resolution 1767 which is in honor of our former colleague,  
28 Legislator Tom Muratore, who was passionate about this issue in  
29 trying to improve safety in both our community and our County.  
30 So, this resolution certainly is in honor of a great Legislator and  
31 a public servant in Tom Muratore.

32  
33 So, Resolution No. *1767(-2020 - Adopting Local Law No. -2020, A*  
34 *Local Law to prevent reckless biking in Suffolk County (Sunderman),*  
35 *has to tabled for a Public Hearing. I'll take a motion from*  
36 *Legislator Sunderman. Seconded by Legislator Flotteron.*  
37 *All in favor? Opposed? Abstention.*

38  
39 **MR. DUBOIS:**

40 Eight. *(Tabled for Public Hearing - VOTE: 8-0-0-1 - Not Present:*  
41 *Legislator Kennedy).*

42  
43 **CHAIRMAN DONNELLY:**

44 That concludes all our Introductory Resolutions. We don't have any  
45 Procedural Motions and nothing subject to call. I just want to  
46 thank everybody for their cooperation; in particular, I want to  
47 thank Legislative Counsel as well as our Clerk for their  
48 assistance. We moved a lot of resolutions forward, so the  
49 Presiding Officer has a terrific staff here. So, great job,  
50 everybody.

51  
52 I'll take a motion from Legislator Spencer, seconded by Legislator  
53 Gonzalez, to adjourn. This committee is adjourned. Thank you,  
54 all.

1 **LEG. SPENCER:**

2 Thank you for a great job, Mr. Chairman.

3  
4 *(\*The meeting was adjourned at 11:14 a.m. \*)*

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