

1. County Legislative Full Meeting Public Notice 01-22-2024

Documents:

[1-22-24 FULL LEG MEETING.PDF](#)

2. County Legislative Full Meeting Legislative Calendar 01-22-2024

Documents:

[1-22-24.PDF](#)

3. County Legislative Full Meeting Proposed Ordinances 01-22-2024

Documents:

[PROPOSED ORD. 1-24.PDF](#)
[PROPOSED ORD. 2-24.PDF](#)
[PROPOSED ORD. 3-24.PDF](#)
[PROPOSED ORD. 4-24.PDF](#)

4. County Legislative Full Meeting Proposed Resolutions 01-22-2024

Documents:

[PROPOSED RES. 1-24.PDF](#)
[PROPOSED RES. 2-24.PDF](#)
[PROPOSED RES. 3-24.PDF](#)
[PROPOSED RES. 5-24.PDF](#)
[PROPOSED RES. 4-24.PDF](#)
[PROPOSED RES. 6-24.PDF](#)



PUBLIC NOTICE

PLEASE TAKE NOTICE THAT

THE NASSAU COUNTY LEGISLATURE WILL HOLD

A FULL SESSION OF THE LEGISLATURE

ON

MONDAY, JANUARY 22, 2024 AT 1:00PM

IN

**THE PETER J. SCHMITT MEMORIAL LEGISLATIVE CHAMBER
THEODORE ROOSEVELT EXECUTIVE AND LEGISLATIVE BUILDING
1550 FRANKLIN AVENUE, MINEOLA, NEW YORK 11501**

Mineola, NY As per the Nassau County Fire Marshal's Office, the Peter J. Schmitt Memorial Legislative Chamber has a maximum occupancy of 200 people.

Attendees who would like to address the Legislature must submit a slip to the Clerk's office staff. Public comment is limited to three minutes per person. At meetings of the full Legislature, public comment will be heard only during the pre-calendar public comment period and during public hearings that are on the calendar. At meetings of the Legislature's committees, there is no pre-calendar public comment period. Public comment will be heard on agenda items. Public comment on any item may be emailed to the Clerk of the Legislature at LegPublicComment@nassaucountyny.gov and will be made part of the formal record of this Legislative meeting.

The Nassau County Legislature is committed to making its public meetings accessible to individuals with disabilities and every reasonable accommodation will be made so that they can participate. Please contact the Office of the Clerk of the Legislature at 571-4252, or the Nassau County Office for the Physically Challenged at 227-7101 or TDD Telephone No. 227-8989 if any assistance is needed. Every Legislative meeting is streamed live on <http://www.nassaucountyny.gov/agencies/Legis/index.html>

MICHAEL C. PULITZER
Clerk of the Legislature
Nassau County, New York

DATED: January 12, 2024
Mineola, NY

**Scan the QR code to submit written public comment,
which will be incorporated into the record of this meeting.**



LEGISLATIVE CALENDAR

NASSAU COUNTY LEGISLATURE
FIRST MEETING
FIRST MEETING OF 2024

MINEOLA, NEW YORK
JANUARY 22, 2024 1:00PM
PRESENTATIONS/PUBLIC COMMENT 1:00PM
LEGISLATIVE CALENDAR 2:00PM

As per the Nassau County Fire Marshal's Office, the Peter J. Schmitt Memorial Legislative Chamber has a maximum occupancy of 200 people.

Attendees who would like to address the Legislature must submit a slip to the Clerk's office staff. Public comment is limited to three minutes per person. At meetings of the full Legislature, public comment will be heard only during the pre-calendar public comment period and during public hearings that are on the calendar. At meetings of the Legislature's committees, there is no pre-calendar public comment period. Public comment will be heard on agenda items. Public comment on any item may be emailed to the Clerk of the Legislature at LegPublicComment@nassaucountyny.gov and will be made part of the formal record of this Legislative meeting.

The Nassau County Legislature is committed to making its public meetings accessible to individuals with disabilities and every reasonable accommodation will be made so that they can participate. Please contact the Office of the Clerk of the Legislature at 571-4252, or the Nassau County Office for the Physically Challenged at 227-7101 or TDD Telephone No. 227-8989 if any assistance is needed. Every Legislative meeting is streamed live on <http://www.nassaucountyny.gov/agencies/Legis/index.html>

**Scan the QR code to submit written public comment,
which will be incorporated into the record of this meeting.**



EVERY LEGISLATIVE MEETING IS STREAMED LIVE ON
<http://www.nassaucountyny.gov/agencies/Legis/index.html>

1. **ORDINANCE NO. 1-2024**

AN ORDINANCE SUPPLEMENTAL TO AN APPROPRIATION ORDINANCE IN CONNECTION WITH TRAFFIC SAFETY BOARD. 8-24(OMB)

2. **ORDINANCE NO. 2-2024**

AN ORDINANCE SUPPLEMENTAL TO AN APPROPRIATION ORDINANCE IN CONNECTION WITH THE HEALTH DEPARTMENT. 9-24(OMB)

3. **ORDINANCE NO. 3-2024**

AN ORDINANCE SUPPLEMENTAL TO AN APPROPRIATION ORDINANCE IN CONNECTION WITH THE MEDICAL EXAMINER. 10-24(OMB)

4. **ORDINANCE NO. 4-2024**

AN ORDINANCE SUPPLEMENTAL TO AN APPROPRIATION ORDINANCE IN CONNECTION WITH THE OFFICE OF EMERGENCY MANAGEMENT. 11-24(OMB)

5. **RESOLUTION NO. 1-2024**

A RESOLUTION RATIFYING A MEMORANDUM OF AGREEMENT MAKING CERTAIN AMENDMENTS TO THE COLLECTIVE BARGAINING AGREEMENT BETWEEN THE COUNTY OF NASSAU AND NASSAU COMMUNITY COLLEGE, AS JOINT EMPLOYERS, AND THE NASSAU COMMUNITY COLLEGE FEDERATION OF TEACHERS. 12-24(CE)

6. **RESOLUTION NO. 2-2024**

A RESOLUTION TO AUTHORIZE THE RELEASE OF THE SURETY BOND AND ESCROW DEPOSIT COVERING IMPROVEMENTS ON THE “MAP OF COUNTRY POINTE VILLAS AT EAST MEADOW” SITUATED IN EAST MEADOW, TOWN OF HEMPSTEAD, COUNTY OF NASSAU, NEW YORK. 2-24(PW)

7. **RESOLUTION NO. 3-2024**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *PERALTA V. COUNTY OF NASSAU, ET AL.* INDEX NO. 606439/2020, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 3-24(AT)

8. **RESOLUTION NO. 4-2024**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *EIDEN V. COUNTY OF NASSAU, ET AL.*, CASE NO. 2:19- CV-03876-JMA-SIL, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 4-24(AT)

9. **RESOLUTION NO. 5-2024**

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *KARZAI V. TOWN OF OYSTER BAY, ET AL.*, INDEX NO. 611904/2017, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE. 6-24(AT)

10.

RESOLUTION NO. 6-2024

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS
HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2024. 1-24(OMB)

NOTICE IS HEREBY GIVEN that the Nassau County Executive has executed the following personal service contracts, copies of which are on file with the Office of the Clerk of the Nassau County Legislature. These contracts are listed for informational purposes only.

County of Nassau acting on behalf of Housing and Homeless Services and City of Long Beach.
RE: CDBG 49th Yr. \$330,000.00. ID#CQHI23000045.

County of Nassau acting on behalf of Human Services and City of Glen Cove.
RE: YOUTH DEVELOPMENT. \$18,968.00 ID#CQHS23000072.

County of Nassau acting on behalf of Human Services and North Shore Central School District.
RE: YDA- Education. \$98,654.00 ID#CQHS23000080

County of Nassau acting on behalf of Human Services and Mental Health Association of Nassau County, Inc. RE: OMH- Education and Training. \$287,901.00 ID#CQHS23000081.

County of Nassau acting on behalf of Human Services and Mental Health Association of Nassau County, Inc. RE: OMH- Veterans Peer- to- Peer. \$245,000.00 ID#CQHS23000076.

County of Nassau acting on behalf of the Housing and Homeless Services and Circulo de la Hispanidad. RE: CDBG 49th Yr. \$40,000.00 ID#CQHI23000070.

County of Nassau acting on behalf of Housing and Homeless Services and PGD Baldwin Commons, LLC. RE: HOME 46th Year. \$800,000.00 ID#CQHI23000048.

County of Nassau acting on behalf of Housing and Homeless Services and Long Beach Latino Civic Association. RE: CDBG 49TH YR. \$20,000.00 ID#CQHI23000065.

County of Nassau acting on behalf of Housing and Homeless Services and North Hempstead Community Development Agency. RE: CDBG-CV COVID-19 45th Yr. Amendment No. One . \$0.01 ID# CLHI23000016.

County of Nassau acting on behalf of Housing and Homeless Services and Long Island Cares, Inc. RE: CDBG 49TH Yr. \$45,000.00 ID#CQHI23000039

County of Nassau acting on behalf of Housing and Homeless Services and Inc Village of Westbury. RE: CDBG- 49TH Yr. \$460,000.00 ID#CQHI23000042.

County of Nassau acting on behalf of Housing and Homeless Services and Inc. Village of Lynbrook. RE: CDBG-49th Year. \$360,000.00. ID#CQHI23000044.

County of Nassau acting on behalf of Housing and Homeless Services and The Safe Center LI, Inc. RE: ESG 49TH YEAR. \$95,000.00. ID#CQHI23000046.

County of Nassau acting on behalf of Housing and Homeless Services and Incorporated Village of Rockville Center. RE: CDBG 49th Yr. \$205,000.00 ID#CQHI23000049.

County of Nassau acting on behalf of Housing and Homeless Services and CENTRAL NASSAU GUIDANCE & COUNSELING SERVICES, INC. RE: CDBG 49TH YR. \$150,000.00 ID#CQHI23000051.

County of Nassau acting on behalf of Human Services and EAC, INC. RE: OF A EAC B Amend 2. \$55,000.00 ID#CLHS23000068.

County of Nassau acting on behalf of Human Services and EAC, Inc. RE: OF A EAC C-1, D, Amend 2. \$20,000.00. ID#CLHS23000069.

County of Nassau acting on behalf of Human Services and East Meadow UFSD. RE: YDA – Education. \$57,982.00 ID#CQHS23000079.

County of Nassau acting on behalf of Housing and Homeless Services and Family and Children's Association. RE: ESG 49TH YEAR. \$100,000.00 ID#CQHI23000037.

County of Nassau acting on behalf of Human Services and Westbury UFSD. RE: YDA – Education. \$43,652.00 ID#CQHS23000078.

County of Nassau acting on behalf of Board of Elections and All American Van Lines, Inc. RE: TRUCKING VOTING MACHINES AND ELECTION SUPPLIES. \$394,915.00 ID#CLEL23000001.

County of Nassau acting on behalf of Housing and Homeless Services and The Interfaith Nutrition Network, Inc. RE: ESG 49TH YEAR. \$11,565.00 ID#CQHI23000061.

County of Nassau acting on behalf of Board of Elections and Super Express Services Inc. DBA: The Moving Doctor. RE: TRUCKING VOTING MACHINES AND OTHER ELECTION SUPPLIES. \$172,263.40 ID#CLEL23000002

County of Nassau acting on behalf of Human Services and Sid Jacobson Jewish Community Center. RE: OF A Sid Jacobs East Hill E Amend 3. \$10,000.00 ID#CLHS23000064

County of Nassau acting on behalf of Housing and Homeless Services and Bethany House of Nassau County Corporation. RE: ESG 49TH YEAR. \$85,000.00 ID#CQHI23000059.

County of Nassau acting on behalf of housing and Homeless Services and Nicholas Center, Ltd. RE: CDBG 49TH YR. \$50,000.00 ID#CQHI23000058.

County of Nassau acting on behalf of Housing and Homeless Services and Village of Valley Stream. RE: CDBG-49th Yr. \$50,000.00 ID#CQHI23000050.

County of Nassau acting on behalf of Housing and Homeless Services and La Fuerza Unida, Inc. RE: CDBG – 49th Year. \$25,000.00 ID# 23000036.

County of Nassau acting on behalf of Housing and Homeless Services and ACDS Inc. RE: CDBG 49TH YR. \$60,000.00 ID#CQHI23000038.

THE NASSAU COUNTY LEGISLATURE
WILL CONVENE THE NEXT
COMMITTEE MEETINGS ON
MONDAY, FEBRUARY 5, 2024 at 1:00PM
AND
FULL LEGISLATURE MEETING ON
MONDAY, FEBRUARY 26, 2024 AT 1:00PM

PROPOSED ORDINANCE NO. 1- 2024

AN ORDINANCE supplemental to an appropriation ordinance in connection with the Traffic Safety Board.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated January 3, 2024, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

BATS24000001

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
53,500	NYS Governor’s Traffic Safety Committee	GRT	TS	BB	53,500

BATS24000002

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
55,000	NYS Governor’s Traffic Safety Committee	GRT	TS	HH	24,000
		GRT	TS	DE	31,000

BATS24000003

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
40,000	NYS Handicapped Parking Surcharge Grant	GRT	TS	DE	40,000

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 2 –2024

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Health Department.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated January 3, 2024, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
70,928	NYS Office of Children and Family Services	GRT	HE	AA	39,095
		GRT	HE	AB	19,723
		GRT	HE	DD	12,110

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the

necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 3 – 2024

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Medical Examiner.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated January 3, 2024, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
57,433.00	NYS Division of Criminal Justice Services	GRT	ME	DD	31,433.00
		GRT	ME	BB	4,000.00
		GRT	ME	AA	22,000.00

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED ORDINANCE NO. 4-2024

AN ORDINANCE supplemental to the annual appropriation ordinance in connection with the Office of Emergency Management.

WHEREAS, Nassau County has received certain revenue; and

WHEREAS, such funds have not been otherwise appropriated; and

WHEREAS, the County Executive, by communication dated January 3, 2024, addressed to the County Legislature, has recommended the appropriation of such funds not otherwise appropriated; and,

WHEREAS, this supplemental appropriation is within the scope of Section 307 of the County Government Law; now, therefore,

BE IT ORDAINED by the County Legislature of the County of Nassau, as follows:

Section 1. There is hereby appropriated from monies not otherwise appropriated, the following sums of money to the following accounts:

BAEM24000001

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
887,854	New York State Division of Homeland Security and Emergency Services	GRT	EM	BB	862,854
		GRT	EM	DE	25,000

BAEM24000002

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
126,372	New York State Division of Homeland Security and Emergency Services	GRT	EM	BB	126,372

BAEM23000003

<u>TOTAL AMOUNT</u> (in dollars)	<u>SOURCE OF FUNDS</u>	<u>APPROPRIATED TO:</u>			
		<u>FUND</u>	<u>DEPT. CODE/Index</u>	<u>OBJ. CODE</u>	<u>AMOUNT</u> (in dollars)
2,061,400	Federal Emergency Management Agency	GRT	EM	DD	205,400
		GRT	EM	HH	1,856,000

§ 2. This ordinance may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said ordinance without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said ordinance is passed by the affirmative vote of a majority of said Legislature.

§ 3. It is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this supplemental appropriation ordinance is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

§ 4. This ordinance shall take effect immediately.

PROPOSED RESOLUTION NO. 1 -2024

A RESOLUTION ratifying a Memorandum of Agreement making certain amendments to the collective bargaining agreement between the County of Nassau and Nassau Community College, as joint employers, and the Nassau Community College Federation of Teachers.

WHEREAS, the County of Nassau and Nassau Community College, as joint employers, entered into a Collective Bargaining Agreement (the “CBA”) with the Nassau Community College Federation of Teachers (collectively, “the parties”) which sets terms and conditions of employment for employees in the negotiating unit; and

WHEREAS, the parties have agreed to a Memorandum of Agreement (the “Memorandum of Agreement”) dated November 3, 2023 (attached hereto) making certain amendments to the CBA; now therefore, be it

RESOLVED, that the act of the County Executive for the County of Nassau and the Board of Trustees of Nassau Community College in executing the Memorandum of Agreement by and between the County of Nassau and Nassau Community College, as joint employers, and the Nassau Community College Federation of Teachers is hereby ratified.

PROPOSED RESOLUTION NO. 2 – 2024

A RESOLUTION TO AUTHORIZE THE RELEASE OF THE SURETY BOND AND ESCROW DEPOSIT COVERING IMPROVEMENTS ON THE “MAP OF COUNTRY POINTE VILLAS AT EAST MEADOW” SITUATED IN EAST MEADOW, TOWN OF HEMPSTEAD, COUNTY OF NASSAU, NEW YORK.

WHEREAS, Beechwood Meadow East, LLC (“Applicant”) submitted to the Nassau County Planning Commission (“Commission”), a request for a release of the surety bond and escrow deposit covering public improvements included on the approved subdivision map known as the “Map of Country Pointe Villas at East Meadow” in East Meadow, Town of Hempstead, Nassau County, New York; and

WHEREAS, the Commission granted Final Subdivision Map approval on February 13, 2020; and

WHEREAS, the public improvements were secured by Fidelity and Deposit Company of Maryland by way of a surety bond in the amount of \$961,533.01 and cash escrow deposit held by Nassau County in the amount of \$31,799.99; and

WHEREAS, on July 25, 2022, the Applicant applied for reduction of the surety bond from \$961,533.01 to \$255,433.01; and

WHEREAS, on November 17, 2022, the Nassau County Planning Commission approved the reduction of the surety bond from \$961,533.01 to \$255,433.01; and

WHEREAS, on August 7, 2023, the Applicant applied for the release of the remaining amount on the surety bond in the amount of \$255,433.01 and cash escrow in the amount of \$31,799.99; and

WHEREAS, a final inspection of all bonded improvements for the Map of Country Pointe Villas at East Meadow subdivision was made by the Nassau County Department of Public Works (“DPW”), and DPW determined that all required public improvements were constructed and completed in accordance with the appropriate County codes, standards and specifications and recommended that the bond and escrow be released; and

WHEREAS, on December 14, 2023, the Nassau County Planning Commission conducted a duly noticed public hearing on the release of the surety bond and cash escrow; and

WHEREAS, the Commission, by resolution, has recommended that the Principal and Surety on the surety bond in the amount of \$255,433.01 should now be released from further liability thereunder and that the cash escrow deposit in the amount of \$31,799.99, plus interest and less administrative costs, if any, be released to said Principal; now therefore be it

RESOLVED, that the Nassau County Legislature does hereby consent to and authorize the release of the Principal and Surety on the following Surety Bond and from any further liability thereunder, and further consents to the release to the Principal of the following Cash Escrow deposit:

<u>Date of Resolution</u>	<u>Plat/location</u>	<u>Principal</u>	<u>Amount of Surety Bond</u>	<u>Cash Escrow Deposit</u>
12/14/2023	“Map of Country Pointe Villas at East Meadow”: East Meadow	Beechwood Meadow East, LLC	\$255,433.01	\$31,799.99

PROPOSED RESOLUTION NO. 3 - 2024

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *PERALTA V. COUNTY OF NASSAU, ET AL.* INDEX NO. 606439/2020, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, Hector A. Mata Peralta (the “Plaintiff”) commenced an action entitled *Peralta v. County of Nassau, et al.* Index No. 606439/2020 against the County of Nassau (the “County”), alleging damages for certain injuries, and the parties have agreed to settle said action for \$160,000 in full settlement of all possible claims the Plaintiff may have against the County arising from the circumstances upon which the action is based; and

WHEREAS, the County Attorney has caused an investigation and analysis to be made of the said action and as a result thereof recommends that it be settled in the amount set forth above; now therefore, be it

RESOLVED, that the County Attorney be and is hereby authorized and directed to settle the said action in the amount as indicated above, provided that, if any payment arising from said action is to be made from the proceeds of a borrowing, that a bond ordinance to finance such settlement is adopted by this Legislature and any borrowing pursuant to such bond ordinance is approved by the Nassau County Interim Finance Authority, if such approval is required; and be it further

RESOLVED, that the County Treasurer be and is hereby authorized to pay a maximum of \$160,000 as directed by the County Attorney and thereupon delivered to the attorneys for Plaintiff upon receipt of a Settlement Agreement and Limited Release; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 6 - 2024

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *KARZAI V. TOWN OF OYSTER BAY, ET AL.* INDEX NO. 611904/2017, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, Farishta Karzai (the “Plaintiff”) commenced an action entitled *Karzai v. Town of Oyster Bay, et al.* Index No. 611904/2017 against the County of Nassau (the “County”), alleging damages for certain injuries, and the parties have agreed to settle said action for \$150,000 in full settlement of all possible claims the Plaintiff may have against the County arising from the circumstances upon which the action is based; and

WHEREAS, the County Attorney has caused an investigation and analysis to be made of the said action and as a result thereof recommends that it be settled in the amount set forth above; now therefore, be it

RESOLVED, that the County Attorney be and is hereby authorized and directed to settle the said action in the amount as indicated above, provided that, if any payment arising from said action is to be made from the proceeds of a borrowing, that a bond ordinance to finance such settlement is adopted by this Legislature and any borrowing pursuant to such bond ordinance is approved by the Nassau County Interim Finance Authority, if such approval is required; and be it further

RESOLVED, that the County Treasurer be and is hereby authorized to pay a maximum of \$150,000 as directed by the County Attorney and thereupon delivered to the attorneys for Plaintiff upon receipt of a Settlement Agreement and Limited Release; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 4 - 2024

A RESOLUTION AUTHORIZING THE COUNTY ATTORNEY TO COMPROMISE AND SETTLE THE CLAIMS OF PLAINTIFF, AS SET FORTH IN THE ACTION ENTITLED *EIDEN V. COUNTY OF NASSAU, ET AL.*, CASE NO. 2:19-CV-03876-JMA-SIL, PURSUANT TO THE COUNTY LAW, THE COUNTY GOVERNMENT LAW OF NASSAU COUNTY AND THE NASSAU COUNTY ADMINISTRATIVE CODE

WHEREAS, Steven Eiden (the “Plaintiff”) commenced an action entitled *Eiden v. County of Nassau et al.*, Case No. 2:19-cv-03876-JMA-SIL against the County of Nassau (the “County”), alleging certain violations of his rights, and the parties have agreed to settle said action for \$295,000 in full settlement of all possible claims the Plaintiff may have against the County arising from the circumstances upon which the action is based; and

WHEREAS, the County Attorney has caused an investigation and analysis to be made of the said action and as a result thereof recommends that it be settled in the amount set forth above; now therefore, be it

RESOLVED, that the County Attorney be and is hereby authorized and directed to settle the said action in the amount as indicated above, provided that, if any payment arising from said action is to be made from the proceeds of a borrowing, that a bond ordinance to finance such settlement is adopted by this Legislature and any borrowing pursuant to such bond ordinance is approved by the Nassau County Interim Finance Authority, if such approval is required; and be it further

RESOLVED, that the County Treasurer be and is hereby authorized to pay a maximum of \$295,000 as directed by the County Attorney and thereupon delivered to the attorneys for Plaintiff upon receipt of a Settlement Agreement and Limited Release; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 *et seq.* and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this settlement is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. and, accordingly, is of a class of actions which do not have a significant effect on the environment; and no further review is required.

PROPOSED RESOLUTION NO. 6 – 2024

A RESOLUTION TO AUTHORIZE THE TRANSFER OF APPROPRIATIONS HERETOFORE MADE WITHIN THE BUDGET FOR THE YEAR 2024

WHEREAS, the County Executive, by communication dated January 2, 2024 addressed to the County Legislature, has advised that a transfer of appropriations heretofore made has been requested in order to provide funds to meet certain expenditures authorized within the budget for the year 2024; and

WHEREAS, the transfer has been reviewed and approved by the Office of Management and Budget and the Office of the County Executive; and

WHEREAS, the said transfer is known as BTCW24000003 as follows:

BOARD TRANSFER NO. BTCW24000003

	<u>CODE</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
<u>FROM</u>	ES ARP 3000 - 33933	American Rescue Plan – General Reserves	\$ 188,403,440.00
	ES ARP 3010 – 6F60F	American Rescue Plan – ARP Direct Payments	\$ 51,143,625.00
	ES ARP 3101 – DE548	American Rescue Plan – Contractual Services	\$ 10,000,000.00
	ES ARP 3105 – DE548	American Rescue Plan – Contractual Services	\$ 10,000,000.00
	ES ARP 3145 – DE548	American Rescue Plan – Contractual Services	\$ 1,000,000.00
	ES ARP 3102 – DE548	American Rescue Plan – Contractual Services	\$ 900,000.00
	ES ARP 3160 – DE548	American Rescue Plan – Contractual Services	\$ 815,571.06
	TOTAL		\$ 262,262,636.06
<u>TO</u>	ES ARP 3000 – LB611	American Rescue Plan – Transfer to General Fund	\$ 222,262,636.06
	ES ARP 3000 – LS60S	American Rescue Plan – Transfer to SSW	\$ 25,000,000.00
	ES ARP 3180 – DE547	American Rescue Plan – Contractual Services	\$ 15,000,000.00
	TOTAL		\$ 262,262,636.06

and;

WHEREAS, the said transfers of appropriations are recommended by the County Executive in said communication and are within the scope of Section 307 of the County Government Law of Nassau County; now, therefore, be it

RESOLVED, that the County Legislature does hereby authorize the said transfers of appropriations heretofore made within the budget for the year 2024, as hereinabove set forth; and be it further

RESOLVED that this resolution may be modified to allow for the correction of any mathematical and/or typographical errors subsequent to any approval and adoption of said resolution without the necessity for a vote to be taken by the County Legislature or by the members of any Standing Committee of said Legislature if said resolution is passed by the affirmative vote of a majority of said Legislature; and be it further

RESOLVED, that it is hereby determined, pursuant to the provisions of the State

Environmental Quality Review Act, 8 N.Y.E.C.L. Section 0101 et seq. and its implementing regulations, Part 617 of 6 N.Y.C.R.R., and Section 1611 of the County Government Law of Nassau County, that this budget transfer is a “Type II” Action within the meaning of Section 617.5(c)(26) of 6 N.Y.C.R.R. (“routine or continuing agency administration and management, not including new programs or major reordering of priorities that may affect the environment”), and, accordingly, is a class of actions which does not have a significant effect on the environment; and no further review is required.

