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2 **PUBLIC WORKS, TRANSPORTATION & ENERGY COMMITTEE**
3
4 **OF THE**
5
6 **SUFFOLK COUNTY LEGISLATURE**
7
8 **MINUTES**
9

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12 A meeting of the Public Works, Transportation & Energy Committee of
13 the Suffolk County Legislature was held in the Rose Y. Caracappa
14 Legislative Auditorium of the William H. Rogers Legislature
15 Building, 725 Veterans Memorial Highway, Smithtown, New York on
16 July 13, 2020.
17

18
19
20 **MEMBERS PRESENT:**

21 Leg. Al Krupski, Chairperson
22 Leg. Thomas Muratore, Vice Chair
23 Leg. Bridget Fleming
24 Leg. Susan A. Berland
25 Leg. Robert Trotta
26

27
28
29 **ALSO IN ATTENDANCE:**

30 Presiding Officer Robert Calarco, 7th Legislative District
31 Leg. Anthony Piccirillo, 8th Legislative District
32 Sarah E. Simpson, Counsel to the Legislature
33 Dan Dubois, Chief Deputy Clerk/Legislature
34 Lance Reinheimer, Director/Budget Review Office
35 Laura Halloran, Budget Review Office
36 Joseph Brown, Commissioner/Department of Public Works
37 Darnell Tyson, Chief Deputy Commissioner/DPW
38 Stephanie Rosen, County Executive's Office
39 Robert Braun, Deputy Bureau Chief/County Attorney's Office
40 Doug Sutherland, SC Deputy Comptroller
41 Walter Dawydiak, Director/Water Quality/Health Department
42 Justin Jobin, Water Quality/Health Department
43

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45
46
47 **MINUTES TAKEN BY:**

48 Diana Flesher, Court Stenographer
49

50 **MINUTES TRANSCRIBED BY:**

51 Denise Weaver, Legislative Aide
52
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THE MEETING WAS CALLED TO ORDER AT 2:04 PM

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4 **CHAIRPERSON KRUPSKI:**

5 All right. All rise for the Pledge of Allegiance led by Legislator
6 Piccirillo.

7
8 **SALUTATION**

9
01:04PM 10 Welcome to the regular committee meeting of Public Works,
11 Transportation and Energy. There will be no public portion today
12 in person. In-person public comments will not be permitted during
13 this meeting; instead comments related to this Committee may be
14 provided through the submission of a three-minute phone message by
15 e-mail or e-mailed -- or mailed to the attention of the Clerk's
16 Office at the Suffolk County Legislature, William H. Rogers
17 building, 725 Veterans Memorial Highway, Smithtown, New York.
18 Submitted comments will be distributed to the Legislators.

19
01:05PM 20 There are no presentations or appointments.

21
22 **INTRODUCTORY RESOLUTIONS**

23
24 Introductory Resolutions. **IR 1531, Authorizing the filing of a**
25 **grant application for Federal Fiscal Years 2018 and 2019 FTA**
26 **Section 5339 Formula Funds for mass transportation projects for**
27 **Suffolk County Transit. (Co. Exec.).**

28
29 **LEG. FLEMING:**

01:05PM 30 Motion.

31
32 **CHAIRPERSON KRUPSKI:**

33 Motion by Legislator Fleming; second by Legislator Berland. We
34 have Commissioner Brown joining us if anyone has any questions
35 about these resolutions.

36
37 **LEG. TROTТА:**

38 Yeah, what funding is this? It's previous years?

39
40 **COMMISSIONER BROWN:**

41 Yeah, it's 80% Federal, 10% State and then 10% County.

42
43 **LEG. TROTТА:**

44 Sorry?

45
46 **COMMISSIONER BROWN:**

47 I'm sorry; 80% Federal, 10% State and 10% County.

48
49 **LEG. TROTТА:**

01:06PM 50 And what projects is this for?

51
52 **COMMISSIONER BROWN:**

53 This is for replacement of all the buses. Buses that have --

54
55 **LEG. TROTТА:**

56 Okay.

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01:06PM

01:07PM

01:07PM

01:07PM

COMMISSIONER BROWN:
-- you know, 250,000 miles plus.

CHAIRPERSON KRUPSKI:
Anyone else? So we have a motion and a second. All in favor?
Opposed? Abstentions? So moved.

MR. DUBOIS:
Six. **APPROVED (VOTE: 6-0-0-0. P.O. CALARCO INCLUDED IN VOTE)**

IR 1532, Authorizing the filing of a grant application for Federal Fiscal Year 2018 FTA Section 5307 Formula Funds for mass transportation projects for Suffolk County Transit. (Co. Exec.).
Can I go with the same motion, same second? Is this something -- this is for 2018. What is it -- I think that's come and gone so what's the -- Commissioner, what's the -- what's the timeline on these?

COMMISSIONER BROWN:
Oh, yeah, I'm not sure about the 2018/2019. The timeline is, you know, is now, as soon as the money is available to replace paratransit buses.

CHAIRPERSON KRUPSKI:
Okay.

COMMISSIONER BROWN:
Same breakdown as the previous IR --

CHAIRPERSON KRUPSKI:
Thank you.

COMMISSIONER BROWN:
-- 80,10,10.

CHAIRPERSON KRUPSKI:
Thank you, all right. So a motion and a second was made. All in favor? Opposed? Abstentions?

MR. DUBOIS:
Six. **APPROVED (VOTE: 6-0-0-0. P.O. CALARCO INCLUDED IN VOTE)**

CHAIRPERSON KRUPSKI:
So moved. Thank you.

IR 1533, Accepting FTA Section 5307 Cares Act funding. (Co. Exec.).
Motion by Legislator Muratore; second by Legislator Fleming. On the motion.

LEG. FLEMING:
May I?

CHAIRPERSON KRUPSKI:
Please.

1 **LEG. FLEMING:**

2 Good afternoon, Commissioner. If you could you just explain the
3 basis of this funding.

4
5 **COMMISSIONER BROWN:**

6 Yeah, it's reimbursing operation cost at a hundred percent. So,
7 you know, what we spend, you know, for this grant money available
8 it's -- it's reimbursing that. This is provided through the CARES
9 Act, 26, you know, more than 26 million. This is similar to what,
10 you know, NICE Bus, you know, a bigger system got more than we did.
11 You know, I understood the State of Virginia got a couple hundred
12 thousand -- a couple hundred million dollars of CARES Act funding
13 for their bus routes, so.

14
15 **LEG. FLEMING:**

16 My understanding -- oh, I'm sorry to interrupt. My understanding
17 was that unlike the larger monies that came through the CARES Act
18 to the County, that this is not limited to reimbursement for
19 COVID-related expenditures. Is that true? So that, for instance,
20 we could use it to replace revenue losses -- to offset revenue
21 losses from the fact that folks stopped taking the bus for a while.

22
23 **COMMISSIONER BROWN:**

24 It's mass transit operations costs. So, yes, it's my understanding
25 it's not limited to specific COVID impacts but it is for operations
26 during the COVID crisis.

27
28 **LEG. FLEMING:**

29 And what happens if the -- the 26 million -- do we need -- is this
30 up to 26 million or we get the 26 million?

31
32 **COMMISSIONER BROWN:**

33 No, we get the full amount, the 26 -- as it's written, 26.6 million
34 roughly.

35
36 **LEG. FLEMING:**

37 And so we don't have to demonstrate any kind of need or loss of
38 revenue to support that grant funding.

39
40 **COMMISSIONER BROWN:**

41 It is my understanding is, no, we don't.

42
43 **LEG. FLEMING:**

44 And then we're able -- oh, sorry, go ahead, I keep interrupting.

45
46 **COMMISSIONER BROWN:**

47 Railroad and others that are getting it.

48
49 **LEG. FLEMING:**

50 Okay. So we are -- we'll have flexibility with regard to how the
51 26 million -- 26.6 million is spent as long as it's mass transit
52 operations.

53
54 **COMMISSIONER BROWN:**

55 And for operating costs.

1 **LEG. FLEMING:**
2 Operating costs of the --

3
4 **COMMISSIONER BROWN:**
5 Of mass transit.

6
7 **LEG. FLEMING:**
8 Oh, only of mass transit. In other words, it can't be applied --
9 you know I'm a big fan of public transportation and we hurt -- you
01:09PM 10 know, we've been hurting for money for such a longtime. I just
11 want to make sure that this isn't something that can be reallocated
12 to something other than transportation funding.

13
14 **COMMISSIONER BROWN:**
15 Yeah. No, I think it's limited to just transportation funding.
16 There may be some caveats to that on what it can actually be spent
17 for, but the purpose is operating funds for mass transit.

18
19 **LEG. FLEMING:**
01:10PM 20 Thank you. Thank you, Al.

21
22 **CHAIRPERSON KRUPSKI:**
23 Legislator Muratore.

24
25 **LEG. MURATORE:**
26 Yes, thank you. Commissioner, just a question, we're talking about
27 buses, how are the buses doing; how's transit running?

28
29 **COMMISSIONER BROWN:**
01:10PM 30 The volume keeps going up. We're back up, you know, close to 50%
31 of our previous volumes. They went up considerably at the end of
32 May and then we're seeing a, you know, three, four, five percent
33 increase every week. So that's a good sign. They're getting
34 crowded enough that, you know, social distancing is becoming an
35 issue. So we've added another bus on a couple of routes that have
36 -- during peak time just a -- a trailer bus so that people can
37 still stay the required distance apart. That doesn't happen very
38 often but on a rare occasion.

39
40 **LEG. MURATORE:**
41 And in some way, you know, and -- I thank the most to the -- the
42 drivers who go to work and putting their lives on the line, you
43 know. It's out there and they're in harm's way so tell them take
44 care of themselves. Thank you.

45
46 **COMMISSIONER BROWN:**
47 Thank you, Legislator. Darnell and I have weekly calls with all of
48 the operators. It's been a good process just during this pandemic
49 to share ideas. They have a plexiglass barrier now to protect them
01:11PM 50 and we're back to 100% fare collection through the front of the
51 bus, which is also a good sign.

52
53 **LEG. MURATORE:**
54 Thank you.

1 **CHAIRPERSON KRUPSKI:**
2 All right. Thank you, Commissioner.

3
4 **COMMISSIONER BROWN:**
5 Legislator, I'll share your comments.

6
7 **LEG. MURATORE:**
8 Thank you.

9
10 **CHAIRPERSON KRUPSKI:**
11 Legislator Trotta, has a question.

12
13 **LEG. TROTТА:**
14 This money is 29 -- 29 or 26 million?

15
16 **COMMISSIONER BROWN:**
17 Twenty-six.

18
19 **LEG. TROTТА:**
01:11PM 20 That's independent of the 257 million received from the Federal
21 government to the County; this is in addition to that?

22
23 **COMMISSIONER BROWN:**
24 Yeah, I don't know -- I can't answer that question if that's part
25 it or it's separate.

26
27 **LEG. TROTТА:**
28 But we have 257 million in hand. Is this applying for new money,
29 different money or is it just --

01:12PM 30
31 **COMMISSIONER BROWN:**
32 It's already been applied for and approved so we will receive it if
33 -- if it's approved by the Legislature.

34
35 **LEG. TROTТА:**
36 We'll, we're going to approve it. I'm just thinking -- I just want
37 to know if it's independent. Maybe, Lance, did you know that?

38
39 **MR. REINHEIMER:**
01:12PM 40 No, I don't. I'm not sure if that's part of the 257 million or
41 not.

42
43 **COMMISSIONER BROWN:**
44 Yeah, Darnell, may know. Do you know, Darnell?

45
46 **CHIEF DEPUTY COMMISSIONER TYSON:**
47 It's independent.

48
49 **COMMISSIONER BROWN:**
50 It's independent.

51
52 **LEG. TROTТА:**
53 Independent, so it's -- okay.

54
55 **MR. REINHEIMER:**
56 That's what I was gonna say. I had a feeling it was independent

1 but I wasn't sure.

2

3 **LEG. TROTТА:**

4 Okay, thank you.

5

6 **CHAIRPERSON KRUPSKI:**

7 It certainly is most welcome, \$26 million, though. So we have a
8 motion and a second. All in favor? Opposed? Abstentions? So
9 moved.

10

11 **MR. DUBOIS:**

12 Six. **APPROVED (VOTE: 6-0-0-0. P.O. CALARCO INCLUDED IN VOTE)**

13

14 **CHAIRPERSON KRUPSKI:**

15 **IR 1559, Appropriating funds in connection with the Sewer**
16 **Infrastructure Program to provide funding for the Suffolk County**
17 **Septic Improvement Program. (Co. Exec.).**

18

19 **LEG. FLEMING:**

01:13PM 20 Motion.

21

22 **CHAIRPERSON KRUPSKI:**

23 Motion by Legislator Fleming.

24

25 **LEG. MURATORE:**

26 I'll second it.

27

28 **CHAIRPERSON KRUPSKI:**

01:13PM 29 Second by Legislator Muratore. I see we have Walt Dawydiak here,
30 Justin Jobin. Anybody have any questions? I do have a question
31 why -- why that number? It's not a round number. It was picked
32 deliberately?

33

34 **LEG. FLEMING:**

35 I think in the resolution it states that it's the balance of a fund
36 that has to be spent on sewer infrastructure or septic
37 infrastructure.

38

39 **MR. DAWYDIAK:**

01:14PM 40 Correct. Good afternoon. Walter Dawydiak, Director of
41 Environmental Quality. As Legislator Fleming had indicated, this
42 is the residual amount for -- from a prior appropriation that dates
43 back to 2013. It was originally a \$5 million appropriation. Under
44 the County law this money was earmarked and segregated in Fund 406.
45 It had to be used for onsite super cesspools or advanced nitrogen
46 removing septic systems. A bit over a million dollars of this was
47 used for various individual projects which were approved by the
48 County and the Legislature. This is a free balance, which is just
49 over \$3.7 million. Administratively to move the money into a
50 budget object code that the Septic Incentive Program could access,
51 we need this internal budget transfer. But as Legislator Fleming
52 had indicated, this money was already appropriated and is already
53 segregated for this purpose.

54

55 **CHAIRPERSON KRUPSKI:**

56 Thank you. And thank you for doing that work there. I know

1 there's a backlog. I know there's a lot of interest in the program
2 and -- because it's run efficiently, it's, you know, people have
3 been satisfied with --

4
5 **MR. DAWYDIAK:**

6 Thank you, I appreciate that. One of the very few bright spots of
7 the Corona Virus pandemic is people are spending more time with
8 their cesspools and realizing that they need to be upgraded.
9 Through the leadership of the County Executive and Justin Jobin's
10 program, we made it easy for people to address catastrophic
11 failures in a timely manner. So more and more of them are doing
12 the right thing and upgrading to an environmentally sensitive
13 system.

14
15 **CHAIRPERSON KRUPSKI:**

16 Thank you. That's an interesting way of putting it, but we
17 appreciate it anyway.

18
19 **MR. DAWYDIAK:**

20 Thank you.

21
22 **CHAIRPERSON KRUPSKI:**

23 Yeah, Legislator Trotta.

24
25 **LEG. TROTТА:**

26 Is this the subsidizing of the -- at homes alternative systems?

27
28 **MR. DAWYDIAK:**

29 Correct.

30
31 **LEG. TROTТА:**

32 So this is the \$10,000 for each person.

33
34 **MR. DAWYDIAK:**

35 Correct.

36
37 **LEG. TROTТА:**

38 Okay, thanks.

39
40 **CHAIRPERSON KRUPSKI:**

41 Anyone else? All right, well, thank you.

42
43 **MR. DAWYDIAK:**

44 Thank you.

45
46 **CHAIRPERSON KRUPSKI:**

47 We have a motion and a second. All in favor? Opposed?
48 Abstentions? So moved.

49
50 **MR. DUBOIS:**

51 Six. **APPROVED (VOTE: 6-0-0-0. P.O. CALARCO INCLUDED IN VOTE)**

52
53 **LEG. FLEMING:**

54 Please list me as a cosponsor.

1 **CHAIRPERSON KRUPSKI:**

2 Anyone else have anything for the Committee? If not, we are
3 adjourned. Thank you, everyone.

4
5 **THE MEETING CONCLUDED AT 2:15 PM**
6 **{ } DENOTES SPELLED PHONETICALLY**
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