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3 **ENVIRONMENT, PARKS & AGRICULTURE COMMITTEE**
4
5 **OF THE**
6
7 **SUFFOLK COUNTY LEGISLATURE**
8
9 **MINUTES**

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14 A meeting of the Environment, Parks & Agriculture Committee of the
15 Suffolk County Legislature was held in the Rose Y. Caracappa
16 Legislative Auditorium of the William H. Rogers Legislature
17 Building, 725 Veterans Memorial Highway, Smithtown, New York on
18 November 20, 2020 via hybrid in person and Zoom conference.
19
20
21
22

23 **MEMBERS PRESENT:**

24 Leg. Kara Hahn, Chairperson
25 Leg. Al Krupski, Vice Chair
26 Leg. Sarah S. Anker
27 Leg. Bridget Fleming
28 Leg. Leslie Kennedy
29 Leg. Anthony Piccirillo
30
31
32

33 **ALSO IN ATTENDANCE:**

34 Presiding Officer Robert Calarco, 7th Legislative District
35 Sarah E. Simpson, Counsel to the Legislature
36 Dan Dubois, Chief Deputy Clerk/Legislature
37 Lance Reinheimer, Director/Budget Review Office
38 Laura Halloran, Budget Review Office
39 Jason D. Smagin, Commissioner/Parks Department
40 Elizabeth Wayland-Morgan, Vanderbilt Museum
41 Jim Kelly, Vanderbilt Museum
42 Nicole Amendola, Intergovernmental Affairs, CE
43 Sarah Lansdale, Director/Department of Planning
44
45
46

47 **MINUTES TAKEN BY:**

48 Diana Flesher, Court Stenographer
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1 THE MEETING WAS CALLED TO ORDER AT 10:02 AM

2
3 **CHAIRPERSON HAHN:**

4 Welcome everyone. Welcome to the Legislature's Environment, Parks
5 & Agriculture Committee. If we could all rise for a salute to the
6 flag led by Legislator Anker.

7
8 **SALUTATION**

9
10 Thank you. Clerk, okay, did we have correspondence -- you had
11 correspondence that you circulated to the Committee?

12
13 **MR. DUBOIS:**

14 Yes, there were several regarding 1652 and 1801, all of which have
15 been circulated to all the Legislators.

16
17 **CHAIRPERSON HAHN:**

18 Correct. Thank you. And section three Public Portion, in person
19 public comments will not be permitted during this meeting. Instead
20 comments related to this Committee may be provided through the
21 submission of a three-minute phone message to 631-853-3685; or via
22 e-mail to clerk.legislature@suffolkcountyny.gov; or can be mailed
23 to the attention of the Clerk's Office at the Suffolk County
24 Legislature, William H. Rogers Building, 725 Veterans Memorial
25 Highway, Smithtown, New York 11787. Submitted comments will be
26 distributed to Legislators.

27
28 **TABLED RESOLUTIONS**

29
30 Okay, we have no appointment resolutions today, no presentations.
31 We will begin with Tabled Resolutions. **1652, (Adopting Local Law**
32 **No. -2020,) A Local Law to require legislative approval for future**
33 **contracts involving recreational shooting ranges on County**
34 **property. (Sunderman).**

35
36 **LEG. ANKER:**

37 Motion to table.

38
39 **CHAIRPERSON HAHN:**

40 We have a motion to table by Legislator Anker.

41
42 **LEG. PICCIRILLO:**

43 Second.

44
45 **CHAIRPERSON HAHN:**

46 Seconded by Legislator Piccirillo.

47
48 **LEG. PICCIRILLO:**

49 Just so.

50
51 **CHAIRPERSON HAHN:**

52 Okay.

53
54 **LEG. ANKER:**

55 On the motion.

1 **CHAIRPERSON HAHN:**
2 On the motion, Legislator Anker.

3
4 **LEG. ANKER:**
5 Can we just get an update on where we are because I know that piece
6 of legislation has been amended. If there's anybody who could
7 answer that. Evidently not, though.

8
9 **MS. SIMPSON:**
10 I was going to say this is on 1652?

11
12 **CHAIRPERSON HAHN:**
13 So, Nicole, do we have -- I'm sorry, Legislator Anker, were you
14 looking for an update from the Parks Department?

15
16 **LEG. ANKER:**
17 Either. Sarah, if you have an update with the amendments. Or
18 Rudy.

19
20 **MS. SIMPSON:**
21 We're on 1652; correct? I had to step out real quick.

22
23 **CHAIRPERSON HAHN:**
24 That's 1652.

25
26 **LEG. ANKER:**
27 That's correct.

28
29 **MS. SIMPSON:**
10:05AM 30 I don't have any updates from -- like, there were no amendments
31 filed to this and I don't recall receiving any requests for
32 amendments. So I'm not sure exactly what you're looking for.

33
34 **CHAIRPERSON HAHN:**
35 Okay. And I know that we have a site visit planned as well. Any
36 updates on the negotiations from the department or have we finished
37 that?

38
39 **LEG. ANKER:**
10:06AM 40 You know, I'm going to withdraw my motion to table.

41
42 **CHAIRPERSON HAHN:**
43 Commissioner Smagin, did you have any updates you wanted to give
44 us?

45
46 **COMMISSIONER SMAGIN:**
47 No, we're continuing negotiating the last option of the agreement.
48 Documentation and items were requested from the Health Department
49 and other items. We had a post discussion off record with yourself
10:06AM 50 and Legislator Sunderman, which I believe went very positive, but
51 nothing is finalized nor executed at this time.

52
53 **CHAIRPERSON HAHN:**
54 Okay.

55
56

1 **LEG. PICCIRILLO:**
2 Motion to table, Madam Chair.

3
4 **LEG. ANKER:**
5 All right, so again --

6
7 **CHAIRPERSON HAHN:**
8 So now we have a motion to table by Legislator Piccirillo.
9 Legislator Anker had withdrawn her motion to table. Legislator
10 Anker?

10:07AM

11
12 **LEG. ANKER:**
13 Again, I think we need more time it looks like. Okay, I'll second
14 Legislator Piccirillo's motion to table. Let's see what more we
15 can do with this.

16
17 **CHAIRPERSON HAHN:**
18 Okay. Anyone else? I don't see any hands. Okay. Roll call.

19
20 (Roll call by Mr. Dubois, Chief Deputy Clerk of the Legislature)

21
22 **LEG. PICCIRILLO:**
23 Yes.

24
25 **LEG. ANKER:**
26 Yes.

27
28 **CHAIRPERSON HAHN:**
29 Yes to table.

10:07AM

30
31 **LEG. KRUPSKI:**
32 Yes.

33
34 **LEG. FLEMING:**
35 Yes.

36
37 **LEG. KENNEDY:**
38 (Not present)

39
40 **P.O. CALARCO:**
41 Yes.

42
43 **MR. DUBOIS:**
44 Six. (VOTE: 6-0-0-1)

45
46 **CHAIRPERSON HAHN:**
47 Okay, 1652 is tabled. Introductory Resolution 1801, Requiring an
48 environmental hazard mitigation plan to address lead waste upon
49 closure of County-owned recreational shooting ranges. (Sunderman).

10:08AM

50
51 **LEG. PICCIRILLO:**
52 Motion to approve.

53
54 **CHAIRPERSON HAHN:**
55 Motion to approve by Legislator Piccirillo.

1 **LEG. FLEMING:**

2 I'll second.

3
4 **CHAIRPERSON HAHN:**

5 Second by Legislator Fleming. On the motion anyone? To our
6 Counsel I just want to put on the record that this is a plan for
7 what should happen in the case of a closure, not that it's calling
8 for closure or anything.

9
10 **MS. SIMPSON:**

11 So this is a plan -- this is a policy directive stating that when a
12 facility is closed or a contract is lapsed for over 90 days, then
13 an environmental mitigation plan shall be developed to address the
14 lead waste on shooting ranges.

15
16 **CHAIRPERSON HAHN:**

17 Okay. And we have had multiple discussions with the Parks
18 Department about the lead waste removal that is ongoing as it is
19 operating. But this is just for in the case of if it should close.

10:09AM

20
21 **MS. SIMPSON:**

22 That's correct.

23
24 **CHAIRPERSON HAHN:**

25 Okay. Legislator Krupski.

26
27 **LEG. KRUPSKI:**

28 Thank you. How would this affect -- this legislation affect other
29 shooting ranges on County land or other shooting ranges on private
30 land?

10:09AM

31
32 **MS. SIMPSON:**

33 So this is only applicable to county-owned recreational shooting
34 ranges. So recreational shooting ranges that are on
35 county-property where we have a license agreement. It does not
36 affect shooting ranges that are privately owned on private land.

37
38 **LEG. KRUPSKI:**

39 So, I have a question, if I could, through the Chair to the
40 Commissioner. How many other shooting ranges in the County would
41 this affect?

10:09AM

42
43 **COMMISSIONER SMAGIN:**

44 Based on how it's defined by Sarah, I believe it would only affect
45 the one trap & skeet range that the County has on parkland.

46
47 **LEG. KRUPSKI:**

48 Thank you.

49
50 **COMMISSIONER SMAGIN:**

51 But, you know, I just would want to note my concern regarding the
52 90-day lapse of the contract. As I had noted last time in the
53 meeting, we believe that it's too short based on how long a process
54 takes for an RFP and something like that if the contract is lapsed.
55 We would request that that section be lengthened as I had stated
56 last time to at least 180 days.

1
2 **LEG. KRUPSKI:**

3 Is there -- but we have other shooting ranges, right? We have one
4 at BOMARC, right? That's on County land.

5
6 **COMMISSIONER SMAGIN:**

7 So that one is on -- is that constituted DPW property?

8
9 **CHAIRPERSON HAHN:**

10 And is it considered recreational?

11
12 **MS. SIMPSON:**

13 It's not a recreational; it's not a recreational shooting range.
14 The definition in the piece of legislation that's before you right
15 now is for recreational shooting ranges. The BOMARC property is
16 for the police department and the law enforcement agencies.

17
18 **LEG. KRUPSKI:**

19 So how many other shooting ranges are there on a County property
20 whether they're recreational or not in the Parks Department's
21 control? I mean, I got a short list here of private ranges.
22 There's an indoor range. Does this count indoor ranges?

23
24 **MS. SIMPSON:**

25 It wouldn't affect indoor private ranges.

26
27 **LEG. KRUPSKI:**

28 And what about -- I'm looking at the list here to see where they
29 are. Some are outdoor. So the one on -- this one here, so what
30 you're saying, Commissioner, is this is the only one that would be
31 called recreational on county-owned parkland. So you're
32 discounting the one -- and the question's also to Sarah, you're
33 discounting the one that's on BOMARC because it's not considered
34 recreational?

35
36 **MS. SIMPSON:**

37 I consider the site at BOMARC, which is used for police training
38 purposes, not to be a recreational shooting range so I don't think
39 it would be encompassed under this bill; nor do I think that
40 shooting range would ever be closed down by the County in any, you
41 know -- I can't think of where else we would engage in that type of
42 training, so it's unlikely that that site would be shut down.

43
44 **LEG. KRUPSKI:**

45 Okay.

46
47 **COMMISSIONER SMAGIN:**

48 I had no involvement with the drafting of this resolution so I
49 can't speak to the intent of anything in regards to it, nor what it
50 was -- the intent of what it was supposed to affect. Again, I just
51 want to address the concerns within the resolution and have my
52 objections to that timeline noted as well.

53
54 **LEG. KRUPSKI:**

55 Thank you. Thank you, Madam Chair.

1 **CHAIRPERSON HAHN:**

2 Thank you. I know I had two hands raised in the chat room.
3 Legislator Anker and maybe Legislator Fleming. Sorry, someone's
4 working on my computer at the moment. So, Legislator Anker first;
5 then Fleming; and then Piccirillo.

6
7 **LEG. ANKER:**

8 Motion to table. And the reason why is, you know, I think we need
9 to follow the advice of our Commissioner of Parks just to get a
10 little bit more information. And also, you know, is it possible --
11 let's see, this is Rudy's -- to amend that 90 days to 180 days?

12
13 **CHAIRPERSON HAHN:**

14 So, I'll second the motion to table for my own reason, which I will
15 mention after the Legislators get to talk. So we have a motion to
16 table and a second. I'm sorry, Legislator Anker, continue.

17
18 **LEG. ANKER:**

19 I had one other question. I know the -- what is it -- the Peconic
20 River Sportsmen Association has a partnership with the County.
21 And, again, it may not be on their -- I know they, you know, they
22 have private land but they also work with the County with some of
23 the other land. So, again, if, Commissioner, if you could check on
24 that, you know, to see really where this is. There's just so many
25 questions with this particular piece of legislation, I think it
26 needs a little bit more vetting.

27
28 **COMMISSIONER SMAGIN:**

29 Yeah, I mean if the intent wasn't for -- to only speak to the one
30 location, possibly, you know, the resolution could be amended as
31 well to really highlight just the one location instead of having
32 general terms, like possibly (technical malfunction) numbers.

33
34 **LEG. ANKER:**

35 Okay. Great. Thank you.

36
37 **CHAIRPERSON HAHN:**

38 Legislator Fleming.

39
40 **LEG. FLEMING:**

41 Thank you, Legislator Hahn. I don't know if anybody here is
42 qualified to answer the question, but I'm just curious about the --
43 and, I guess, Sarah, if the sponsor's not here, what is the
44 concern? I'm trying to remember at BOMARC, which isn't affected by
45 this resolution, I'm thinking there was a lead hit, but that it
46 wasn't high, but I could be wrong about that. I'm checking it now.
47 But do we have a -- like, is there some sort of empirical basis for
48 calling on this to do (inaudible) mitigation? I mean, is the lead
49 that is -- I'm asking this because I really have no idea. Is the
50 lead that, you know, the level of lead that one expects to see at a
51 shooting range something that does, if you'll excuse the pun,
52 trigger concern?

53
54 **MS. SIMPSON:**

55 I don't have specific numbers that were provided to me, but I know
56 from the conversations I had with the sponsor, the concern is that

1 because it's in a shooting range and there is a lot of lead that is
2 expelled and it's very close to the Carmans River Watershed, he was
3 concerned about possible contamination and he didn't want to -- he
4 wanted to make sure that if any recreational shooting site were
5 ever closed, you know, by the County, that we made sure to address
6 all of the lead that was not cleaned up as a matter of course
7 during the routine maintenance.

8
9 **LEG. FLEMING:**

10:16AM 10 You know, I think it's -- I think it's a great inquiry truthfully,
11 but I do think that if there is some kind of empirical basis, you
12 know, that should trigger concern, excuse the pun, for, you know,
13 for instance BOMARC although we're doing water testing there, but,
14 you know, every other site that's county-owned. If there's a
15 concern about lead, for goodness sakes, we know how dangerous it is
16 in the water, it would be good to have more of a sense of what the
17 empirical basis is.

18
19 **MS. SIMPSON:**

10:17AM 20 I'll relay your question to the sponsor so that he can hopefully
21 get you some more specific information on that. Okay?

22
23 **LEG. FLEMING:**

24 Yes, that would be fantastic. Thank you. Or I can call Rudy
25 myself. Thanks.

26
27 **CHAIRPERSON HAHN:**

28 Thank you, Legislator Fleming. Legislator Piccirillo.

29
30 **LEG. PICCIRILLO:**

31 My questions were asked and answered. Thank you, Madam Chair.

32
33 **CHAIRPERSON HAHN:**

34 Thank you, Legislator Piccirillo. Legislator Kennedy.

35
36 **LEG. KENNEDY:**

37 (No response)

38
39 **LEG. PICCIRILLO:**

10:17AM 40 You're muted, Leslie.

41
42 **LEG. KENNEDY:**

43 Sorry about that. I was just going to tell Bridget what I had
44 heard when I did my questioning, one of the wells over there had
45 been shut down a long while back. And that the -- and I don't even
46 know what the -- the numbers were fifteen, is the maximum, and the
47 numbers were twenty. Now at the range --

48
49 **LEG. FLEMING:**

10:18AM 50 At BOMARC?

51
52 **LEG. KENNEDY:**

53 At BOMARC. I don't know fifteen whats or twenty whats, I can't
54 remember, there. And it is not the present contract vendee. It's
55 not the present gentleman. It's years and years and years of lead
56 that had been there and they want to make that -- make sure that

1 before someone leaves, there's a big cleaning. There is also
2 issues of sound, which is just higher berms and plantings. I think
3 that this bill gives us the opportunity to look at something that
4 we use on a continual basis and make it better and safer.

5
6 **LEG. FLEMING:**

7 I agree with you. I think it's a great inquiry. Thank you. And I
8 love your Long Island mask.

9
10 **LEG. KENNEDY:**

11 Thanks. It was made by one of our AME workers.

12
13 **LEG. FLEMING:**

14 Oh my gosh, can I get one?

15
16 **LEG. KENNEDY:**

17 I will send it out to everybody. She's the best.

18
19 **LEG. FLEMING:**

20 Thank you.

21
22 **LEG. KENNEDY:**

23 You're welcome.

24
25 **CHAIRPERSON HAHN:**

26 Okay, I also during my last conversation with the Commissioner on
27 this issue, Nick Gibbons actually gave a very good summary of the
28 ongoing lead removal practices that are being adhered to at this
29 site. And so that might be helpful for the Committee to have that
30 circulated, Commissioner.

31
32 **COMMISSIONER SMAGIN:**

33 Uh-hum.

34
35 **CHAIRPERSON HAHN:**

36 You know, that we follow the best management practices for the EPA,
37 the recycling effort, the scraping of five to six inches of soil,
38 etcetera, etcetera, etcetera. You know, I think it's -- I think
39 that would be valuable for the Committee to know. So, I'd like to
40 make a request that maybe he circulate a short summary about those
41 activities that are ongoing while it is in operation.

42
43 Okay, Legislator Piccirillo.

44
45 **LEG. PICCIRILLO:**

46 Thank you, Madam Chair. Madam Chair, I do have an e-mail here from
47 Peter Scully dated April 23rd, 2012 in regards to lead poisoning
48 and the proximity of the Carlls River Watershed. So if I can send
49 that to the Clerk to enter it into the record and then I'll send it
50 to my colleagues just so that I think we have an accounting of
51 what's already been discovered at the site through New York State
52 DEC.

53
54 **CHAIRPERSON HAHN:**

55 Excellent. Thank you.

1 **LEG. PICCIRILLO:**

2 Thank you.

3

4 **CHAIRPERSON HAHN:**

5 And if I had turned my page in my notes, the summary should also
6 include the soil samples that are done and the monitoring wells
7 that are there and, you know, that would be helpful.

8

9 **COMMISSIONER SMAGIN:**

10:21AM 10 Yes, I believe that was requested on the record last time from the
11 Health Department. So I'm not sure what the status of what was
12 provided since that meeting.

13

14 **CHAIRPERSON HAHN:**

15 Yeah, I don't recall.

16

17 **MS. AMENDOLA:**

18 I think we're still working to get that. I know we're working on
19 getting a map.

10:21AM 20

21 **CHAIRPERSON HAHN:**

22 Excellent. Thank you. Okay, so we have a motion to table and a
23 second. That's takes precedence. Roll call.

24

25 (Roll call by Mr. Dubois, Chief Deputy Clerk of the Legislature)

26

27 **LEG. ANKER:**

28 Yes.

29

30 **CHAIRPERSON HAHN:**

31 Yes.

32

33 **LEG. KRUPSKI:**

34 Yes.

35

36 **LEG. FLEMING:**

37 Yes.

38

39 **LEG. PICCIRILLO:**

40 Yes.

10:21AM 41

42

43 **LEG. KENNEDY:**

44 Yes.

45

46 **P.O. CALARCO:**

47 Yes.

48

49 **MR. DUBOIS:**

50 Seven. (VOTE: 7-0-0-0)

10:21AM 51

52 **CHAIRPERSON HAHN:**

53 Thank you. 1801 is tabled.

54

54 INTRODUCTORY RESOLUTIONS

55

56 **Introductory Resolution 1829, Amending Resolution number 614 of**

1 **2020, reconvening towns for land acquisitions under the Old**
2 **Drinking Water Protection Program. (Krupski).**

3
4 **LEG. KRUPSKI:**
5 Motion.

6
7 **CHAIRPERSON HAHN:**
8 Motion by Legislator Krupski; seconded by Legislator Fleming.
9 Anyone on the motion? Legislator Krupski.

10:22AM 10

11 **LEG. KRUPSKI:**
12 Thank you. So this is -- and I did this same thing, same exercise
13 four years ago. There is a small amount of Old Drinking Water
14 money left. And I've got the list here and I'll send it around.
15 Out of the ten towns there was either 12-5 (b) or 12-5 (e) money.
16 Apparently two towns, Southold and Smithtown, have zero dollars
17 left. It ranges from Riverhead with a high of 613,000 to East
18 Hampton with a low of 14,000 and change.

10:22AM 20

21 And so this money's been around for a longtime. The money is
22 specifically designated to each township. And five years ago what
23 happens is there's a long -- and if you you want a long, very
24 detailed description of the way the money has to be spent, please
25 contact or ask Director Lansdale, but basically the town sends a
26 list in and it has to go through a proper protocol to approve the
27 town's list. It includes all ten towns that have to review each
28 other's lists. Once that list is approved, then the County can use
29 this -- only this -- well, no, they can use this pot of money along
30 with any other money they can cobble together, whether it's county
31 money or any other pile of money or town money, to purchase those
32 properties on the list.

10:23AM 30

33 So some of the original lists that go way back 20 years, and most
34 of those parcels had been acquired by some other efforts over the
35 years. So -- oh, okay so I'll send -- thank you -- I'll -- yes.
36 So the process is kind of cumbersome and very lengthy. And all
37 this does is amend it saying that they can -- it kind of clarifies
38 the different criteria for acquisition so that the towns can spend
39 what is, in fact, their money that is designated for each town.
40 And, Director Lansdale, you're on the line.

10:24AM 40

41
42 **DIRECTOR LANSDALE:**
43 Yes, I'm here.

44
45 **LEG. KRUPSKI:**
46 Thank you. Could you send over the link to everyone about the --
47 oh, you can do it. Okay, can my staff send you the link -- can
48 send everyone the link about the Power Point of this program.

49
50 **DIRECTOR LANSDALE:**
51 Sure.

52
53 **LEG. KRUPSKI:**
54 Okay. Thank you. So everyone will have an idea. And can you
55 comment on this bill?

1 **DIRECTOR LANSDALE:**

2 So, yes. This bill was -- thank you for drafting it. It was a --
3 it's a bill specifically allowing if there are parcels recommended
4 by local towns for inclusion in the Old Drinking Water Protection
5 Program and these are town nominated parcels, there are specific
6 criteria that was established when the Old Drinking Water
7 Protection Program was first established. And this would allow
8 towns to nominate parcels that don't meet that criteria one hundred
9 percent.

10:25AM 10

11 **LEG. KRUPSKI:**

12 And the lists have been generated by the towns.

13
14 **DIRECTOR LANSDALE:**

15 Yes.

16
17 **LEG. KRUPSKI:**

18 And there's quite a few parcels. Some of them, I think, are coming
19 from towns that have very little money, they provided along with
20 some parcels. Just because the towns nominate all those parcels,
21 it doesn't mean that preservation is -- you need a willing seller
22 still.

10:25AM 20

23
24 **DIRECTOR LANSDALE:**

25 Absolutely.

26
27 **LEG. KRUPSKI:**

28 And that's the link of the chain that has to be there. So that if
29 the towns only have one parcel that they know that they have a
30 willing seller for, it would be easy because then they can use the
31 money to preserve that parcel.

10:26AM 30

32
33 **DIRECTOR LANSDALE:**

34 Right. And this is -- just to clarify, this is a two-step process.
35 So this is an amendment to the -- to the -- to your re-canvassed
36 legislation. Then we will be coming before the Legislature in
37 early next year, January, February and March once the Parks
38 Trustees have had a chance to review the town nominated parcels and
39 present that to the Legislature to review yourselves and approve.

10:26AM 40

41 **LEG. KRUPSKI:**

42 And this is not a recurring fund stream. This is in addition to
43 the funding stream that we rely on for preservation. This is just
44 a residual of an old successful program.

45
46 **DIRECTOR LANSDALE:**

47 Exactly.

48
49 **LEG. KRUPSKI:**

50 All right. Thank you. Thank you, Madam Chair. Thank you,
51 Director Lansdale.

10:27AM 50

52
53 **CHAIRPERSON HAHN:**

54 Thank you, Legislator Krupski. Is there anyone else who has any
55 questions? I don't see any hands or anybody waiving at me on the
56 screen. We have a motion and a second. Roll call.

1
2 (Roll call by Mr. Dubois, Chief Deputy Clerk of the Legislature)

3
4 LEG. KRUPSKI:
5 Yes.

6
7 LEG. FLEMING:
8 Yes.

9
10 CHAIRPERSON HAHN:
11 Yes.

12
13 LEG. ANKER:
14 Yes.

15
16 LEG. PICCIRILLO:
17 Yes.

18
19 LEG. KENNEDY:
20 Yes.

21
22 P.O. CALARCO:
23 Yes.

24
25 MR. DUBOIS:
26 Seven. (VOTE: 7-0-0-0)

27
28 CHAIRPERSON HAHN:
29 1829 is approved. Thank you. 1832, Authorizing an appraisal for
30 the purchase of development Rights of Farmland under the Suffolk
31 County Drinking Water Protection Program, as amended by Local Law
32 No. 24-2007 Meyer's Farm Peter and Sandra Meyer property Town of
33 Riverhead (SCTM No. 0600-098.00-01.00-005.000 p/o). (Co. Exec.).

34
35 LEG. KRUPSKI:
36 Motion.

37
38 CHAIRPERSON HAHN:
39 Motion by Legislator Krupski.

40
41 LEG. PICCIRILLO:
42 Second.

43
44 CHAIRPERSON HAHN:
45 Seconded by Legislator Piccirillo.

46
47 LEG. KRUPSKI:
48 On the motion.

49
50 CHAIRPERSON HAHN:
51 On the motion, Legislator Krupski.

52
53 LEG. KRUPSKI:
54 Thank you. So, to Director Lansdale, this would be ordering an
55 appraisal but these would be -- do you have a list of parcels -- I
56 don't want the list, I'm just saying do you have a list of parcels

1 that are -- that we're waiting on a better time to order the
2 appraisals? Because I know that with land values changing and
3 changing rapidly that if we ordered appraisals too soon and we
4 didn't have the money to make an offer, those appraisals would
5 become stall. So, could you explain the timeline here and the
6 intent if we do, in fact, authorize this appraisal.

7
8 **DIRECTOR LANSDALE:**

9 Yes. To answer your question, this would add to the list -- the
10 growing list of parcels that are in the queue for appraisals. We
11 anticipate that if this is approved by the Legislature, appraisals
12 would be ordered in the fall of 2021.

13
14 **LEG. KRUPSKI:**

15 Okay. And this did not come through my office. So does the
16 landowner know that this is the realistic timeline?

17
18 **DIRECTOR LANSDALE:**

19 Yes, we have been communicating with all inquiries that we've been
20 receiving and communicating a consistent message. I'd be happy to
21 also answer questions specifically on this appraisal step
22 resolution if there are any questions.

23
24 **LEG. KRUPSKI:**

25 Thank you very much.

26
27 **LEG. ANKER:**

28 On the motion.

29
30 **CHAIRPERSON HAHN:**

31 Legislator Anker.

32
33 **LEG. ANKER:**

34 I just wanted to state that I don't think we should stop looking
35 for parcels to acquire whether it's farmland development rights,
36 open space or active recreation. We know we don't have the money
37 right, you know, at this time. And then like what we had just --
38 the questions were asked, so long as the property owner knows that
39 it's going to be a long timeline, I think, we should continue to
40 prioritize parcels, you know, within our district that we feel are
41 really important. So, again, I will be supporting this
42 legislation.

43
44 **CHAIRPERSON HAHN:**

45 And this is to Counsel, and maybe to Director Lansdale, I can't
46 remember in this -- well, in this particular legislation but also
47 in the process, is there some sort of directive to how long the
48 department has to order the appraisal and do we need to pass
49 something that lets them delay that, if you know what I'm saying.
50 The original Triple A process, I can't remember if there was a
51 timeline given to how long to take --

52
53 **DIRECTOR LANSDALE:**

54 No, I don't believe there is a timeline. There is a timeline
55 associated with farm -- the purchase of development rights that
56 come through the Farmland Committee. We have a set period of time

1 which we are within from when it goes to committee to when the bill
2 is filed for -- and that's contained in Chapter 8 of -- to file the
3 bill to advance the appraisal steps resolution. But I am not aware
4 of any timeline in ordering an appraisal. If I find information to
5 the contrary, I'll be happy to share it with members of this
6 Committee.

7
8 **CHAIRPERSON HAHN:**

9 Thank you. Okay. We have a motion and a second. All those -- I'm
10 sorry. Roll call.

11
12 (Roll call by Mr. Dubois, Chief Deputy Clerk of the Legislature)

13
14 **LEG. KRUPSKI:**

15 Yes.

16
17 **LEG. PICCIRILLO:**

18 Yes.

19
20 **CHAIRPERSON HAHN:**

21 Yes.

22
23 **LEG. FLEMING:**

24 Yes.

25
26 **LEG. ANKER:**

27 Yes.

28
29 **LEG. KENNEDY:**

30 Yes.

31
32 **P.O. CALARCO:**

33 Yes.

34
35 **MR. DUBOIS:**

36 Seven. (VOTE: 7-0-0-0)

37
38 **CHAIRPERSON HAHN:**

39 1832 is approved. Introductory resolution 1838, Appropriating
40 funds in connection with restoration of West Neck Farm aka Coindre
41 Hall in Huntington, Capital Project 7096. (Co. Exec.). I'll make a
42 motion to approve.

43
44 **P.O. CALARCO:**

45 Second.

46
47 **CHAIRPERSON HAHN:**

48 Second by Presiding Officer Calarco. Anyone on the motion?

49
50 **LEG. PICCIRILLO:**

51 Just appropriating, right?

52
53 **CHAIRPERSON HAHN:**

54 Yes.

1 **LEG. PICCIRILLO:**

2 Thank you.

3

4 **CHAIRPERSON HAHN:**

5 Okay. Roll call.

6

7 (Roll call by Mr. Dubois, Chief Deputy Clerk of the Legislature)

8

9 **CHAIRPERSON HAHN:**

10 Yes.

10:32AM

11

12 **P.O. CALARCO:**

13 Yes.

14

15 **LEG. KRUPSKI:**

16 Yes.

17

18 **LEG. FLEMING:**

19 Yes.

10:33AM

20

21 **LEG. ANKER:**

22 Yes.

23

24 **LEG. PICCIRILLO:**

25 Yes.

26

27 **LEG. KENNEDY:**

28 Yes.

29

30 **MR. DUBOIS:**

31 Seven. (VOTE: 7-0-0-0)

32

33 **CHAIRPERSON HAHN:**

34 1838 is approved. Introductory resolution 1839, Appropriating
35 funds for the removal of toxic and hazardous materials in County
36 parks CP 7185. (Co. Exec).

37

38 **LEG. KENNEDY:**

39 Motion.

10:33AM

40

41 **LEG. PICCIRILLO:**

42 Second.

43

44 **CHAIRPERSON HAHN:**

45 Motion by Legislator Kennedy; seconded by Legislator Piccirillo.
46 Roll call.

47

48 (Roll call by Mr. Dubois, Chief Deputy Clerk of the Legislature)

49

10:33AM

50

50 **LEG. KENNEDY:**

51 Yes.

52

53 **LEG. PICCIRILLO:**

54 Yes.

55

56

1 CHAIRPERSON HAHN:

2 Yes.

3

4 LEG. KRUPSKI:

5 Yes.

6

7 LEG. FLEMING:

8 Yes.

9

10 LEG. ANKER:

11 Yes.

12

13 P.O. CALARCO:

14 Yes.

15

16 MR. DUBOIS:

17 Seven. (VOTE: 7-0-0-0)

18

19 CHAIRPERSON HAHN:

10:33AM 20 1839 is approved. Introductory Resolution 1841, Appropriating
21 funds in connection with Improvements to Vanderbilt Museum
22 Planetarium Capital Project 7437. (Pres. Off.). I'll make a
23 motion.

24

25 P.O. CALARCO:

26 Actually, I'd like to offer a motion to table, if I may. Madam
27 Chair, on the issue.

28

29 CHAIRPERSON HAHN:

10:34AM 30 Oh, yes. Sorry.

31

32 P.O. CALARCO:

33 Thank you. And at your deference I do have Miss Elizabeth Morgan,
34 the Executive Director of the Vanderbilt as well as Jim Kelly who
35 is the Chair of the Trustees. These next two resolutions 1841 and
36 42 go hand in hand with IR 1879. And the purpose for the tabling
37 motion is because I need them to all move at the same time. And
38 1879 will need to be tabled for the public hearing.

39

10:34AM 40 But the 1879 is an agreement that I reached with the Vanderbilt
41 Board of Trustees regarding how we can pay for some of the capital
42 projects at the Vanderbilt Museum moving forward. And it will --
43 at your deference, I know I'm calling it a little out of order
44 here, it would create a mechanism where we would have the
45 Enterprise Fund set up specifically for the Vanderbilt Museum and
46 2% -- we would take a 2% disbursement from the endowment every year
47 and place it into that Enterprise Fund to pay for capital projects
48 that are agreed to by both the Board of Trustees and obviously the
49 County Legislature so that we can make sure some critical projects
10:35AM 50 at the museum are being completed in a timely fashion; but the
51 museum, through their endowment, help underwrite those costs.

52

53 And at 2% of a disbursement, there would be ample funds to cover
54 the cost of the needs of the campus there, both this year, next
55 year and I think going into future years without actually harming
56 the endowment at all. In fact, both BRO as well as the management

1 company for the endowment believe that they can take between 3 and
2 4% annually and not hinder growth of the endowment. So this would
3 also leave them some revenue that they can take in a year that they
4 have a challenge as we had this year and they need some help
5 operationally.

6
7 In addition -- and that's why I'd like to table these two motions
8 because that way they all move together. Because nothing can be
9 spent out of that Enterprise Fund for a capital project that wasn't
10 approved until after the Enterprise Fund is set up. And with that
11 I do have Miss Morgan and Mr. Kelly here. I don't know if the
12 Chair is okay, would allow them to speak.

13
14 **CHAIRPERSON HAHN:**

15 Yes, yes. If they want to give a brief comment, I'll allow it.

16
17 **MS. WAYLAND-MORGAN:**

18 Good morning everyone. Thank you so much for having us here. Just
19 very briefly, I just wanted to touch on the improvements to the
20 Reichert Planetarium. The replacement of the entire tile roof is
21 needed, I think as all of you know that by now, to eliminate water
22 intrusion and to protect the computer servers, the Konica Minolta
23 star ball and projection system in the planetarium theatre. It
24 would be ideal to be able to move this project forward and to
25 perhaps start construction next year during this pandemic. We do
26 not have school children coming onto the property and the
27 planetarium has been closed for part of the time and it would be a
28 good time to move that forward next year.

29
30 And then just briefly about the capital project 7439 waterproofing,
31 it is waterproofing. The museum's biggest challenge is persistent
32 water intrusion in its historic buildings property-wide. So -- and
33 I just finally want to thank everyone for just -- for supporting
34 the Vanderbilt Museum and all of its projects over the many years
35 and taking on the debt service. And we are willing to help so that
36 we can move some of these projects forward. And, you know, we're
37 grateful for your support. And that's all I have to say. Thank
38 you.

39
40 **CHAIRPERSON HAHN:**

41 Thank you. Mr. Kelly, did you want to say a brief statement?

42
43 **MR. KELLY:**

44 I believe Elizabeth covered it pretty well. The institution is
45 getting up in years and needs a lot of maintenance. We do generate
46 Hotel/Motel tax for the area. Thirty percent of our guests come
47 from out of town so they are contributing to the tax base and
48 enhancing the credibility of Suffolk County as a tourist
49 destination.

50
51 Just so everybody is aware, already this year, and it's not over
52 yet, we have taken almost \$800,000 out of the endowment to maintain
53 the property, to carry this over when the PPE money dried up and
54 working on a budget to start with the first of the year in January.
55 And that budget includes a hefty investment into the endowment fund
56 just to keep the heat on, the lights on with regard to the

1 inability to generate any kind of an income since most of the
2 property has been closed for months. And if we don't get the
3 handle on the virus that's now sweeping the country, we will be
4 closed again. I do know that the Board of Health put out numbers
5 just this week that a month ago we had a hundred cases reported in
6 Suffolk County. And as of two days ago with the last Board of
7 Health meeting, we were almost up to 500.

8
9 So we're not out of the woods yet and we are planning contingency
10 plans for the potential for having to shut the place shut down
11 during the winter. And as I had just mentioned since we are
12 fortunate enough to have the endowment, a good portion of the funds
13 to support the property will come from the endowment and not the
14 taxpayers.

15
16 **CHAIRPERSON HAHN:**
17 Excellent. Thank you.

18
19 **MR. KELLY:**
20 And we understand what's happening with the rest the County. Thank
21 you.

22
23 **CHAIRPERSON HAHN:**
24 Thank you. Okay, so we have a motion to table 1841, Mr. Presiding
25 Officer?

26
27 **P.O. CALARCO:**
28 You do have a couple of hands up. Legislator Fleming and
29 Legislator Kennedy.

30
31 **CHAIRPERSON HAHN:**
32 I'm sorry. Thank you. So many places to watch. Legislator
33 Fleming.

34
35 **LEG. FLEMING:**
36 Yes, thank you, Mr. Presiding Officer Rob, for your work on this
37 issue. And I really want to thank Miss Wayland-Morgan and the
38 Vanderbilt Museum for your grace under fire in this COVID thing,
39 you know. I really do appreciate a very responsible and
40 challenging approach to a challenging circumstance countywide. So
41 it's just really heartening to see that with some discipline and
42 hard work, you're able to figure out a way to keep this very
43 important part of the County park system, you know, sort of afloat.
44 I certainly get the idea of needing maintenance when you start to
45 get on in years, as Mr. Kelly said, personally. But with regard to
46 the Vanderbilt, you've done a great job. I know it hasn't been
47 easy. I just wanted to express my personal appreciation because
48 countywide this virus is just striking cultural organizations like
49 nobody's business. And you've really done a great job stepping up
50 to the plate. So, thank you. You have my full support.

51
52 **MR. KELLY:**
53 Thank you.

54
55 **CHAIRPERSON HAHN:**
56 Thank you, Legislator Fleming.

1
2 **MS. WAYLAND-MORGAN:**

3 Thank you. Thank you very much.
4

5 **CHAIRPERSON HAHN:**

6 Legislator Kennedy.
7

8 **LEG. KENNEDY:**

9 I just want, excuse me, to ask Rob if we were to table these two
10 and then pass your bill, will we be voting the next time or before
11 the end of the year on these two items?
12

13 **P.O. CALARCO:**

14 Yeah, we're going to have to move all three of them at the December
15 15th meeting because that's our next meeting after the first. It's
16 just that the 1879 needs to be tabled for that public hearing
17 before we can move it. So we'll move all of them as well as the
18 one that's sitting on the floor right now which is the facade work
19 on the 15th. That way they all go together and those capital
20 projects can be paid for out of this fund when it's -- because
21 it'll be established and we'll be moving in the right direction.
22

23 **LEG. KENNEDY:**

24 That's fine.
25

26 **P.O. CALARCO:**

27 And I do want to thank Miss Morgan and Mr. Kelly and the whole
28 Board of Trustees, and this year, it has been very difficult for
29 them. They have gotten very creative about ways to bring people
30 onto the property in different fashions to raise as much revenue as
31 they can and offset the needs. Their staff have taken furloughs
32 and deferments and actually still showed up to work. And they're
33 really dedicated to the ongoing operation of that museum and we
34 thank them very much for their dedication.
35

36 **MS. WAYLAND-MORGAN:**

37 Thank you very much. We really appreciate it.
38

39 **MR. KELLY:**

40 Thank you.
41

42 **CHAIRPERSON HAHN:**

43 Thank you. Okay, so we have a motion to table 1841.
44

45 **MR. DUBOIS:**

46 We need a second.
47

48 **CHAIRPERSON HAHN:**

49 I'll second that. Roll call.
50

51 (Roll call by Mr. Dubois, Chief Deputy Clerk of the Legislature)
52

53 **P.O. CALARCO:**

54 Yes.
55
56

1 CHAIRPERSON HAHN:

2 Yes.

3

4 LEG. KRUPSKI:

5 Yes.

6

7 LEG. FLEMING:

8 Yes.

9

10 LEG. ANKER:

11 Yes.

12

13 LEG. PICCIRILLO:

14 Yes.

15

16 LEG. KENNEDY:

17 Yes.

18

19 MR. DUBOIS:

10:43AM 20 Seven. (VOTE: 7-0-0-0)

21

22 CHAIRPERSON HAHN:

23 1841 is tabled. Introductory Resolution 1842, Appropriating funds
24 in connection with waterproofing, roof and drainage at Suffolk
25 County Vanderbilt Museum Capital Project 7439. (Pres. Off.). Same
26 motion, same second. Roll call.

27

28 (Roll call by Mr. Dubois, Chief Deputy Clerk of the Legislature)

29

30 P.O. CALARCO:

31 Yes.

32

33 CHAIRPERSON HAHN:

34 Yes.

35

36 LEG. KRUPSKI:

37 Yes.

38

39 LEG. FLEMING:

10:44AM 40 Yes.

41

42 LEG. ANKER:

43 Yes.

44

45 LEG. PICCIRILLO:

46 Yes.

47

48 LEG. KENNEDY:

49 Yes.

50

51 MR. DUBOIS:

52 Seven. (VOTE: 7-0-0-0)

53

54 CHAIRPERSON HAHN:

55 1842 is tabled. Introductory Resolution 1866, Making a SEQRA
56 determination in connection with the proposed Suffolk County

1 Southwest Sewer District No. 3 Extension Project Central Islip,
2 Town of Islip. (Pres. Off.).

3
4 P.O. CALARCO:
5 Motion.

6
7 CHAIRPERSON HAHN:
8 Motion by Presiding Officer Calarco.

9
10 LEG. KRUPSKI:
11 Second.

12
13 CHAIRPERSON HAHN:
14 Seconded by Legislator Krupski. All those in favor? I'm sorry.
15 Any comments? Roll call.

16
17 (Roll call by Mr. Dubois, Chief Deputy Clerk of the Legislature)

18
19 P.O. CALARCO:
20 Yes.

21
22 LEG. KRUPSKI:
23 Yes.

24
25 CHAIRPERSON HAHN:
26 Yes.

27
28 LEG. FLEMING:
29 Yes.

30
31 LEG. ANKER:
32 Yes.

33
34 LEG. PICCIRILLO:
35 Pass.

36
37 LEG. KENNEDY:
38 Yes.

39
40 LEG. PICCIRILLO:
41 Yes.

42
43 MR. DUBOIS:
44 Seven. (VOTE: 7-0-0-0)

45
46 LEG. PICCIRILLO:
47 I just wanted to read the last sentence there.

48
49 CHAIRPERSON HAHN:
50 1866 is approved. Introductory Resolution 1879, (adopting Local
51 Law No. -2020,) A Local Law to provide more consistent funding to
52 the Vanderbilt Museum. (Pres. Off.). This needs to be tabled for
53 public hearing. I'll make a motion to table.

54
55 LEG. PICCIRILLO:
56 Second.

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CHAIRPERSON HAHN:
Seconded by Legislator Piccirillo. Roll call.

(Roll call by Mr. Dubois, Chief Deputy Clerk of the Legislature)

CHAIRPERSON HAHN:
Yes.

LEG. PICCIRILLO:
Yes.

LEG. KRUPSKI:
Yes.

LEG. FLEMING:
Yes.

LEG. ANKER:
Yes.

LEG. KENNEDY:
Yes.

P.O. CALARCO:
Yes.

MR. DUBOIS:
Seven. (VOTE: 7-0-0-0)

CHAIRPERSON HAHN:
1879 is tabled. Introductory Resolution 1883, Updating the boundary of the "Narrow Bay Floodplain Protection & Hazard Mitigation Plan" in the Mastic/Shirley area. (Sunderman).

LEG. PICCIRILLO:
Motion to approve.

CHAIRPERSON HAHN:
Motion by Legislator Piccirillo; seconded by Legislator Kennedy.

LEG. ANKER:
On the motion.

CHAIRPERSON HAHN:
On the motion, Legislator Anker.

LEG. ANKER:
Can you just describe this resolution, Sarah, if you're available?

DIRECTOR LANSDALE:
Yes. We were directed by the Legislature to update the Mastic/Shirley Conservation Area and so we worked with Legislator Sunderman and conducted or helped him to facilitate several meetings in the community to gather community input as well as worked with organizations like the Nature Conservancy to look at

10:45AM

10:45AM

10:45AM

10:46AM

1 up-to-date scientific information regarding flooding and
2 vulnerability and came up with a new boundary. We also worked
3 importantly to note with the Town of Brookhaven to make sure that
4 there was concurrence. They had a boundary that was different from
5 our boundary so we are -- are closer today than ever before on the
6 boundaries.

7
8 This specifically would increase the boundary and add to the area
9 within the Mastic/Shirley Conservation Area to account for more or
10 additional flood prone areas identified by the community. An
11 additional 636 acres would be added. So the total for the
12 Mastic/Shirley Conservation Area would be 1,344.89 acres added not
13 counting the William Floyd Estate in the total acreage.

14
15 **LEG. ANKER:**

16 Now will this allow additional funding or grants for these flood
17 prone areas by both the Federal and the State government?

18
19 **DIRECTOR LANSDALE:**

20 This specific resolution will not but -- no, it will not.

21
22 **LEG. ANKER:**

23 You would think, you know, you have this type of study, it would
24 lend itself to credibility that this area is vulnerable.

25
26 **DIRECTOR LANSDALE:**

27 It would certainly put the County in a position to apply for and
28 seek out those funds.

29
30 **LEG. ANKER:**

31 Okay, all right. That's good. Good to know. All right, thank
32 you.

33
34 **CHAIRPERSON HAHN:**

35 Director Lansdale, I have a question. What are the implications
36 for those parcels? So are there any additional restrictions on the
37 landowners? Are there any -- I'm just curious.

38
39 **DIRECTOR LANSDALE:**

40 No additional restrictions. What would control this would be --
41 there was a prior resolution passed by the Legislature last year
42 requiring any tax delinquent parcels that could potentially be
43 auctioned off within the Mastic/Shirley Conservation Area would now
44 be transferred to a partner like the Town of Brookhaven or Parks
45 and would be -- if there's a structure on it there -- that
46 structure would be removed and that would then be open space;
47 designated as open space.

48
49 **CHAIRPERSON HAHN:**

50 Okay. Any other questions? We have a motion and a second. Roll
51 call.

52
53 (Roll call by Mr. Dubois, Chief Deputy Clerk of the Legislature)

54
55 **LEG. PICCIRILLO:**

56 Yes.

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10:49AM

LEG. KENNEDY:

Yes.

CHAIRPERSON HAHN:

Yes.

LEG. KRUPSKI:

Yes.

LEG. FLEMING:

Yes.

LEG. ANKER:

Yes.

P.O. CALARCO:

Yes.

MR. DUBOIS:

Seven. (VOTE: 7-0-0-0)

CHAIRPERSON HAHN:

Okay, 1883 is approved. Seeing that we have no further business before us, we are adjourned. Thank you.

THE MEETING CONCLUDED AT 10:50 AM

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