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4 WAYS AND MEANS COMMITTEE  
5  
6 OF THE  
7  
8 SUFFOLK COUNTY LEGISLATURE  
9

10  
11 MINUTES  
12  
13

14 A meeting of the Ways and Means Committee of the Suffolk County  
15 Legislature was held via hybrid in-person and Zoom in the Rose Y.  
16 Caracappa Legislative Auditorium of the William H. Rogers  
17 Legislature Building, 725 Veterans Memorial Highway, Smithtown, New  
18 York on May 6, 2021.  
19

20  
21 Members Present:

22 Legislator Bridget Fleming - Chair  
23 Legislator Susan A. Berland - Vice Chair  
24 Deputy Presiding Officer Kara Hahn  
25 Legislator Thomas Donnelly  
26 Legislator Leslie Kennedy  
27 Legislator Robert Trotta  
28

29 Also in Attendance:

30 Presiding Officer Robert Calarco - District No. 7  
31 Legislator Anthony Piccirillo - District No. 8  
32 Legislator Jason Richberg - District No. 15  
33 Legislator William Spencer - District No. 18  
34 Dan Dubois - Chief Deputy Clerk/Suffolk County Legislature  
35 Sarah Simpson - Counsel/Suffolk County Legislature  
36 Derek Stein - Aide to Presiding Officer Calarco  
37 Thomas Corcoran - Budget Review Office  
38 Nicole Amendola - Director/Intergovernmental Relations/County Exec.  
39 Sidney Joyner - Director/Real Estate  
40 Nicholas LaLota - Commissioner/Board of Elections  
41 Phyllis Seidman - County Attorney's Office  
42 All other interested parties  
43  
44

45 Minutes Taken By:

46 Gabrielle Severs - Court Stenographer  
47

48 Minutes Transcribed By:

49 Kim Castiglione - Legislative Secretary  
50  
51  
52  
53  
54  
55  
56

(*\*The meeting was called to order at 12:32 p.m.\**)

**CHAIRPERSON FLEMING:**

Welcome to a regular meeting of the Legislature's Ways and Means Committee. We'll rise for a Pledge to the flag led by Presiding Officer Calarco.

*Salutation*

I had to call on Rob because he's the only other Legislator at the horseshoe for this meeting today. I know sometimes it's hard to see with the livestream who's at the horseshoe, but for today it's myself and the Presiding Officer and everyone else is joining us by Zoom. Welcome, everybody.

We have no correspondence and I will confirm with Dan there's no public portion. Nobody has signed up, is that correct?

**MR. DUBOIS:**

Correct.

**CHAIRPERSON FLEMING:**

Thank you, sir.

**LEG. TROTТА:**

I think there was some correspondence.

**CHAIRPERSON FLEMING:**

What's that, Rob?

**LEG. TROTТА:**

From former Chief McCarthy sent you an email?

**CHAIRPERSON FLEMING:**

Yes, I did get an email, but I put the last one on the record and I received correspondence from him which indicated to me that he did not intend for it to be on the public record, so I have responded to that. And you're copied on it, Legislator Trotta, as is Legislative Counsel, Sarah Simpson, so she responded as well. So you should have that in your inbox now. If you want to make it public it's fine, but Mr. McCarthy wrote to me saying he was surprised that I made it public or that I publicly identified him as the writer.

As with the last correspondence, when I asked you whether it was intended for the committee as a whole, you had indicated to me that I should do what I thought was appropriate. At that time I felt it was appropriate to inform the committee, which I did, with the basic outline of what the correspondence consisted of. And in response to that, I got a note from Mr. McCarthy who said that he was surprised that I had made his name public as the writer and then had some legal response or legal argument that he wanted to continue to put forward. So I responded to him with regard to my understanding of the nature of the correspondence, which had been forwarded to me by yourself, Mr. Trotta, without any sort of indication that it should be considered in any way privileged or

1 confidential, and so I shared the basic bones of it with the  
2 committee, as I'm the Chair and felt that was appropriate.

3  
4 At this point, Miss Simpson has responded to Mr. McCarthy's legal  
5 concerns and you and I think Anthony, Legislator Piccirillo, are  
6 also copied on it as you were on the original correspondence to me.  
7 So I replied to everybody and included Sarah. Anything further on  
8 that correspondence?

9  
10 **LEG. TROTТА:**

11 No, that's good. Thank you.

12  
13 **CHAIRPERSON FLEMING:**

14 Okay, thank you. We have no appointments, no presentations, so  
15 we'll move right to Tabled Resolutions.

16  
17 Introductory Resolution *1054 - Naming the Supreme Court Building at*  
18 *the John P. Cohalan, Jr. Court Complex in Honor of Justice*  
19 *Marquette L. Floyd (McCaffrey).*

20  
21 I'll make a motion to table as we still need to get to June in  
22 order to meet the time requirements for a naming resolution. So  
23 motion to table by myself.

24  
25 **D.P.O. HAHN:**

26 Second.

27  
28 **CHAIRPERSON FLEMING:**

29 Seconded by Legislator Hahn. Roll call.

30  
31 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

32  
33 **CHAIRPERSON FLEMING:**

34 Yes.

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

37 Yes.

38  
39 **LEG. BERLAND:**

40 Yes.

41  
42 **CHAIRPERSON FLEMING:**

43 You're muted, Leslie.

44  
45 **LEG. KENNEDY:**

46 Thank you. Yes.

47  
48 **LEG. TROTТА:**

49 Yes.

50  
51 **LEG. DONNELLY:**

52 Yes.

53  
54 **P.O. CALARCO:**

55 Yes.

1 **MR. DUBOIS:**

2 Seven. *(Vote: 7-0-0-0. Presiding Officer Calarco is included in*  
3 *the vote)*

4  
5 **CHAIRPERSON FLEMING:**

6 I'm seeing a couple of people in the waiting room. I'm still sort  
7 of new to this Zoom hybrid. Sidney Joyner and Nick LaLota, are you  
8 aware -- I know Mr. LaLota said he might want or he had called my  
9 office with regard to 1253. So is it the practice to wait until  
10 the agenda item?

11  
12 **P.O. CALARCO:**

13 Yeah, typically I bring them in as I need them or as their  
14 respective item comes up. Mr. Joyner is the new Director of Real  
15 Estate.

16  
17 **CHAIRPERSON FLEMING:**

18 All right. So we'll -- okay. So they're there ready to respond.  
19 Is that consistent, Nicole, with what you'd like to see us do?  
20 Okay, thank you.

21  
22 So moving on to Introductory Resolutions. *1209 - Authorizing the*  
23 *reconveyance of County-owned real estate pursuant to Section 215,*  
24 *New York State County Law to John Olsen and Deana Olsen (SCTM No.*  
25 *0800-084.00-05.00-012.001) (Kennedy).*

26  
27 **LEG. KENNEDY:**

28 Motion to approve.

29  
30 **CHAIRPERSON FLEMING:**

31 Motion to approve by Legislator Kennedy. I'll second that. Roll  
32 call.

33  
34 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

35  
36 **LEG. KENNEDY:**

37 Yes.

38  
39 **CHAIRPERSON FLEMING:**

40 Yes.

41  
42 **LEG. BERLAND:**

43 Yes.

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

46 Yes.

47  
48 **LEG. TROTТА:**

49 Yes.

50  
51 **LEG. DONNELLY:**

52 Yes.

53  
54 **P.O. CALARCO:**

55 Yes.

1 **MR. DUBOIS:**

2 Seven.

3  
4 **CHAIRPERSON FLEMING:**

5 1209 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco is*  
6 *included in the vote)*

7  
8 *1213 - Adopting Local Law No. -2021, A Local Law to authorize*  
9 *conveyance of real property previously taken for delinquent taxes*  
10 *43 Highland Avenue, Northport, (SCTM No.*  
11 *0404-009.00-01.00-026.001) (Spencer). Mr. Spencer, your pleasure?*

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

14 Table for public hearing, right?

15  
16 **LEG. SPENCER:**

17 A motion to table for a public hearing.

18  
19 **CHAIRPERSON FLEMING:**

20 Motion to table for a public hearing by Legislator Spencer.  
21 Seconded by Legislator Hahn. Anyone on the motion?

22  
23 **LEG. SPENCER:**

24 I'm not --

25  
26 **MR. DUBOIS:**

27 Legislator Spencer is not on the committee. He can't make the  
28 motion.

29  
30 **CHAIRPERSON FLEMING:**

31 Oh. Back to the beginning. Motion to table for public hearing by  
32 Legislator Hahn.

33  
34 **LEG. BERLAND:**

35 Second.

36  
37 **CHAIRPERSON FLEMING:**

38 Seconded by Legislator Berland. Roll call.

39  
40 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

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

43 Yes.

44  
45 **LEG. BERLAND:**

46 Yes.

47  
48 **CHAIRPERSON FLEMING:**

49 Yes.

50  
51 **LEG. KENNEDY:**

52 Yes.

53  
54 **LEG. TROTTA:**

55 Yes.

1 LEG. DONNELLY:

2 Yes.

3

4 P.O. CALARCO:

5 Yes.

6

7 MR. DUBOIS:

8 Seven.

9

10 CHAIRPERSON FLEMING:

11 And the motion is approved. *(Vote: 7-0-0-0. Presiding Officer*  
12 *Calarco is included in the vote).* And welcome, Legislator Spencer.

13

14 *1215 - Authorizing the Reconveyance of County-Owned real estate*  
15 *pursuant to Section 215, New York State County Law to Cheryl Collik*  
16 *(SCTM No. 0200-286.00-03.00-054.000) (Anker).*

17

18 D.P.O. HAHN:

19 Motion.

20

21 CHAIRPERSON FLEMING:

22 Motion to approve by Legislator Hahn.

23

24 LEG. KENNEDY:

25 Second.

26

27 CHAIRPERSON FLEMING:

28 Seconded by Legislator Kennedy. Anyone on the motion? Roll call.

29

30 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

31

32 D.P.O. HAHN:

33 Yes.

34

35 LEG. KENNEDY:

36 Yes.

37

38 CHAIRPERSON FLEMING:

39 Yes.

40

41 LEG. BERLAND:

42 Yes.

43

44 LEG. TROTТА:

45 Yes.

46

47 LEG. DONNELLY:

48 Yes.

49

50 P.O. CALARCO:

51 Yes.

52

53 MR. DUBOIS:

54 Seven.

55

56

1 **CHAIRPERSON FLEMING:**

2 And 1215 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco*  
3 *is included in the vote).*

4  
5 *1218 - Amending Resolution No. 9-2021, designating two (2)*  
6 *alternating newspapers as official newspapers of the County of*  
7 *Suffolk (Pres. Off.). I'll make a motion to approve.*

8  
9 **LEG. DONNELLY:**

10 Second.

11  
12 **CHAIRPERSON FLEMING:**

13 Seconded by Legislator Donnelly. Anyone on the motion? Roll call.

14  
15 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

16  
17 **CHAIRPERSON FLEMING:**

18 Yes.

19  
20 **LEG. DONNELLY:**

21 Yes.

22  
23 **LEG. BERLAND:**

24 Yes.

25  
26 **D.P.O. HAHN:**

27 Yes.

28  
29 **LEG. KENNEDY:**

30 Yes.

31  
32 **LEG. TROTTA:**

33 Yes.

34  
35 **P.O. CALARCO:**

36 Yes.

37  
38 **MR. DUBOIS:**

39 Seven.

40  
41 **CHAIRPERSON FLEMING:**

42 1218 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco is*  
43 *included in the vote).*

44  
45 *1223 - Amending Resolution No. 2-2021, adopting rules of the*  
46 *Legislature of the County of Suffolk to place limits on the*  
47 *reintroduction of expired legislation (Berland).*

48  
49 **LEG. BERLAND:**

50 Motion to approve.

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

53 Second.

54  
55 **CHAIRPERSON FLEMING:**

56 Motion to approve by Legislator Berland.

1 **LEG. TROTТА:**  
2 Motion to table.

3  
4 **LEG. KENNEDY:**  
5 Second.

6  
7 **CHAIRPERSON FLEMING:**  
8 Okay. Did we have a second on Legislator Berland's motion to  
9 approve? It was seconded by Legislator Hahn. We have a motion to  
10 table by Legislator Trotta which I think was seconded by Legislator  
11 Kennedy.

12  
13 **LEG. KENNEDY:**  
14 Yes.

15  
16 **CHAIRPERSON FLEMING:**  
17 The motion to table goes first. Roll call.

18  
19 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

20  
21 **LEG. TROTТА:**  
22 Yes.

23  
24 **LEG. KENNEDY:**  
25 Yes.

26  
27 **CHAIRPERSON FLEMING:**  
28 I'll pass.

29  
30 **LEG. BERLAND:**  
31 No.

32  
33 **D.P.O. HAHN:**  
34 No.

35  
36 **LEG. DONNELLY:**  
37 No to table.

38  
39 **P.O. CALARCO:**  
40 No to table.

41  
42 **CHAIRPERSON FLEMING:**  
43 No.

44  
45 **MR. DUBOIS:**  
46 Two.

47  
48 **CHAIRPERSON FLEMING:**  
49 The tabling motion fails. We have a motion to approve and a  
50 second. Anyone on the motion?

51  
52 **LEG. BERLAND:**  
53 Yeah, on the motion.

54  
55 **CHAIRPERSON FLEMING:**  
56 Legislator Berland.



1 **LEG. BERLAND:**

2 Yeah, I just want to explain, you know, I think it's important that  
3 if a resolution is on the agenda and, you know, nothing happens  
4 after six months of it, introduced, reintroduced, tabled, recessed,  
5 you know, excessively over and over again, then to just put that  
6 exact same resolution back on for another six months just to keep  
7 the, you know, to keep the issue going for no other reason if it  
8 didn't get support the first time, I just think is, you know,  
9 unfair to all of the remaining Legislators who are not doing that.

10  
11 So I was asked to make an amendment to this, which I did, and that  
12 if the resolution is, you know, substantially amended so that, you  
13 know, it's going through the process and it needs the time it  
14 needs, you know, to make it through. And if after the six months  
15 it still needs more time, if it's because it's been substantially  
16 amended and, you know, needs more work, then fine, let it be  
17 introduced and then, again, then it has to wait the three cycles.  
18 I'm not stopping -- this resolution is not to stop anyone from  
19 putting a resolution on that they want. It's to, you know, stop  
20 abusing the system by putting the exact same resolution on time  
21 after time after time. That's it.

22  
23 **CHAIRPERSON FLEMING:**

24 Okay, thank you. Legislator Piccirillo.

25  
26 **LEG. PICCIRILLO:**

27 Thank you, Madam Chair. I just -- I'm kind of confused about just  
28 because something doesn't have support that we shouldn't resubmit  
29 it is perplexing to me, since the rules that we've all agreed to at  
30 our Organizational Meeting are there to protect the minority, which  
31 seems that this is targeted at. So I would -- not that it's  
32 targeted. I don't want to use that kind of pointed language.

33  
34 **LEG. BERLAND:**

35 It's not.

36  
37 **LEG. PICCIRILLO:**

38 That it may try to take off things that may not have total support  
39 but have support of the Minority Caucus. I just think that the  
40 rules are here to protect the minority and we have to protect the  
41 rules of the Legislature for those who are in power today may not  
42 be in power tomorrow. So, you know, I couldn't support this and I  
43 hope that no one else can either.

44  
45 **CHAIRPERSON FLEMING:**

46 Okay, thank you. Legislator Trotta.

47  
48 **LEG. PICCIRILLO:**

49 Thank you, Madam Chair.

50  
51 **LEG. TROTTA:**

52 I think this is a solution to a problem that doesn't exist. I  
53 mean, there might be one or two bills that are resubmitted, and if  
54 they're tabled, they're tabled. There is no great debate, there's  
55 no time-consuming thing here. This is about democracy. I mean, if  
56 we want to put a bill in and continue to have the bill in I don't

1 see why you shouldn't be able to, why you should have to wait two  
2 months. It's just, you know, this is the United States of America.  
3 It's a democracy. If I want to put a bill in and just table it, it  
4 doesn't take very long. There's not much argument at that point,  
5 so I can't support this either. Thank you.

6  
7 **CHAIRPERSON FLEMING:**

8 Thank you, Mr. Trotta. Legislator Berland, did you have your hand  
9 raised again? Legislator Berland.

10  
11 **LEG. BERLAND:**

12 Yes, I did, thank you. I just want to respond it's not targeted at  
13 anyone and it's meant to really make sure that we're not abusing  
14 the system. Yeah, you can, you know, you could put a piece of  
15 legislation on over and over and over and over again, but the  
16 problem is that you schedule public hearings and you have public  
17 hearings and you have people come in and they, you know, the debate  
18 is happening over the exact same thing every single time and  
19 there's not support to have that passed.

20  
21 So that being said, whoever the majority or the minority, whoever  
22 is putting something up, if they don't have the support for that,  
23 then they should -- they should put it on, it should go through the  
24 process, and if they're really putting it up in good faith where  
25 they're trying to make changes to something so that, you know, the  
26 rest of the Legislature can support it, then it could be put up  
27 again because it would be substantially changed. But to put the  
28 same thing over and over again without any changes to it, it's just  
29 trying to take advantage of the system. So it's not stopping it,  
30 it's just, you know, taking a breather and then to put it on again,  
31 if you so choose to put it on after the two cycles. So I think  
32 it's very fair. It's not stopping anyone from doing anything other  
33 than abusing the system. Thank you, Madam Chair.

34  
35 **CHAIRPERSON FLEMING:**

36 Sure. Legislator Kennedy.

37  
38 **LEG. KENNEDY:**

39 You just said two cycles. My question was is it still two cycles  
40 or did it move to three, so it's two cycles. And I --

41  
42 **LEG. BERLAND:**

43 After amending. You can put it off for a second cycle. I'm sorry.  
44 It's the third cycle.

45  
46 **LEG. KENNEDY:**

47 All right, so that's it. I can't support this bill because I do  
48 feel, first of all, that there's not the same discussion after it  
49 has been in for the first six months. It gets a public hearing  
50 again but it is not the same discussion, it's briefer, it's  
51 shorter, and it's tabled, mostly subject to call. I do feel that  
52 we're playing a little bit with our democracy and that we're  
53 decreasing transparency. Let people know that the minority gets  
54 blocked a lot of times, but that's it. Thank you.

1 **CHAIRPERSON FLEMING:**

2 Yeah, I can say I served as the only Democrat on a Town Board for a  
3 number of years and it was important to introduce legislation even  
4 knowing that it wouldn't be supported because it did offer an  
5 opportunity for discussion. I would say, however, though we have  
6 very lengthy meetings, we have robust discussions and I appreciate  
7 the adjustment based on the concerns that have been expressed that  
8 Legislator Berland made to the bill. So that if, for instance, the  
9 sponsor is responsive to community input, to input from your  
10 colleagues, that you reintroduce the bill. But I think it's just a  
11 question of how much debate, you know, that's going nowhere is  
12 welcome. And I have to say, in some systems the Presiding Officer  
13 has the ability to prevent introduction of certain legislation, so  
14 to have three cycles to talk about it I think is a fair compromise  
15 myself. So would anyone else like to be heard on the bill?  
16 Presiding Officer Calarco.

17  
18 **P.O. CALARCO:**

19 Thank you, Madam Chair. And just because you brought it up, and  
20 it's not something I'm asking for at all, but I know in Nassau  
21 County, unless the Presiding Officer agrees to put the resolution  
22 on the table it never gets a public anything. It just is a  
23 resolution that's drafted and that's that. We don't operate by  
24 that system and I don't think we should operate by that system, but  
25 I think there is a matter of figuring out what is reasonable in how  
26 many times the same exact resolution gets filed, the public  
27 hearings get published, which do cost us money to do. We have to  
28 advertise those every time there's a public hearing, etcetera.  
29 There should be some reasonableness to it.

30  
31 **CHAIRPERSON FLEMING:**

32 And that's not to say that there isn't a very valuable function in  
33 airing minority views, but there's a limit and there's a balance.  
34 So I appreciate the sponsor's responding with compromise to that.  
35 So if there's nothing further -- yes, Anthony.

36  
37 **LEG. PICCIRILLO:**

38 Madam Chair?

39  
40 **CHAIRMAN FLEMING:**

41 Yup.

42  
43 **LEG. PICCIRILLO:**

44 I'm sorry. Just a point of clarification at some of my colleagues.  
45 I just want to correct the record. We're not a democracy. We're a  
46 constitutional republic and the record needs to reflect that.  
47 Thank you.

48  
49 **CHAIRPERSON FLEMING:**

50 Okay. Legislator Donnelly, did I miss your hand?

51  
52 **LEG. DONNELLY:**

53 The Presiding Officer said -- I was just going to reference Nassau  
54 County. You know, I think it's a fair compromise. I think Sue's  
55 just trying to streamline the process. If bills want to be  
56 reintroduced, they certainly can. So I'll be supportive of it.

1 **CHAIRPERSON FLEMING:**

2 Understood. Thank you. Roll call.

3  
4 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

5  
6 **LEG. BERLAND:**

7 Yes.

8  
9 **D.P.O. HAHN:**

10 Yes.

11  
12 **CHAIRPERSON FLEMING:**

13 Yes.

14  
15 **LEG. KENNEDY:**

16 No.

17  
18 **LEG. TROTTA:**

19 No.

20  
21 **LEG. DONNELLY:**

22 Yes.

23  
24 **P.O. CALARCO:**

25 Yes.

26  
27 **MR. DUBOIS:**

28 Five.

29  
30 **CHAIRPERSON FLEMING:**

31 1223 is approved. *(Vote: 5-2-0-0 Opposed: Legislators Kennedy*  
32 *and Trotta. Presiding Officer Calarco is included in the vote)*

33  
34 *1253 - Appropriating funds in connection with improvements to Board*  
35 *of Elections (CP 1459) (Co. Exec.).* I believe we have Commissioner  
36 LaLota in the waiting room. I'm going to admit him. Good  
37 afternoon, Mr. LaLota. Welcome.

38  
39 **COMMISSIONER LALOTA:**

40 Thank you.

41  
42 **CHAIRPERSON FLEMING:**

43 So, 1253, appropriating funds in connection with improvements to  
44 the Board of Elections. Do I have a motion? Motion by Legislator  
45 Donnelly to approve. Seconded by Legislator Trotta. On the  
46 motion, we have Commissioner LaLota here. Does anyone have any  
47 questions for the Commissioner? Legislator Hahn.

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

50 If you can just summarize the general office improvements that are  
51 going to cost \$200,000.

52  
53 **COMMISSIONER LALOTA:**

54 Sure. I think I can divide them into four different categories;  
55 safety, security, operational efficiency and accessibility. As  
56 many of you know, the building here in Yaphank is a quite old

1 building, but we still get a lot of foot traffic. Not only our 123  
2 employees, but hundreds of inspectors come here to train each year  
3 and we have numerous voters who come here to utilize our service as  
4 well, and there is a bit of disparity between the usage of our  
5 building and how well kept it is. And the funds would go to  
6 improve the areas I mentioned earlier.

7  
8 **CHAIRWOMAN FLEMING:**

9 Legislator Hahn, do you have anything further?

10  
11 **D.P.O. HAHN:**

12 I figured he probably prepared something and wanted to say it.

13  
14 **CHAIRWOMAN FLEMING:**

15 Does anyone else on the motion or any questions for Mr. LaLota?  
16 Roll call.

17  
18 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

19  
20 **LEG. DONNELLY:**

21 Yes.

22  
23 **LEG. TROTТА:**

24 Yes.

25  
26 **CHAIRPERSON FLEMING:**

27 Yes.

28  
29 **LEG. BERLAND:**

30 Yes.

31  
32 **D.P.O. HAHN:**

33 Yes.

34  
35 **LEG. KENNEDY:**

36 Yes.

37  
38 **P.O. CALARCO:**

39 Yes.

40  
41 **MR. DUBOIS:**

42 Seven.

43  
44 **CHAIRPERSON FLEMING:**

45 That is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco is*  
46 *included in the vote)*. Thank you, Commissioner. And we'll move  
47 on.

48  
49 *So 1258 - Sale of County owned real estate pursuant to Section 72-h*  
50 *of the General Municipal Law to Town of Brookhaven - Mastic-Shirley*  
51 *Conservation Area (76 Parcels)(Co. Exec.).*

52  
53 I will make a motion to approve.

54  
55 **LEG. DONNELLY:**

56 I'll second it.

1 **CHAIRPERSON FLEMING:**

2 Seconded by Legislator Donnelly. Anyone on the motion? I'd ask  
3 that I be listed as a cosponsor. Roll call.

4  
5 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

6  
7 **CHAIRPERSON FLEMING:**

8 Yes.

9  
10 **LEG. DONNELLY:**

11 Yes.

12  
13 **LEG. BERLAND:**

14 Yes.

15  
16 **D.P.O. HAHN:**

17 Yes.

18  
19 **LEG. KENNEDY:**

20 Yes.

21  
22 **LEG. TROTTA:**

23 Yes.

24  
25 **P.O. CALARCO:**

26 Yes.

27  
28 **MR. DUBOIS:**

29 Seven.

30  
31 **CHAIRPERSON FLEMING:**

32 1258 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco is*  
33 *included in the vote).*

34  
35 *1266 - Authorizing certain technical correction to Adopted*  
36 *Resolution No. 926-2020 (CP 8182) (Co. Exec.). And this is*  
37 *appropriate for the Consent Calendar if I can get that motion.*

38  
39 **LEG. BERLAND:**

40 Motion.

41  
42 **CHAIRPERSON FLEMING:**

43 Motion from Legislator Berland to approve and place on the Consent  
44 Calendar. Seconded by Legislator Hahn. Roll call.

45  
46 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

47  
48 **LEG. BERLAND:**

49 Yes.

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

52 Yes.

53  
54 **CHAIRPERSON FLEMING:**

55 Yes.

1 LEG. KENNEDY:

2 Yes.

3

4 LEG. TROTТА:

5 Yes.

6

7 LEG. DONNELLY:

8 Yes.

9

10 P.O. CALARCO:

11 Yes.

12

13 MR. DUBOIS:

14 Seven.

15

16 CHAIRPERSON FLEMING:

17 And that motion -- 1266 is approved. *(Vote: 7-0-0-0. Presiding*  
18 *Officer Calarco is included in the vote).*

19

20 *1271 - Authorizing the sale, pursuant to Local Law No. 16-1976, of*  
21 *real property acquired under Section 46 of the Suffolk County Tax*  
22 *Act Marino Mazzei (SCTM No. 0200-975.80-03.00-011.000) (Co. Exec.).*

23 Can we do same? Same motion, same second. Roll call.

24

25 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

26

27 LEG. BERLAND:

28 Yes.

29

30 D.P.O. HAHN:

31 Yes.

32

33 CHAIRPERSON FLEMING:

34 Yes.

35

36 LEG. KENNEDY:

37 Yes.

38

39 LEG. TROTТА:

40 Yes.

41

42 LEG. DONNELLY:

43 Yes.

44

45 P.O. CALARCO:

46 Yes.

47

48 MR. DUBOIS:

49 Seven.

50

51 CHAIRPERSON FLEMING:

52 1271 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco is*  
53 *included in the vote).*

54

55 *1272 - Authorizing the sale, pursuant to Local Law No. 16-1976, of*  
56 *real property acquired under Section 46 of the Suffolk County Tax*

1 **Act Gerald Chris Oster (SCTM No. 0500-307.00-04.00-041.000) (Co.**  
2 **Exec.).** We'll take the same motion, same second. Roll call.

3  
4 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

5  
6 **LEG. BERLAND:**  
7 Yes.

8  
9 **D.P.O. HAHN:**  
10 Yes.

11  
12 **CHAIRPERSON FLEMING:**  
13 Yes.

14  
15 **LEG. KENNEDY:**  
16 Yes.

17  
18 **LEG. TROTТА:**  
19 Yes.

20  
21 **LEG. DONNELLY:**  
22 Yes.

23  
24 **P.O. CALARCO:**  
25 Yes.

26  
27 **MR. DUBOIS:**  
28 Seven.

29  
30 **CHAIRPERSON FLEMING:**  
31 1272 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco is*  
32 *included in the vote).* We have quite a few here where we can do  
33 the same motion, same second, so if anybody doesn't want to follow  
34 that, just pipe up. Otherwise, we will move along.

35  
36 So 1273 - *Authorizing the sale, pursuant to Local Law No. 16-1976,*  
37 *of real property acquired under Section 46 of the Suffolk County*  
38 *Tax Act Leonardo Bonanno (SCTM Nos. 0100-190.00-05.00-124.000 and*  
39 *125.000) (Co. Exec.).* Same motion, same second. Roll call.

40  
41 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

42  
43 **LEG. BERLAND:**  
44 Yes.

45  
46 **D.P.O. HAHN:**  
47 Yes.

48  
49 **CHAIRPERSON FLEMING:**  
50 Yes.

51  
52 **LEG. KENNEDY:**  
53 Yes.

54  
55 **LEG. TROTТА:**  
56 Yes.



1 LEG. DONNELLY:

2 Yes.

3

4 P.O. CALARCO:

5 Yes.

6

7 MR. DUBOIS:

8 Seven.

9

10 CHAIRPERSON FLEMING:

11 1273 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco is*  
12 *included in the vote).*

13

14 *1274 - Authorizing the sale, pursuant to Local Law No. 16-1976, of*  
15 *real property acquired under Section 46 of the Suffolk County Tax*  
16 *Act Hans C. Ochs, Administrator to the Estate of Hans K. Ochs (SCTM*  
17 *No. 0400-137.00-02.00-038.000) (Co. Exec.). Same motion, same*  
18 *second. Roll call.*

19

20 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

21

22 LEG. BERLAND:

23 Yes.

24

25 D.P.O. HAHN:

26 Yes.

27

28 CHAIRPERSON FLEMING:

29 Yes.

30

31 LEG. KENNEDY:

32 Yes.

33

34 LEG. TROTТА:

35 Yes.

36

37 LEG. DONNELLY:

38 Yes.

39

40 P.O. CALARCO:

41 Yes.

42

43 MR. DUBOIS:

44 Seven.

45

46 CHAIRPERSON FLEMING:

47 1274 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco is*  
48 *included in the vote).*

49

50 *1275 - Authorizing the sale, pursuant to Local Law No. 16-1976, of*  
51 *real property acquired under Section 46 of the Suffolk County Tax*  
52 *Act Caster Howard, Jr., Doris Gayle Mohammed, Ursula Lynn Howard,*  
53 *Cynthia Lynn Graham and Aaron Caster McCrae Howard, as Heirs to the*  
54 *Estate of Sylvia Faye Howard (SCTM No.*  
55 *0102-002.00-01.00-025.000) (Co. Exec.). Same motion, same second.*  
56 *Roll call.*

(Roll Called by Dan Dubois - Chief Deputy Clerk)

1  
2  
3 **LEG. BERLAND:**

4 Yes.

5  
6 **D.P.O. HAHN:**

7 Yes.

8  
9 **CHAIRPERSON FLEMING:**

10 Yes.

11  
12 **LEG. KENNEDY:**

13 Yes.

14  
15 **LEG. TROTТА:**

16 Yes.

17  
18 **LEG. DONNELLY:**

19 Yes.

20  
21 **P.O. CALARCO:**

22 Yes.

23  
24 **MR. DUBOIS:**

25 Seven.

26  
27 **CHAIRPERSON FLEMING:**

28 1275 is approved. (Vote: 7-0-0-0. Presiding Officer Calarco is  
29 included in the vote).

30  
31 **1276 - Authorizing the sale, pursuant to Local Law No. 16-1976, of**  
32 **real property acquired under Section 46 of the Suffolk County Tax**  
33 **Act Thomas J. Gartland and David H. Gartland, Co-Executors of the**  
34 **Estate of Sara E. Gartland (SCTM Nos. 0400-199.00-01.00-141.000 and**  
35 **142.000) (Co. Exec.). Same motion, same second. Roll call.**

36  
37 (Roll Called by Dan Dubois - Chief Deputy Clerk)

38  
39 **LEG. BERLAND:**

40 Yes.

41  
42 **LEG. HAHN:**

43 Yes.

44  
45 **CHAIRPERSON FLEMING:**

46 Yes.

47  
48 **LEG. KENNEDY:**

49 Yes.

50  
51 **LEG. TROTТА:**

52 Yes.

53  
54 **LEG. DONNELLY:**

55 Yes.

1 **P.O. CALARCO:**

2 Yes.

3  
4 **MR. DUBOIS:**

5 Seven.

6  
7 **CHAIRPERSON FLEMING:**

8 1276 is approved. (*Vote: 7-0-0-0. Presiding Officer Calarco is*  
9 *included in the vote*).

10  
11 *1277 - Authorizing the sale, pursuant to Local Law No. 16-1976, of*  
12 *real property acquired under Section 46 of the Suffolk County Tax*  
13 *Act Alex Paul and Sacoya Levins (SCTM No.*

14 *0100-014.00-06.00-046.000) (Co. Exec.). Same motion, same second.*  
15 Roll call.

16  
17 (*Roll Called by Dan Dubois - Chief Deputy Clerk*)

18  
19 **LEG. BERLAND:**

20 Yes.

21  
22 **D.P.O. HAHN:**

23 Yes.

24  
25 **CHAIRPERSON FLEMING:**

26 I think I just heard someone say no. Was that a vote or -- Susan,  
27 you voted yes on that, right?

28  
29 **LEG. BERLAND:**

30 I did, but I heard something else at the same time. But I said  
31 yes.

32  
33 **CHAIRWOMAN FLEMING:**

34 Okay. Did someone else want to be heard?

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

37 I was confused, too. I heard it, too.

38  
39 **CHAIRPERSON FLEMING:**

40 Is there someone else who'd like to be heard on this 1278? I think  
41 it was just some interference. So we are in the roll call, Mr.  
42 Dubois. Thanks.

43  
44 (*Roll Call continued*)

45  
46 **CHAIRPERSON FLEMING:**

47 Yes.

48  
49 **LEG. KENNEDY:**

50 Yes.

51  
52 **LEG. TROTTA:**

53 Yes.

54  
55 **LEG. DONNELLY:**

56 Yes.

1 **P.O. CALARCO:**

2 Yes.

3  
4 **MR. DUBOIS:**

5 Seven.

6  
7 **CHAIRPERSON FLEMING:**

8 1278 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco is*  
9 *included in the vote).* 1279, Authorizing the sale --

10  
11 **LEG. BERLAND:**

12 No, that was 77.

13  
14 **CHAIRPERSON FLEMING:**

15 1277 was approved. *1278 - Authorizing the sale, pursuant to Local*  
16 *Law No. 16-1976, of real property acquired under Section 46 of the*  
17 *Suffolk County Tax Act Maria Geraldine Carey As Administrator to*  
18 *the Estate of Rose Bagley (SCTM No. 0100-193.00-04.00-026.001) (Co.*  
19 *Exec.).* Same motion, same second. Roll call.

20  
21 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

22  
23 **LEG. BERLAND:**

24 Yes.

25  
26 **D.P.O. HAHN:**

27 Yes.

28  
29 **CHAIRPERSON FLEMING:**

30 Yes.

31  
32 **LEG. KENNEDY:**

33 Yes.

34  
35 **LEG. TROTTA:**

36 Yes.

37  
38 **LEG. DONNELLY:**

39 Yes.

40  
41 **P.O. CALARCO:**

42 Yes.

43  
44 **MR. DUBOIS:**

45 Seven.

46  
47 **CHAIRPERSON FLEMING:**

48 And 1278 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco*  
49 *is included in the vote).*

50  
51 *1279 - Authorizing the sale, pursuant to Local Law No. 16-1976, of*  
52 *real property acquired under Section 46 of the Suffolk County Tax*  
53 *Act Robert S. Phillips and Linda B. Phillips, his wife (SCTM No.*  
54 *0800-046.00-02.00-008.001) (Co. Exec.).* Same motion, same second.  
55 Roll call.

56 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

1 LEG. BERLAND:

2 Yes.

3

4 D.P.O. HAHN:

5 Yes.

6

7 CHAIRPERSON FLEMING:

8 Yes.

9

10 LEG. KENNEDY:

11 Yes.

12

13 LEG. TROTТА:

14 Yes.

15

16 LEG. DONNELLY:

17 Yes.

18

19 P.O. CALARCO:

20 Yes.

21

22 MR. DUBOIS:

23 Seven.

24

25 CHAIRPERSON FLEMING:

26 1279 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco is*  
27 *included in the vote).*

28

29 *1287 - Authorizing the sale, pursuant to Local Law No. 16-1976, of*  
30 *real property acquired under Section 46 of the Suffolk County Tax*  
31 *Act Joseph Cruz and Christine Cruz (SCTM No.*

32 *0100-173.00-01.00-133.000) (Co. Exec.). Same motion, same second.*  
33 *Roll call.*

34

35 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

36

37 LEG. BERLAND:

38 Yes.

39

40 D.P.O. HAHN:

41 Yes.

42

43 CHAIRPERSON FLEMING:

44 Yes.

45

46 LEG. KENNEDY:

47 Yes.

48

49 LEG. TROTТА:

50 Yes.

51

52 LEG. DONNELLY:

53 Yes.

54

55 P.O. CALARCO:

56 Yes.

1 **MR. DUBOIS:**

2 Seven.

3  
4 **CHAIRPERSON FLEMING:**

5 And 1287 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco*  
6 *is included in the vote).*

7  
8 **1318 - Authorizing certain technical correction to Adopted**  
9 **Resolution No. 128-2021 (Co. Exec.).**

10  
11 This is also appropriate for the Consent Calendar. So if it's  
12 okay, we'll do same motion, same second and roll call.

13  
14 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

15  
16 **LEG. BERLAND:**

17 Yes.

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

20 Yes.

21  
22 **CHAIRPERSON FLEMING:**

23 Yes.

24  
25 **LEG. KENNEDY:**

26 Yes.

27  
28 **LEG. TROTTA:**

29 Yes.

30  
31 **LEG. DONNELLY:**

32 Yes.

33  
34 **P.O. CALARCO:**

35 Yes.

36  
37 **MR. DUBOIS:**

38 Seven.

39  
40 **CHAIRPERSON FLEMING:**

41 1318 is approved. *(Vote: 7-0-0-0. Presiding Officer Calarco is*  
42 *included in the vote).*

43  
44 **1327 - Directing the Suffolk County Clerk to waive fees related to**  
45 **the modification of deeds containing racial or religious**  
46 **restrictive covenants (Richberg).**

47  
48 **LEG. BERLAND:**

49 Motion.

50  
51 **CHAIRPERSON FLEMING:**

52 Motion by Legislator Berland to approve. I see your hand is  
53 raised, Leslie. We have a second by Legislator Hahn. And on the  
54 motion, Legislator Kennedy.

1 **LEG. KENNEDY:**

2 I just -- I am fine with this bill. Who is doing the exact changes  
3 on the deed, a private attorney? Because I don't know if the  
4 Clerk's Office can do that.

5  
6 **MS. SIMPSON:**

7 This bill is actually amended on Monday so that the deed itself is  
8 not being changed until it is conveyed to the next owner. So it  
9 will be that they will receive a form from the current owner  
10 requesting that unenforceable covenants be removed from the deed if  
11 they're applicable.

12  
13 **LEG. KENNEDY:**

14 That's great. Thank you.

15  
16 **CHAIRPERSON FLEMING:**

17 Thank you, Legislator Kennedy. I have a question, too. Do we know  
18 how many deeds still contain --

19  
20 **LEG. KENNEDY:**

21 A lot.

22  
23 **CHAIRPERSON FLEMING:**

24 -- these incredibly offensive --

25  
26 **MS. SIMPSON:**

27 Unfortunately a large number, which I don't have the numbers off  
28 the top of my head, but there's a lot of deeds with these.

29  
30 **LEG. RICHBERG:**

31 If I may, Madam Chair.

32  
33 **CHAIRPERSON FLEMING:**

34 Oh, here is the sponsor. Legislator Richberg.

35  
36 **LEG. RICHBERG:**

37 Thank you. I apologize, but thank you for allowing the deference  
38 to come to committee. So there's an insurmountable amount. There  
39 is no clue of how many because this dates back, you know, possibly  
40 to the 1800's. There definitely was some things done in the 1950's  
41 when properties were conveyed. So this just an ability, instead of  
42 having a deluge, to get them as they come in instead of trying to  
43 have, you know, 10,000 people show up to the Clerk's Office at one  
44 time.

45  
46 **CHAIRPERSON FLEMING:**

47 That's amazing and horrifying and I'm glad you're taking this on,  
48 Jason. We have a couple of folks from Real Estate here, well, from  
49 the County Attorney's Office, Ms. Seidman, and Director Joyner from  
50 Real Estate. Do either of you want -- were either of you here to  
51 weigh in on this bill or would you like to be heard? I understand,  
52 Phyllis, that you had some concerns or County Attorney's Office had  
53 some concerns that our Counsel responded to. Anything you want to  
54 be heard on?

1 **MS. SEIDMAN:**

2 No -- can you hear me?

3  
4 **CHAIRPERSON FLEMING:**

5 Yes, loud and clear.

6  
7 **MS. SEIDMAN:**

8 Yes. So I -- we did send some comments to Sarah and I think we  
9 just wanted to make a point that there is a Chapter Law in the  
10 County Code that does talk about fees for the County Clerk's  
11 Office, and we thought potentially that might be the place where  
12 something like this should live so there's no confusion about what  
13 the County Clerk is charging fees for and what the County Clerk is  
14 waiving in terms of fees for filing. And that's Chapter 688 of the  
15 Code. So, you know, we thought, you know, apart from the substance  
16 which we had no issue with, we just thought technically there was  
17 some things that maybe we could consider.

18  
19 **MS. SIMPSON:**

20 Phyllis, I don't recall the fee -- where the fee waiver should live  
21 being something that was communicated in my email. I'll have to  
22 double check.

23  
24 **MS. SEIDMAN:**

25 Oh, okay. I thought it was. If not, I just thought, you know,  
26 when the public has information in different places, you know, for  
27 clarity's sake we thought it should be in one place.

28  
29 **CHAIRPERSON FLEMING:**

30 Is there the possibility of moving this one along and then looking  
31 at an amendment to the local law to respond to your concern,  
32 Phyllis, as like a companion bill?

33  
34 **MS. SEIDMAN:**

35 You know, I guess it's certainly up to you as the Legislature  
36 whether you want to, you know, move it along. I certainly wouldn't  
37 want to hold it back if that's the will of the Legislature. And,  
38 you know, I thought maybe even the Clerk would weigh in on whether  
39 that was an appropriate place for this to be, but it can certainly  
40 be amended if people are agreeable to putting it in that section.

41  
42 **CHAIRPERSON FLEMING:**

43 Okay. Jason, what is your pleasure?

44  
45 **LEG. RICHBERG:**

46 I mean, this is the first I'm hearing of this.

47  
48 **MS. SEIDMAN:**

49 You know, I will check on that. I thought we had made that comment  
50 to Sarah. I'm sorry if I didn't send the comments to Sarah. So  
51 I'm sorry if there was confusion on that.

52  
53 **LEG. RICHBERG:**

54 I mean, I would say it would be my preference to move this along,  
55 and if we have to make adjustments to the Code that we do that in a  
56 separate bill, but that's my preference.



1 **MS. SEIDMAN:**

2 Okay.

3

4 **CHAIRPERSON FLEMING:**

5 All right. And we have a motion and a second. Does anyone else  
6 want to be heard on the motion? Mr. Trotta.

7

8 **LEG. TROTTA:**

9 I may be naive, but what -- like what do some of these things say?  
10 What is this?

11

12 **LEG. RICHBERG:**

13 You cannot sell to a person who has this religion, you cannot sell  
14 to a person who is a Negroid, you cannot sell to a person --

15

16 **LEG. TROTTA:**

17 Seriously?

18

19 **LEG. RICHBERG:**

20 Yes. You cannot sell to a person who does not worship to this.  
21 There are a number -- there cannot be -- and there are also  
22 covenants in neighborhoods as well.

23

24 **LEG. TROTTA:**

25 So what we're doing is waiving the fee to get those words taken  
26 out.

27

28 **LEG. RICHBERG:**

29 Yes, because what would happen is if someone would sell, let's say  
30 you wanted to sell your house to me and this is, you know, 1940.  
31 And let's say I wanted to move up to your neighborhood and you want  
32 to sell to me. First of all, there would be a lot of restrictions.  
33 Somebody would come down and say you're not selling to him, and  
34 there would be something on your deed that said you cannot sell to  
35 a Negroid person.

36

37 **LEG. TROTTA:**

38 Seriously?

39

40 **LEG. BERLAND:**

41 Yeah.

42

43 **LEG. TROTTA:**

44 This still exists today?

45

46 **LEG. BERLAND:**

47 Yes.

48

49 **LEG. RICHBERG:**

50 Yes.

51

52 **LEG. TROTTA:**

53 And we're not -- and this is just a real charge to take, otherwise  
54 we charge \$635, right, or something --

55

56

1 **LEG. RICHBERG:**

2 To take this off. For something which could be, like let's say  
3 it's on your, I mean, I don't know what your deed looks like, but  
4 I'm not going to beat up on you. Let's say it's on Tom's deed,  
5 right. Sorry, Tom, but I didn't want to beat up on Rob. And let's  
6 say he wants to give his house to his daughter, and he finds out  
7 that this thing is on his deed to his house. So she could be  
8 living there, married to someone who is Jewish, right, and, you  
9 know, according to the covenant he couldn't -- that person couldn't  
10 be living there.

11  
12 **LEG. TROTТА:**

13 This is on the deeds of houses?

14  
15 **MS. SIMPSON:**

16 It's on the deeds. They were rendered unenforceable by the Fair  
17 Housing Act of 1968. The issue is is even though they were  
18 rendered unenforceable, they're still technically written on the  
19 deeds.

20  
21 **LEG. TROTТА:**

22 Okay. So this is just if the homeowner wants to take it off the  
23 deed.

24  
25 **MS. SIMPSON:**

26 Correct, so that people don't have to be offended by the fact that  
27 their deed says that they technically can't live in their house  
28 anymore.

29  
30 **LEG. TROTТА:**

31 Never ceases to amaze me. Luckily I don't, you know, it's long  
32 enough ago that I don't know about it. It's one good thing, I  
33 guess. All right. I have no problem.

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

36 It's systemic racism.

37  
38 **LEG. RICHBERG:**

39 Rob, I'd love to sit down and have a conversation with you about  
40 systemic racism over a beer one day.

41  
42 **CHAIRPERSON FLEMING:**

43 I think we've seen some of the Newsday coverage recently that it's  
44 not such an historic artifact. In fact, a lot of this stuff  
45 persists. So, thank you, Jason, for bringing it to our attention.  
46 I think Legislator Berland wanted to be heard. Susan?

47  
48 **LEG. BERLAND:**

49 Yes, thank you, Madam Chair. I wanted to thank Legislator Richberg  
50 for bringing this legislation forward. Legislator Trotta, you  
51 should know when my parents were looking to move to Long Island  
52 they were specifically told in numerous communities in Nassau  
53 County that the deeds prohibited them from -- people from selling  
54 to them because they were Jewish and they were not allowed to live  
55 in those neighborhoods that they wanted to live in. So they, you  
56 know, were on the deeds then and, you know, the problem is that

1 they still exist on the deeds.

2  
3 **LEG. TROTТА:**

4 When the house is sold are they automatically taken off? Was that  
5 stuff taken off?

6  
7 **MS. SIMPSON:**

8 Not right now.

9  
10 **LEG. BERLAND:**

11 No. That's the problem, that it persists, that these covenants and  
12 restrictions, they're unenforceable but they were made part of the  
13 deeds for lots of communities.

14  
15 **LEG. TROTТА:**

16 How did you find this out?

17  
18 **LEG. BERLAND:**

19 Well, I knew for a fact from my parents when, you know, it was like  
20 hey, why did you settle in Jericho? Well, we really wanted to live  
21 in, I don't want to say the neighborhood, you know, but they really  
22 wanted to live in Garden City and Garden City and those houses,  
23 those beautiful, manicured houses along that road, you know, they  
24 asked my parents, you know, what is your religion? Are you  
25 Protestant is really what they asked them. And my father told the  
26 story that he said, "No, we're Jewish." And they said, "Oh, no, we  
27 can't sell to you because there are covenants and restrictions  
28 preventing us from selling to you in our deeds." You know, and my  
29 parents ended up in Jericho.

30  
31 **LEG. TROTТА:**

32 I didn't know this.

33  
34 **LEG. RICHBERG:**

35 And just for the record, Madam Chair, if I may add. This is not  
36 just my idea. Legislator Gonzalez and I have been working  
37 collaboratively on this and Legislator Berland has joined in as  
38 well, because we all know people personally who have seen this on  
39 their deeds. And I, going to school in Ohio, sir, I will say that  
40 you would be surprised of what's still on the deeds.

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

43 I'd like to cosponsor. I did email the Clerk, but I want to put  
44 that on the record. Thank you, Jason, for this bill.

45  
46 **CHAIRPERSON FLEMING:**

47 Anyone else? Okay, we have a motion and a second. Roll call.

48  
49 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

50  
51 **LEG. BERLAND:**

52 Yes.

53  
54 **D.P.O. HAHN:**

55 Yes.

1 **CHAIRPERSON FLEMING:**

2 Yes and please list me as a cosponsor.

3

4 **LEG. KENNEDY:**

5 Yes.

6

7 **LEG. TROTТА:**

8 Yes and cosponsor.

9

10 **LEG. DONNELLY:**

11 Yes.

12

13 **P.O. CALARCO:**

14 Yes and cosponsor.

15

16 **MR. DUBOIS:**

17 Seven.

18

19 **LEG. RICHBERG:**

20 Thank you to my colleagues.

21

22 **LEG. SPENCER:**

23 Please list me as a cosponsor although I'm not on the committee.

24 Thank you.

25

26 **MR. DUBOIS:**

27 Will do.

28

29 **CHAIRPERSON FLEMING:**

30 That was Legislator Spencer. Okay, thank you. 1327 is approved.

31 *(Vote: 7-0-0-0. Presiding Officer Calarco is included in the*

32 *vote).*

33

34 **1330 - Authorizing certain technical correction to Adopted**

35 **Resolution No. 75-2021 (Co. Exec).** I'll make a motion to approve

36 for the Consent Calendar.

37

38 **LEG. BERLAND:**

39 Second.

40

41 **CHAIRPERSON FLEMING:**

42 Seconded by Legislator Berland. Anyone on the motion? Roll call.

43

44 *(Roll Called by Dan Dubois - Chief Deputy Clerk)*

45

46 **CHAIRPERSON FLEMING:**

47 Yes.

48

49 **LEG. BERLAND:**

50 Yes.

51

52 **D.P.O. HAHN:**

53 Yes.

54

55 **LEG. KENNEDY:**

56 Yes.

1 **LEG. TROTTA:**

2 Yes.

3

4 **LEG. DONNELLY:**

5 Yes.

6

7 **P.O. CALARCO:**

8 Yes.

9

10 **MR. DUBOIS:**

11 Seven.

12

13 **CHAIRPERSON FLEMING:**

14 And 1330 is approved. (*Vote: 7-0-0-0. Presiding Officer Calarco*  
15 *is included in the vote*).

16

17 Director Joyner, thank you for joining us, and it looks like with  
18 all these Local Law 16's you've gotten very, very busy in your  
19 office.

20

21 **DIRECTOR JOYNER:**

22 Yes, quite.

23

24 **CHAIRPERSON FLEMING:**

25 I don't know if you wanted to be heard on anything, but we're at  
26 the end of our agenda.

27

28 **DIRECTORY JOYNER:**

29 No. I thank you for recognizing me, and everything has been  
30 seamless and I don't need to go into any depth, so thank you.

31

32 **CHAIRPERSON FLEMING:**

33 Thank you very much. We have no Procedural Motions, we have no  
34 Executive Session today. So if there is nothing further, thank you  
35 all, ladies and gentlemen. The committee is adjourned.

36

37 (*\*The committee was adjourned at 1:13 p.m.\**)

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