

SUFFOLK COUNTY BOARD OF ETHICS
Minutes of Public Meeting Held on
August 17, 2016
In the Office of the Board of Ethics
Sunrise Business Center, 3500 Sunrise Highway, Room 364
Great River, New York 11739

Meeting: *Board Members present:* Linda Spahr, Richard Halverson, Anthony Parlatore and Eric Kopp. *Staff present:* Samantha Segal, Executive Director and Darlene Mohlmann, Board Secretary, taking minutes. *Counsel present:* Maryann Czak, Esq.

Ascertainment of Quorum: The meeting was called to order at 9:30 a.m. by Chair, Linda Spahr. A roll call was conducted and a quorum was present.

Adoption of Agenda: A motion was made by Anthony Parlatore, seconded by Linda Spahr, to adopt the agenda, as amended to change the order of business of Executive Session and correct a typographical error. Upon a vote being taken, motion was approved (4-0-0).

Adoption of Minutes: A motion was made by Anthony Parlatore, seconded by Richard Halverson to adopt the minutes of the August 3, 2016 meeting. Upon a vote being taken, motion was approved (4-0-0).

Executive Session: A motion was made by Linda Spahr, seconded by Eric Kopp to go into Executive Session for the purpose of discussing confidential matters pertaining to one Board Investigation update, neutrals/judicial hearing officers panel, one Advisory Opinion, one Financial Disclosure Statement update, one Public Record Review and Counsel Updates in accordance with the Suffolk County Administrative Code §A30-8 and the New York State Open Meetings Law. Upon a vote being taken, motion was approved (4-0-0).

During Executive Session:

A motion was made:

- To adopt Resolution No. 002/2016, to appoint Earl Pfeffer as hearing officer, pursuant to Section A30-6(B) of the Suffolk County Code and Section IV of the Suffolk County Board of Ethics Investigation Hearing Procedural Rules, to conduct a hearing of a certain Petition against a Suffolk County employee, to wit, E.S., at a rate to be negotiated and authorize the Executive Director to qualify the alternate hearing officers as set forth in this Executive Session. Approved (4-0-0);
- To determine that having conducted a formal investigation there remains reasonable cause that E.S. violated those provisions of the Suffolk County Code identified in the Notice of Petition and Petition. Approved (4-0-0);
- To adopt Resolution No. 003/2016, to approve and promulgate the Notice of Petition and Petition, authorize its Chair, Linda Spahr, Esq., to execute the same on behalf of the Suffolk County Board of Ethics, and direct the Executive Director of the Suffolk County Board of Ethics, Samantha Segal, Esq., to cause said Notice of Petition and Petition to be served upon E.S., a certain employee of the County of Suffolk. Approved (4-0-0);
- To change service of Notice of Violation Index No. FDS 250/2015 to home address. Approved (4-0-0);

A motion was made by Linda Spahr, seconded by Anthony Parlatore, to close Executive Session. Upon a vote being taken, motion was approved (4-0-0).

Richard Halverson left the meeting at 10:08 a.m.

Public Session: Linda Spahr opened Public Session. No members of the public were present and no written testimony was submitted. Linda Spahr closed Public Session.

Chair Report: None.

Executive Director Report: Samantha Segal, Executive Director, reported and/or discussed the following:

- Training: Office will begin to schedule Fall Trainings including the annual All Employee Training.

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New Business: None.

The next meeting of the Board will be held September 7, 2016 at 9:30 a.m.

There being no further business, a motion was made by Linda Spahr, seconded by Anthony Parlatore to adjourn the meeting. Upon a vote being taken, motion was approved (4-0-0) (10:10 a.m.).

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Resolution 002/2016

Dated August 17, 2016

WHEREAS, the Suffolk County Board of Ethics previously found reasonable cause remains that a certain County employee, made known to the Board in executive session known as E.S., violated provisions of the Suffolk County Code of Ethics;

RESOLVED, that Earl Pfeffer is herewith appointed as hearing officer by the Suffolk County Board of Ethics pursuant to Section A30-6(B) of the Suffolk County Code and Section IV of the Suffolk County Board of Ethics Investigation Hearing Procedural Rules, to conduct a hearing of a certain Petition against a Suffolk County employee, to wit, E.S. a rate to be negotiated.

BE IT FURTHER RESOLVED, that the Executive Director is authorized to qualify the alternate hearing officers set forth in Executive Session on August 17, 2016.

Now, on a motion of Linda Spahr, seconded by Eric Kopp,

Be It Resolved, that the above be adopted as Resolution No. 002/2016.

Upon a vote being taken, the motion was approved (4-0-0).

Linda A. Spahr, Esq., Chair

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Resolution 003/2016

Dated August 17, 2016

RESOLVED, that the Suffolk County Board of Ethics herewith approves and promulgates the Notice of Petition and Petition, and

BE IT FURTHER RESOLVED, that the Suffolk County Board of Ethics authorizes its Chair, Linda Spahr, Esq. to execute the same on behalf of the Suffolk County Board of Ethics, and

BE IT FURTHER RESOLVED, that the Executive Director of the Suffolk County Board of Ethics, Samantha Segal, Esq., is herewith directed to cause said Notice of Petition and Petition to be served upon E.S., a certain employee of the County of Suffolk.

Now, on a motion of Linda Spahr, seconded by Anthony Parlatore,

Be It Resolved, that the above be adopted as Resolution No. 003/2016.

Upon a vote being taken, the motion was approved (4-0-0).

Linda A. Spahr, Esq., Chair