	OSPAC 06.18.2024
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2	OPEN SPACE & PARKS ADVISORY COMMITTEE
3	("OSPAC")
4	
5	ORGANIZATIONAL & REGULAR MEETING
6	
7	RALPH FUMANTE, JR.
8	CHAIRMAN
9	
10	Held at
11	NASSAU COUNTY DEPARTMENT OF PARKS, RECREATION
12	& MUSEUMS
13	1899 Hempstead Turnpike
14	Conference Room
15	East Meadow, NY 11554
16	
17	
18	June 18, 2024
19	4:00 p.m.
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23	
24	BY: KAREN LORENZO, STENOGRAPHER
25	
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	OSPAC 06.18.2024
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2	PRESENT:
3	MEMBERS:
4	
5	Yaron Levy Board Member
6	Matthew T. Meng Board Member
7	Monolita Mitra Board Member
8	Lauren Moriarty Board Member
9	Paolo Pironi Board Member
10	Jason B. Steinberg Board Member
11	Ruka Anzai Board Member
12	
13	Paul Spezio, Esq. Committee Attorney
14	Greg Hoesl, Planner DPW
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2	APPEARED:
3	
4	Josh Meyer, Esq.
5	Westlaw Group, Inc.
6	81 Main Street
7	White Plains, NY 10601
8	Outside Counsel to County
9	
10	Dan Baker, Esq.
11	Greeberg Traurig
12	900 Stewart Avenue
13	5th Floor
14	Garden City, NY 11530
15	Counsel for Las Vegas Sands
16	
17	PUBLIC COMMENT:
18	Mary Kiely
19	Greg Krug
20	Terry Coniglio
21	
22	
23	
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]	OSPAC 06.18.2024
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2	AGENDA
3	1. Call to Order
4	2. Approval of Previous Meeting Minutes from May 8, 2024 Meeting
5	
6	3. Introduction of New Properties A. NCPC OSPAC File # 2-2024
7	Section: 44, Block: F, Lot(s): 351, 411, 412 & 415 Nassau Veterans Memorial Coliseum
8	1255 Hempstead Tpke., Uniondale, NY 11553
9	Uniondale, Town of Hempstead ***Coliseum Lease for a Portion of the Nassau County Veterans Memorial Coliseum Site
10	Between the County of Nassau and LVS HOLDCO 2, LLC***
11	4. Old Business
12	
13	5. New Business
14	6. Review of Open Space Fund Balance A. Open Space Fund Balance as of June 7, 2024 - \$2,016,114
15	7. Confirm Next Meeting Date of Wednesday,
16	July 10, 2024, at 4:00 P.M.
17	8. Adjournment
18	***** The Nassau County Open Space and Parks
19	Advisory Committee (the "Committee") will hold a public meeting on Tuesday, June 18, 2024 at
20	4:00pm in the Parks Department Conference Room located in the Parks Administration Building
21	in Eisenhower Park in East Meadow. The meeting will be streamed live on
22	Https://www.nassaucountyny.gov/5694/OSPAC. The Committee notifies the public that the meeting
23	Concerns the Nassau Veterans Memorial Coliseum
24	("Coliseum"), which is located at 1255 Hempstead Turnpike, Uniondale, NY 11553.
25	Specifically, the meeting will introduce and discuss a proposed lease between the County and LVS NY HOLDCO 2, LLC ("Sands") (a

	OSPAC 06.18.2024
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2	subsidiary of Las Vegas Sands Corp.)
3	For Section: 44 Block: F, Lot(s): 351, 411, 412 and 415. That lease will provide Sands
4	site control over the Coliseum site and provide for Sands to operate the Coliseum. A
5	copy of the lease will be made available to the public at least twenty-four (24) hours
6	prior to the meeting on the OSPAC website at the following link:
	Https://www.nassaucountyny.gov/5694/OSPAC.
7	While Sands intends to seek to develop a Casino at the Coliseum site, the proposed
8	lease does not authorize the Coliseum site to be developed or used for a casino, and any
9	such authorization will occur, if at all, through a separate lease in the future
10	That will be subject to public comment. This notice is being provided in accordance with an
11	order of the New York Supreme Court, Nassau
12	County.
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3	CHAIRMAN FUMANTE, Jr.: It is 4
4	o'clock and I'd like to call the meeting
5	to order. I'm not going to ask you to
6	take minutes because I've got court
7	reporters on either side of me, so
8	assuming I can get a copy of those for
9	OSPAC.
10	You have the minutes in front of you
11	from the May 8th meeting and all of
12	you've had a chance to review them?
13	(Whereupon, all members
14	respond in favor.)
15	CHAIRMAN FUMANTE, Jr.: I'll
16	entertain a motion.
17	MEMBER MENG: I'll make a motion to
18	accept the minutes of the last meeting on
19	May the eighth.
20	CHAIRMAN FUMANTE, Jr.: And a
21	second.
22	MEMBER STEINBERG: I'll second.
23	CHAIRMAN FUMANTE, Jr.: All in
24	favor, aye?
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2	(Whereupon, all members of
3	the OSPAC Committee respond in
4	favor with, "Aye".)
5	CHAIRMAN FUMANTE, Jr.: Any opposed?
6	(Whereupon, no verbal
7	response.)
8	CHAIRMAN FUMANTE, Jr.: Any
9	abstentions?
10	(Whereupon, no verbal
11	response.)
12	CHAIRMAN FUMANTE, Jr.: Motion
13	passes.
14	I'm going to throw it to you.
15	PLANNER: Thank you.
16	Next up on the Agenda, Section 3, we
17	have the "Introduction of New
18	properties".
19	This is OSPAC Case 2-2024. This is
20	an application for the assignment of the
21	Coliseum lease for a portion of the
22	Nassau County Veterans Memorial Coliseum
23	site between the County of Nassau and LVS
24	HOLDCO2, LLC, also known as Las Vegas
25	Sands Corporation. The site location is
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2	1255 Hempstead Turnpike, Hamlet of
3	Uniondale. This is a Nassau Coliseum site
4	in the Town of Hempstead's Mitchell Field
5	Mixed Use District. The Coliseum site is
6	approximately 72 acres.
7	Nassau County is requesting
8	permission to enter into a lease with Las
9	Vegas Sands Corp. to allow for Sands to
10	obtain site control over the Coliseum
11	site and provide for Sands to operate the
12	Coliseum. The proposed lease term shall
13	not exceed 42 years. Operation of the
14	site will include all aspects of
15	day-to-day maintenance and operation,
16	such as booking musical acts and or
17	athletic teams; use the Coliseum as an
18	event venue; maintaining the parking lot
19	i.e. plowing, sweeping, etc.; hosting
20	conventions and exhibitions for any
21	purpose, and etc.
22	While Sands intends to seek to
23	develop a casino at the Coliseum site,
24	this proposed lease does not authorize
25	the Coliseum site to be developed or used
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2	for a casino, and any such authorization
3	will occur, if at all, through a separate
4	lease in the future that will be subject
5	to public comment. A copy of the proposed
6	lease has been made available to the
7	public 24 hours in advance of today's
8	meeting on the OSPAC website.
9	Nassau County DPW has approved the
10	request from the County of Nassau to
11	enter into this operational lease with
12	Las Vegas Sands Corporation.
13	The public comment period for OSPAC
14	2-2024 will be opened by the Planning
15	Commission at their June 20th hearing.
16	Members of the public who wish to speak
17	on the application will have an
18	opportunity to do so at that time. OSPAC
19	will then review the public comments and
20	vote on this application at the July 10th
21	OSPAC meeting.
22	Here today we have Josh Meyer and a
23	number of other Dan Baker with Sands
24	as well.
25	MEMBER PIRONI: I have a question.
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CHAIRMAN FUMANTE, Jr.: I was going
to say, do you want to have them make the
presentation?
MEMBER PIRONI: I have no question
on lease right now.
There's no public comment at this
current meeting? I'm just curious.
CHAIRMAN FUMANTE, Jr.: We have
allowed public comment at our public
meetings; anytime, anywhere.
MEMBER PIRONI: Okay.
CHAIRMAN FUMANTE, Jr.: Josh, since
this is a new lease from the previous one
we voted on, I'd like to give the Sands
and the County an opportunity to speak to
it.
MR. MEYER: Do you want the
streaming going or do we want to wait for
that?
IT TECHNICIAN: It isn't going yet.
I'm still trying to get that going. I
apologize.
CHAIRMAN FUMANTE, Jr.: We are going
to wait on the technology?
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2	MR. MEYER: It's how you would like
3	to proceed. It was advertised that it
4	would be streamed. So it's up to you.
5	CHAIRMAN FUMANTE, Jr.: All right.
6	Yes. Do we have an ETA on the technology
7	side of the business?
8	IT TECHNICIAN: Five minutes.
9	PLANNER: Five minutes.
10	CHAIRMAN FUMANTE, Jr.: We'll recess
11	for five minutes to get the technology
12	going.
13	(Whereupon, a brief recess
14	is taken to address IT issue.)
15	CHAIRMAN FUMANTE, Jr.: We're
16	having some technical difficulties,
17	obviously, and there's a lot of people in
18	this room. Some of them very highly paid
19	not myself, others and the public
20	has come out and I come from a technology
21	background, so when it goes south, I
22	usually try not to wait. Where's our
23	attorney? So I want to move forward.
24	MR. SPEZIO: Can we give it another
25	five minutes?
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2	CHAIRMAN FUMANTE, Jr.: If you would
3	like. I'm not sure the rest of us would
4	like it, but I will take it under
5	consideration. Is everybody okay with
6	another five?
7	(Whereupon, OSPAC Committee
8	responds in favor.)
9	CHAIRMAN FUMANTE, Jr.: I greatly
10	appreciate it. Thank you.
11	(Whereupon, a brief recess.)
12	CHAIRMAN FUMANTE, Jr.: All right.
13	So let's move forward.
14	I had given off the floor to Josh,
15	and you want to kind of give us a little
16	history and tell us where we are?
17	MR. MEYER: Sure. Thank you very
18	much, Mr. Chairman. My name is Josh
19	Meyer. I'm outside counsel for Nassau
20	County on the negotiations of this lease.
21	I'm here today to introduce the lease to
22	the Board, to give you a brief overview
23	of the lease, to explain to you a little
24	bit about how we arrived here at this
25	point and to tell you where we're going
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2	from here and the process moving forward
3	just so that we can familiarize the Board
4	with that process.
5	PLANNER: We're live, to let
6	everyone know.
7	(Whereupon, a brief
8	interruption notifying
9	Livestream up and running.)
10	CHAIRMAN FUMANTE, Jr.: Why don't we
11	rerack the tape, okay?
12	MR. MEYER: All right. You want me
13	to repeat that?
14	Again, my name is
15	CHAIRMAN FUMANTE, Jr.: I'd just
16	like you to introduce yourself.
17	MR. MEYER: Sure, sure.
18	CHAIRMAN FUMANTE, Jr.: We're moving
19	on whether technology goes down or not,
20	we will just plow through it.
21	MR. MEYER: That's fine.
22	Again, my name is Josh Meyer. I'm
23	outside counsel for the County on the
24	negotiation of this lease. I'm here today
25	to introduce the lease to the Board, to
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2	give you a brief summary and overview of
3	the lease itself, to describe a little
4	bit of how we arrived here at this point
5	and to discuss where we're going in the
6	process moving forward.
7	So how we arrived here is, back in
8	2015, the County procured an operator for
9	the Coliseum and the lease for the
10	Coliseum site. The County entered into an
11	agreement with Forest City Ratner at that
12	time, Nassau Event Center. That was for
13	renovations of the Coliseum, as well as
14	operation, maintenance, repair and
15	replacement of the Coliseum and to
16	promote events and to host events at the
17	Coliseum. Those renovations were
18	conducted between 2015 and 2017. In 2017
19	Nassau Event Center then began operating
20	the Coliseum. Subsequent to that, they
21	had stepped away, it was assigned or
22	transferred to various parties. The last
23	one was Mastroianni, they were the lender
24	at the time. Subsequent to that, the
25	County entered into negotiations with Las
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2	Vegas Sands. That agreement from
3	Mastroianni was assigned to Las Vegas
4	Sands through the contract with Las Vegas
5	Sands. That agreement was terminated and
6	Las Vegas Sands then took over control of
7	the Coliseum site.
8	Subsequently, Hofstra University
9	filed litigation. The Court held that the
10	the lease with Mastroianni was, in fact,
11	terminated, and they annulled the lease
12	with Las Vegas Sands. This lease that you
13	have before you today is to replace the
14	lease that was held by Mastroianni. It's
15	limited to just the operations of the
16	Coliseum and maintenance, repair and
17	replacement of the Coliseum. The lease
18	term is 27 years plus three, five year
19	renewals. That's because the prior lease
20	that was entered into, the term began in
21	2017, so seven years had elapsed on that
22	lease. That original term of that lease
23	was 34 years plus three, five year
24	renewals. So now that seven years have
25	elapsed, the term of this lease is 27

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2	years, plus three five year renewals for
3	a total term of 42 years.
4	Again, it's just limited to
5	operation, maintenance, repair and
6	replacement of the Coliseum itself to
7	host events there. And that's all that
8	we're doing with this lease at this time.
9	There's no development. There's nothing
10	else associated with this lease. It's
11	just operations.
12	Where we're going moving forward
13	with this lease, OSPAC is hearing it
14	today. There will be plenty of
15	opportunity for the Board to ask any
16	questions they'd like today.
17	On Thursday, this lease will be
18	heard by the Planning Commission and the
19	Planning Commission will hold a public
20	hearing.
21	On July 10th, the lease will come
22	back to this Board the transcript from
23	the Planning Commission hearing will be
24	presented to this board. The Board will
25	review that and any other public comments
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2	that were heard at the Planning
3	Commission meeting from Thursday. This
4	board will issue a report and make
5	recommendations to the Planning
6	Commission meeting. The Planning
7	Commission meeting will be held on July
8	18th. At that time, the Planning
9	Commission will prepare a report and
10	issue recommendations to the Nassau
11	County Legislature. The Nassau County
12	Legislature, it's anticipated, will take
13	this up on August 5th.
14	That's about it. So I'm open to any
15	questions or comments or anything about
16	the process or the lease itself.
17	CHAIRMAN FUMANTE, Jr.: Any
18	questions with Board?
19	MR. PIRONI: Can you clarify? You
20	said operations on the lease. What
21	exactly are the operations?
22	MR. MEYER: So they'll operate the
23	Coliseum itself. They will host events
24	there. They can host events in the
25	parking lot. It is the 72 acre site as
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2	well as the Coliseum itself. They're
3	keeping it running. They're maintaining
4	it, repairing it, replacing it, keeping
5	the lights on. And because they will be
6	hosting events there, they need to be in
7	control of operations.
8	CHAIRMAN FUMANTE, Jr.: Very similar
9	to the lease that was there before.
10	MR. MEYER: Right.
11	CHAIRMAN FUMANTE, Jr.: It's an
12	extension of the same operating lease.
13	MR. MEYER: It's to replace that
14	lease because through the litigation, the
15	Court determined that the prior lease was
16	terminated. So this is to put the prior
17	tenant back in for someone to be in
18	control of this because the prior tenant
19	was terminated, as determined by the
20	Court.
21	MEMBER STEINBERG: Who's in control
22	now?
23	MR. MEYER: Who's in control now?
24	The party with this is LVS New York
25	HOLDCO2, which is effectively Las Vegas
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2	Sands.
3	MEMBER PIRONI: So who's
4	Mastroianni?
5	MR. MEYER: Mastroianni, they were
6	the lender under the prior lease, and
7	because the other tenant had walked away
8	previously, the lender took over. It took
9	control of the lease pursuant to the
10	terms of the lease.
11	CHAIRMAN FUMANTE, Jr.: Any other
12	questions?
13	MEMBER MENG: The current lease that
14	goes before the Commission on Thursday,
15	is that the same lease presented at the
16	last presentation?
17	MR. MEYER: No. So the
18	CHAIRMAN FUMANTE, Jr.: It might
19	help to clarify the difference between
20	this lease and the previous lease we
21	heard about, which was that big lease of
22	the development of the property and the
23	Marriott was involved. There was a lot of
24	rumble around that. This is just to
25	operate the Coliseum.
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2	MR. MEYER: Right. So that was a 99
3	year lease with Las Vegas Sands to
4	operate the Coliseum, apply for a license
5	and develop the property at their
6	discretion based on the terms of the
7	lease. This is not that lease, completely
8	independent of that. Right now, this is
9	just for the operation of the Coliseum.
10	Since the time of the decision by
11	the Court, the property has been
12	operating the Coliseum has been
13	operating pursuant to use and occupancy
14	permit. But that was temporary. This
15	formalizes the relationship between the
16	parties so that you have someone in there
17	operating and maintaining it. It's
18	expensive to operate.
19	CHAIRMAN FUMANTE, Jr.: So someone
20	is turning on the lights.
21	MR. MEYER: That's right. Who's
22	paying for the utilities, who's operating
23	it and to host events there. So that's to
24	formalize the process but much different
25	and completely independent from the 99
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2	year lease.
3	CHAIRMAN FUMANTE, Jr.: Could people
4	assume that the way the Coliseum has been
5	run historically in the past with events,
6	etcetera, etcetera, it will be similar
7	going forward against this lease?
8	MR. MEYER: What's that? In terms
9	of?
10	CHAIRMAN FUMANTE, Jr.: How the
11	Coliseum is run.
12	MR. MEYER: Yes. Yes.
13	CHAIRMAN FUMANTE, Jr.: It's
14	basically, somebody else is going to be
15	running the Coliseum; I just want to
16	clarify.
17	MR. MEYER: That's right. A private
18	entity
19	CHAIRMAN FUMANTE, Jr.: I think
20	there's some people that might be
21	confused that there's all this other
22	MR. MEYER: Right. There's a
23	private entity operating the Coliseum.
24	Again, it's much different than,
25	independent of the 99 year lease with Las
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2	Vegas Sands. So this is just to make sure
3	that somebody is in there hosting events
4	and operating the Coliseum.
5	MEMBER LEVY: Is there a quality
6	control mechanism from the County to
7	ensure that Las Vegas Sands is conducting
8	business the way it should be?
9	MR. MEYER: In terms of
10	MEMBER LEVY: Quality control in
11	general.
12	MR. MEYER: The standard of the
13	building, you're saying, or the quality
14	of events or?
15	MEMBER LEVY: All encompassing.
16	MR. MEYER: Yes. Throughout the
17	lease they're required to maintain the
18	facility in a first class manner, as well
19	as host events; similar as to what's been
20	held in the past.
21	CHAIRMAN FUMANTE, Jr.: Just for
22	clarification, everybody did receive a
23	copy of the lease?
24	
25	
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2	(Whereupon, all members
3	respond, "yes".)
4	CHAIRMAN FUMANTE, Jr.: I just want
5	to make sure.
6	MR. MEYER: And, Mr. Chairman, this
7	is very similar to the lease that's
8	previously been before this Board a
9	number of times at this point. But the
10	difference is with the prior lease that
11	involved the renovation of the Coliseum,
12	which was done the last time under Nassau
13	Event Center and Forest City Ratner,
14	about \$180 million in renovations were
15	were done to the Coliseum. So this is
16	the same lease as was with the prior
17	tenant, Mastroianni, but all the
18	renovation provisions have been removed
19	because that's not part of this. They're
20	just in to operate the Coliseum and keep
21	it running.
22	MEMBER PIRONI: So currently, the
23	current lease, the one you're proposing,
24	has no land development rights at all in
25	it?
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2	MR. MEYER: None whatsoever.
3	MEMBER PIRONI: They can't touch a
4	single thing inside the building to
5	repair, replace; besides that.
6	MR. MEYER: Yes they can conduct
7	repairs, alterations, things along those
8	lines. But no development, no significant
9	capital repairs to the Coliseum itself.
10	CHAIRMAN FUMANTE, Jr.: Although,
11	certain capital repairs may not be
12	objectionable to some of us.
13	MR. MEYER: This is true.
14	CHAIRMAN FUMANTE, Jr.: I think it's
15	important to point that out. That's why I
16	kind of drove that point, that this is
17	not what was presented to us any way,
18	shape or form in the previous meetings.
19	MR. MEYER: Right.
20	CHAIRMAN FUMANTE, Jr.: Everybody in
21	the room needs to understand the Coliseum
22	is going to run
23	MR. MEYER: That's correct.
24	CHAIRMAN FUMANTE, Jr.: as it's
25	run in the past. We can comment on that,
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2	but
3	MR. MEYER: The 99 year lease that
4	was in effect, the last one that came
5	before this Board, was annulled by the
6	Court pursuant to the legislation. So
7	this is just to replace and effectively
8	put the County back into position with
9	the private entity operating the
10	coliseum.
11	CHAIRMAN FUMANTE, Jr.: Other
12	questions?
13	MEMBER PIRONI: Just confirm for us,
14	who is the lessor and the lessee?
15	MR. MEYER: The lessor on this is
16	the County itself, and the lessee is LVS
17	New York HOLDCO, which is a subsidiary of
18	Las Vegas Sands.
19	CHAIRMAN FUMANTE, Jr.: Any other
20	questions?
21	(Whereupon, members of the
22	public inquire if they can ask
23	questions.)
24	CHAIRMAN FUMANTE, Jr.: I will allow
25	it, but I'd like to finish. Yes, to

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2	answer your question.
3	You guys want to say anything at
4	this point?
5	MR. BAKER: No, I don't think so.
6	CHAIRMAN FUMANTE, Jr.: I'm sorry.
7	MEMBER MENG: Yeah. I had a
8	question.
9	I'm not an attorney by any means,
10	but it seems like it's worded for the
11	benefit of Las Vegas Sands. So as time
12	progresses, if they get the permission
13	from the governor to have a casino, would
14	this lease be revised or held in place or
15	restructured with that consideration in
16	mind?
17	MR. MEYER: There's no provision in
18	there that would permit that. That would
19	be the subject of a separate lease, if at
20	all.
21	CHAIRMAN FUMANTE, Jr.: Josh, just
22	to clarify that for everybody, if the
23	Sands was to get the license to be a
24	casino to run on that site, you would
25	come back to us and have a new lease
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——OSPAC 06.18.2024 — 1 2 drawn up? 3 MR. MEYER: That's correct. That's what that would require. 4 5 CHAIRMAN FUMANTE, Jr.: I just don't 6 want to mix apples and oranges there. And 7 I want it to be clear to everybody that 8 this is somebody just to run that 9 building and that parking lot. 10 MR. MEYER: That's right. 11 MEMBER PIRONI: In its current 12 state. CHAIRMAN FUMANTE, Jr.: And the 13 14 second piece is, down the road if 15 somebody -- and it may not even be the 16 Sands, it could be Fumante Enterprises, 17 who knows -- that's my last name 18 (laughter). 19 (Whereupon, off the record 20 commentary.) 21 CHAIRMAN FUMANTE, Jr.: So, anyway, 22 if that was to happen, if there was some 23 change, massive retail, etcetera, 24 etcetera, etcetera, or whatever you can 25 think up, on that 73 acres (sic) of TOP KEY COURT REPORTING, INC. (516) 414-3516 \_\_\_\_\_27

1	OSPAC 06.18.2024
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2	cement, you would propose a new lease for
3	that purpose.
4	MR. MEYER: That's correct.
5	CHAIRMAN FUMANTE, Jr.: Okay.
6	MR. MEYER: Which would require a
7	significant environmental review process
8	at that point. And this Board and the
9	public and the Planning Commission would
10	have multiple opportunities to comment on
11	that lease.
12	CHAIRMAN FUMANTE, Jr.: Is this
13	group okay with that? Before I talk to
14	somebody else.
15	(Whereupon, all members of
16	the OSPAC Committee respond,
17	"yes".)
18	CHAIRMAN FUMANTE, Jr.: Do you want
19	to say anything. You don't have to.
20	MR. BAKER: No. I know I don't have
21	to, but again, just for the record,
22	Daniel Baker, on behalf of LVS.
23	I think that Josh pretty much
24	covered everything. Again, the whole
25	point of this lease is to give LVS the
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	OSPAC 06.18.2024
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2	operational day-to-day capacity that is
3	needed to run the Coliseum and the
4	property around it. So, as Josh has
5	stated, and now the Chair has eloquently
6	addressed it, this is all about operating
7	the property on a day-to-day basis.
8	Simple as that.
9	CHAIRMAN FUMANTE, Jr.: Now to the
10	public.
11	(Whereupon, request for
12	public to identify themselves
13	for the record is made.)
14	MS. KIELY: Monica Kiely and I'm a
15	Nassau County resident.
16	So I have two questions. The first
17	MEMBER PIRONI: Your address,
18	please.
19	MS. KIELY: I live in Garden City,
20	New York.
21	CHAIRMAN FUMANTE, Jr.: Are you
22	associated with any group?
23	MS. KIELY: I'm associated with "Say
24	No to the Casino".
25	CHAIRMAN FUMANTE, Jr.: Got it.
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[	OSPAC 06.18.2024
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2	MS. KIELY: My first question is
3	quick: Did the County consider any other
4	operator for this 42 year lease?
5	MR. MEYER: No.
6	MS. KIELY: Okay.
7	My second question is longer. A
8	little background, I'm not an attorney,
9	but the whole reason that the other lease
10	was unwound was because Nassau County and
11	the Planning Commission were found guilty
12	of two things: Violation of Open Meeting
13	Law, not giving sufficient notice, public
14	notice for meetings, not giving the
15	public time to digest information and
16	weigh in.
17	And the other thing they were found
18	guilty of was the attempt to segment.
19	Segmentation, the chopping up of one big
20	project into smaller pieces in an attempt
21	to push those small pieces through
22	CHAIRMAN FUMANTE, Jr.: If we can,
23	Excuse me. Sorry.
24	MS. KIELY: How is this not
25	segmentation?
l	TOP KEY COURT REPORTING, INC. (516) 414-351630

	OSPAC 06.18.2024
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2	CHAIRMAN FUMANTE, Jr.: No. I guess
3	my point is this, we have a lease in
4	front of us. If we can have the questions
5	related to that lease, because that's
6	really what this is about. The
7	litigation, all this other stuff, it has
8	nothing to do with the lease. I just
9	like to focus.
10	MS. KIELY: Okay. But the intent of
11	the Sands is, eventually, as we all
12	know
13	CHAIRMAN FUMANTE, Jr.: We don't
14	know what their intent is. They may not
15	even get the license and then they'll be
16	stuck with that building. So. Please just
17	ask the questions about relative to the
18	lease that's in front of us. That's what
19	we're voting on. That's what the hearing
20	is going to be about. That lease. The
21	rest is history. I prefer not to dig it
22	up.
23	MS. KIELY: Okay, I won't dig it up.
24	I would point out that the intent of this
25	Sands is not in the business of
I	TOP KEY COURT REPORTING, INC. (516) 414-351631

	OSPAC 06.18.2024
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2	operating
3	CHAIRMAN FUMANTE, Jr.: We don't
4	know we don't know their intent, but
5	they do operate a lot of stuff. I'm not
6	defending them. I'll let them defend
7	themselves.
8	MS. KIELY: They're developers and
9	operators of casinos.
10	MEMBER LEVY: But that's a
11	conspiracy theory. We're talking about
12	the lease right now, please.
13	MS. KIELY: Okay.
14	CHAIRMAN FUMANTE, Jr.: All we have
15	in front of us is the lease.
16	MEMBER PIRONI: And as you
17	mentioned, they were brought to court
18	because whatever you said, and as it
19	states right now, we're not even supposed
20	to open this up until June 20th. We're
21	doing this out of a courtesy.
22	MS. KIELY: I said my peace and I
23	thank you for engaging with the public.
24	MEMBER PIRONI: I'd like to close
25	public comment.
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OSPAC 06.18.2024
MR. SPEZIO: Listen, while we are
interested in hearing what you have to
say, technically this is not the forum
for that. There will be subsequent
meetings where you can voice your
opinion, and I politely ask you to please
just save them for that time.
MS. KIELY: Thank you.
CHAIRMAN FUMANTE, Jr.: He's OSPAC's
attorney by the way. Sometimes I listen
to him.
MR. KRUG: Would entertain one more
question. Just a question about the
nature of the nature of the hearing.
CHAIRMAN FUMANTE, Jr.: Can you
state your name and address.
MR. KRUG: George Krug, Garden City.
What is OSPAC's jurisdiction over
this? Why does OSPAC have to weigh in on
this?
CHAIRMAN FUMANTE, Jr.: OSPAC was
formed to when the County wants to
sell a piece of property, change its
usage, acquire open space, parks I'll

	OSPAC 06.18.2024
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2	do a little history just for grace. There
3	was a time in the County that to plug
4	operational holes, they would sell stuff.
5	OSPAC was formed as an advisory board to
6	take a look at those items. To come up
7	with monies for open space, make some
8	recommendations on how the parks should
9	be used. And it's turned out that OSPAC
10	has taken part if you're aware of all
11	the bonds that were passed, OSPAC was
12	part of recommending what those
13	properties might be. It's a
14	recommendation. It's no more than that.
15	We look at a variety of things. There's
16	various little pieces of property the
17	County, for tax reasons, that they got
18	pulled into the County. And we try to
19	look, should it be a pocket park or
20	should it be the County doesn't mean to
21	maintain this because they shouldn't. So
22	we advise the County of that. That, in a
23	nutshell, is what OSPAC is about. I've
24	been doing this since it was formed 20
25	plus years ago. We've been successful at
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	OSPAC 06.18.2024
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2	maintaining a lot of the properties in
3	the county that we as residents would
4	like to see those remaining as open space
5	or used as parks, etcetera, etcetera. So
6	that's OSPAC's role. We advise the
7	Planning Commission, and the Planning
8	Commission takes our advice, rolls it
9	into theirs and that eventually goes to
10	the Legislature. That is sort of the
11	process.
12	MR. KRUG: And how does this lease
13	fall under that umbrella?
14	CHAIRMAN FUMANTE, Jr.: Well, it's
15	use of any piece of property, as I said.
16	MR. KRUG: Okay. Thank you to you
17	on the other volunteers for your service.
18	CHAIRMAN FUMANTE, Jr.: Okay. Based
19	on that, I'm going to move on.
20	We have some other business. I
21	should look at the Agenda.
22	PLANNER: No, not particularly.
23	CHAIRMAN FUMANTE, Jr.: Other than
24	to confirm on next meeting, which is July
25	10th. There is no new business. There is
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OSPAC 06.18.2024
no old business.
MS. CONIGLIO: Those who signed up,
are they going to have the opportunity
MS. MORIARITY: We need your name.
MS. CONIGLIO: Terry Coniglio.
Hofstra University.
There was a sign up list for people
to speak.
CHAIRMAN FUMANTE, Jr.: Who put that
list up.
MS. KIELY: I had a number.
MS. CONIGLIO: Right. They gave us
numbers.
MR. SPEZIO: Once again, I don't
think we should be opening up to public
comment.
MR. WALSH: They took numbers to
make sure there weren't too many people
in the room for the Fire Marshal.
UNIDENTIFIED SPEAKER: That was
because of the fire requirements, the
capacity of the room.
MS. CONIGLIO: But then they asked
us if we wanted to speak, to sign up on
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]	OSPAC 06.18.2024
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2	the paper so that
3	CHAIRMAN FUMANTE, Jr.: Who said
4	that?
5	UNIDENTIFIED SPEAKER: The Parks
6	Commissioner.
7	MR. SPEZIO: That instruction should
8	not have been given. Again, this is an
9	introductory meeting to introduce the
10	lease for the operations of the
11	construction of the Coliseum. We don't
12	know what's coming next or when it's
13	coming. At that point that will be open
14	to public comment. I'm saying, the next
15	meeting about that, that's when we open
16	to public comment.
17	MS. CONIGLIO: The next OSPAC
18	meeting?
19	MR. WALSH: On the 20th.
20	CHAIRMAN FUMANTE, Jr.: I'm going to
21	step in here. I know I'm probably going
22	to get in trouble, but fine.
23	OSPAC gets a property introduced, a
24	lease, whatever the County is going to do
25	that affects OSPAC, it gets an
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	OSPAC 06.18.2024
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2	introduction which we heard before, so we
3	have some idea about it and maybe we'd go
4	out and look at that piece of property,
5	etcetera, etcetera. Then it goes in its
6	official capacity to the Planning
7	Commission. They open up a hearing. At
8	that point you can stop me from saying
9	something wrong at that point, the
10	public gets an opportunity to state
11	whatever they want to say. We get the
12	transcript of that so we can hear the
13	public. That doesn't preclude us from
14	hearing the public in person here. So
15	that's the process. At that meeting, that
16	second meeting that we talked about,
17	which is July 10th, that's where we vote.
18	Our vote will be based on what we read,
19	what was said at the Planning Commission
20	hearing against the hearing at Open
21	Space, etc.
22	Sir, are you okay with that.
23	MR. SPEZIO: Proceed.
24	CHAIRMAN FUMANTE, Jr.: Based on
25	that I will call for a motion to adjourn.
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	OSPAC 06.18.2024
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2	MEMBER MORIARITY: Motion.
3	CHAIRMAN FUMANTE, Jr.: I got a
4	motion. Second?
5	MEMBER STEINBERG: Second.
6	CHAIRMAN FUMANTE, Jr.: All in
7	favor?
8	(Whereupon, all members of
9	the OSPAC Committee respond in
10	favor with, "Aye".)
11	CHAIRMAN FUMANTE, Jr.: Opposed?
12	(Whereupon, no verbal
13	response.)
14	CHAIRMAN FUMANTE, Jr.: Any
15	abstentions?
16	(Whereupon, no verbal
17	response.)
18	CHAIRMAN FUMANTE, Jr.: Thank you
19	all.
20	MR. MEYER: Thank you.
21	MR. BAKER: Thank you.
22	
23	
24	(Whereupon, above matter
25	concludes, 4:48 p.m.)
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OSPAC 06.18.2024 CERTIFICATE STATE OF NEW YORK ) : SS.: COUNTY OF NASSAU I, KAREN LORENZO, a Notary Public for and within the State of New York, do hereby certify: That the above is a correct transcription of my stenographic notes. IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of June, 2024. Karen Lorenzo \_TOP KEY COURT REPORTING, INC. (516) 414-3516 \_\_\_\_\_40 \_

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