

STATE OF NEW YORK

CITY OF YONKERS

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MINUTES OF

THE CITY OF YONKERS

BOARD OF ETHICS MEETING

March 20, 2024 - 5:30 P.M.

AT

YONKERS CITY HALL

40 SOUTH BROADWAY

MAYOR'S CONFERENCE ROOM

YONKERS, NEW YORK 10701

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M E M B E R S :

LOUIS MOSIELLO - CHAIR

DENNIS GALLEG0 - MEMBER

KATHLEEN ENNIS - MEMBER

BRUCE DONNELLY - MEMBER

MARIA DEROSE - MEMBER

P R E S E N T :

HELEN AGGREY, ESQ. - DEPUTY CORPORATION COUNSEL

MATTHEW GALLAGHER, ESQ. - CORPORATION COUNSEL

PROCEEDINGS

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2 CHAIR MOSIELLO: I'm going to
3 call this meeting of the Ethics Board
4 to order. It's March 20th, 2024,
5 it's 5:43 P.M., and we'll begin by
6 calling roll. I'm Louis Mosiello,
7 the chair.

8 MR. GALLEG0: Dennis Gallego,
9 member.

10 MS. ENNIS: Kathy Ennis,
11 Member.

12 MR. DONNELLY: Bruce Donnelly,
13 member.

14 MS. DEROSE: Maria DeRose,
15 member.

16 MS. AGGREY: Helen Aggrey,
17 deputy corporation counsel.

18 MR. GALLAGHER: Matthew
19 Gallagher, corporation counsel.

20 CHAIR MOSIELLO: Okay. Roll
21 being called, there is a quorum, so
22 we'll move onto the minutes from the
23 meeting of December 6th, 2023. Has
24 everybody had a chance to read the
25 minutes and are there any

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corrections, deletions? Kathleen,
you must have something.

MS. ENNIS: No, I have no
corrections. As I said, we should
speak more clearly, but there's
nothing I would change.

CHAIR MOSIELLO: No hands being
raised. Will somebody make a motion
to accept the minutes?

MR. DONNELLY: I will
introduce.

CHAIR MOSIELLO: Second,
Dennis. All in favor?

(A chorus of ayes.)

CHAIR MOSIELLO: Opposed?
None. So approved.

Report from the chair. Okay.
I guess we have --

MR. GALLAGHER: Is it possible
we can go out of order? We have two
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CHAIR MOSIELLO: Certainly.

MR. GALLEGGO: So item number
seven, second and third bullet point.

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CHAIR MOSIELLO: Sure. All right. So we have a resolution for request for a waiver by Lee Ellman. How do you want to proceed with that?

MR. GALLEGGO: Invite him up and speak as to why he would like a waiver.

CHAIR MOSIELLO: You might have to bring a chair with you.

MR. ELLMAN: No, I'll be fine. My custom is I am to speak to you from the --

[Crosstalk]

THE COURT REPORTER: Hold on, hold on.

MR. GALLAGHER: I'm very sorry about that. I forgot we were recording here.

MR. DONNELLY: Didn't it cite the charter on there? We don't have that, do we? That allows or doesn't allow --

MR. GALLAGHER: Yeah, I have it right here. I can read that section

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into the record.

MR. DONNELLY: Yeah, wouldn't it be better to start before --

CHAIR MOSIELLO: Oh sure, sure.

MR. DONNELLY: -- if you don't mind --

CHAIR MOSIELLO: What he's here to address --

MR. DONNELLY: Yes, because he's looking for --

THE COURT REPORTER: Again --

(Whereupon, an off-the-record discussion was held.)

MR. DONNELLY: So just let me clarify. We're going out of order, correct, so we're going to go now with the latter part that was originally scheduled to allow Mr. Ellman to have the ability to --

CHAIR MOSIELLO: Well, corporation counsel has asked us to take it out of order and do the last two bullet points on item seven. So the first one is a resolution request

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for a waiver from Lee Ellman.

MR. GALLAGHER: Okay. This waiver is pursuant to city charter code section C1A-36 entitled "waivers," and sub A provides that "the Ethics Board is empowered to grant waivers from certain provisions of the Ethics Board as provided herein."

B provides "the board may grant a waiver of the prohibition set forth in C1A-10 upon the affirmative supermajority vote of five members of the Ethics Board. Such waivers may include, but is not limited to, authorizing former city officers or employees to appear before the city on behalf of another person concerning a matter that was before the city officer or employee during his or her prior employment by or service to the city."

Subsection C says "an application for a waiver must be made

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in writing setting forth in detail the reason for the requested waiver." The rest of C is not pertinent.

D, provides "all waivers shall be issued in writing by the Ethics Board and contents of any waiver shall be a public record."

So Mr. Ellman is here. He has requested a waiver. He will tell us what his former position was with the city and why he would like a waiver going forward.

MR. ELLMAN: Thank you, Mr. Chairman. So I was the former deputy commissioner of planning from 2020 to 2023. Prior to that, since 1990 I was the director of planning for the city, and prior to that since 1981 I held a number of staff planning positions.

In my time after working for the city, what I would like to do is establish a consultancy and potentially represent clients before

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2 the city boards, most likely the
3 Planning Board and Zoning Board. It
4 is, depending on how one reads the
5 charter, it's not my intention to
6 take up any work that I was directly
7 involved in.

8 In other words, if there was --
9 let's put a name to a project. Ridge
10 Hill. I worked very, very extensively
11 with Ridge Hill, so it's not my
12 intention to immediately jump from
13 city employment reviewing the people
14 at Ridge Hill to representing Ridge
15 Hill. However, what I would like to
16 do is use my long-term knowledge of
17 the City of Yonkers' codes and be
18 able to establish a consultancy
19 helping businesses and individuals,
20 representing them before city boards.

21 CHAIR MOSIELLO: Does anybody
22 have any questions for Lee?

23 MR. DONNELLY: I mean,
24 obviously the first thing that comes
25 to mind for me is what you just

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1
2 brought up. Would that be
3 representing immediately those groups
4 that are current, and what is --
5 secondly --

6 MR. ELLMAN: That's in a way a
7 difficult question to answer, and I'm
8 not sure what the charter says about
9 it. I have broad experience, broad
10 exposure to all things zoning and
11 planning in the City of Yonkers. But
12 it is not my intent to do the kind of
13 jumping from government to private
14 sector that makes it into the
15 newspaper where someone is working
16 for the Defense Department and then
17 jumps and works for Boeing or for
18 SpaceX. That's not at all what I'm
19 looking to do. I'm looking to
20 establish kind of a new role for
21 myself and a new planning
22 consultancy.

23 MR. GALLAGHER: If may I jump
24 back to the code, C1A-36B references
25 section C1A-10 of the code. C1A-10

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entitled "post service or employment activities" provides "except as otherwise provided in this section, a city officer or employee shall not appear before the city on behalf of another person for a period of one year after the completion of his or her city service or employment. This subsection shall not prohibit a city officer employed from being elected to office, being appointed to any board or commission, being hired as a city officer or employee, or being paid by the city to appear as a witness in any proceeding on behalf of the city."

Subsection B goes on to provide "the prohibition set forth in A shall be permanent as to particular matters on which the city officer or employee personally worked while a city officer or employee." A city officer employed personally works on a matter when that city officer or employee

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substantially involved with the matter or personally supervises or directs how that matter is to be handled."

So Mr. Ellman would be prohibited by that section without a waiver from working on anything that pretty much his department was involved in given that when he did retire he was -- deputy commissioner?

MR. ELLMAN: Deputy commissioner.

MR. GALLAGHER: Deputy commissioner. So that would pretty much involve everyone. So he would need a waiver in order to work on anything --

CHAIR MOSIELLO: Within the first year. After that he's free and clear, right?

MR. GALLAGHER: Yes, for a period of one year. He's free and clear.

CHAIR MOSIELLO: So in the

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first year?

MR. GALLAGHER: Yes.

CHAIR MOSIELLO: Does anybody have any other questions for either Mr. Ellman or corporation counsel?

None being heard. We thank you for your attendance. I'm assuming that we will discuss this in executive session later in the meeting?

MR. GALLAGHER: Yes.

CHAIR MOSIELLO: And the secretary legal counsel will provide you.

MR. ELLMAN: Okay.

CHAIR MOSIELLO: Thanks for coming in.

Okay. Next we have a resolution, request for a waiver from Mr. Sam Borrelli. Sam, you want to come up and do the thing?

MR. BORRELLI: Thank you, Mr. Chairman, members of the board.

So I'm here tonight to request

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2 a waiver. I've been -- I was former
3 building commissioner for over the
4 last two years here in the City of
5 Yonkers. And what I've done in my
6 whole career has been very involved
7 in codes and zoning and planning and
8 construction. And so at this point
9 in my career I've decided to retire
10 and step outside of this umbrella and
11 hopefully be able to continue my
12 knowledge and my abilities to help
13 and set forth people that need
14 assistance and want some assistance
15 from my expertise in order to be
16 under the window of the one year. So
17 I'm requesting that the board would
18 possibly grant me that opportunity to
19 proceed in my career.

20 CHAIR MOSIELLO: Questions for
21 Mr. Borrelli? Anybody?

22 MR. DONNELLY: I can't be the
23 only one, John.

24 CHAIR MOSIELLO: No, you got a
25 question, go for it.

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MR. DONNELLY: I do. Mr. Borrelli, I don't know you. I'm Bruce Donnelly.

MR. BORRELLI: Hi.

MR. DONNELLY: I understand -- I just heard this the other day. You had 40 years with the city; is that correct?

MR. BORRELLI: No. I was here in the early nineties and then came back under Mayor Spano, so it's more like 20 years.

MR. DONNELLY: Oh, I'm sorry. Somebody said you had like 40 years experience.

MR. BORRELLI: Well, I've got 40 years --

MR. DONNELLY: Oh, he did. I'm sorry, Mr. Ellman did. I'm sorry, I'm mixing it up. That's all right. 20 years is still a handful either way no doubt.

MR. BORRELLI: Thank you.

MR. DONNELLY: I appreciate it.

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No, that's it.

CHAIR MOSIELLO: No more questions?

MR. DONNELLY: Just wanted to clarify that.

MS. ENNIS: Are you already retired?

MR. BORRELLI: Yes.

MS. ENNIS: Do you have your, like, business started?

MR. BORRELLI: No, at this point I'm just consulting a little bit and starting to, you know, produce myself to different clients.

MS. ENNIS: Right.

MR. BORRELLI: So I'm working my way towards that. And as the charter says, there's a year, but I didn't want to fall and get myself involved in anything, but I figure the best thing to do is ask for the waiver in case it happens.

MR. DONNELLY: Have you opened up a corporation or LLC yet?

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MR. BORRELLI: Not yet, no, I have not.

MR. DONNELLY: And you plan to work hand in hand with Mr. Ellman in that same capacity?

MR. BORRELLI: Oh no, apart and separate from Mr. Ellman.

MR. GALLAGHER: Gentlemen, can you speak separately?

MR. DONNELLY: Oh yeah, for the camera, sorry. That's really all I have.

CHAIR MOSIELLO: Okay. Sam, thanks for coming in, and we'll discuss it in executive session and corp counsel will get back to.

MR. BORRELLI: Excellent, thank you.

CHAIR MOSIELLO: Okay. We'll now go back -- oh, by the way, I neglected to welcome Maria to the board as our newest member.

MS. DEROSE: Thank you.

CHAIR MOSIELLO: You're

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welcome. Hope you don't mind watching the paint dry once in a while, but anyway, welcome.

MS. DEROSE: Thank you.

MR. DONNELLY: Mr. Chair, are we going to stick with the usual where the new person brings the doughnuts and/or pizza?

CHAIR MOSIELLO: Well, considering that Saturday is the parade, we were thinking more corn beef and cabbage.

MR. DONNELLY: I like the way you think.

CHAIR MOSIELLO: Anyway, let's go back to the regular order of business.

Okay. Report from the chair. The first is the review of the by-laws pertaining to the Ethics Board. Has everybody had a chance to review the by-laws and are there any suggestions, recommendations, corrections, motions, or is everybody

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happy with it just the way they are?

MS. ENNIS: Okay. Which
by-laws?

CHAIR MOSIELLO: It's here. I
guess --

MS. ENNIS: Oh. Did we all get
--

CHAIR MOSIELLO: -- every so
often we're supposed to review the
by-laws and reconstitute them I
guess.

MS. ENNIS: Oh. Because I --

MS. AGGREY: Now that we have a
full board with the addition of the
last member, we're hoping that this
newly constituted board can review
and see whether or not they want to
make any changes to the by-laws or
would we want to readopt them as is.

CHAIR MOSIELLO: Does counsel
have any suggestions to make the
operation of this board more smooth?

MR. GALLAGHER: I don't have
anything, but at some point we are

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going to have to adopt specific rules concerning hearing procedures, but we do not need to do that tonight. It would become part of your rules.

(The court reporter asks for clarification.)

MR. GALLAGHER: So C1A-31 of the code entitled "hearings and administrative enforcement" says "Ethics Board shall adopt rules regarding the conduct of all hearings. Such rules shall contain appropriate due process procedural mechanisms, as well as take into account any applicable provisions of law and collective bargaining agreements," which is really not applicable. "The Ethics Board shall conduct and complete each hearing with reasonable promptness."

So at some point we should adopt rules --

CHAIR MOSIELLO: So if we want to amend these by-laws, we can do

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that at any time of the year, doesn't have to be a particular time?

MR. GALLAGHER: That's correct.

CHAIR MOSIELLO: Okay.

MR. GALLAGHER: We would just add an addendum which my office would draft which would just have simple hearing procedures that of course I would advise you if we ever got to that point if we did go into a formal hearing for any particular matter.

CHAIR MOSIELLO: Okay. So that being said, do we need to have a motion to adopt these by-laws for the future?

MR. GALLAGHER: Yes.

CHAIR MOSIELLO: May I hear a motion from somebody to adopt the by-laws?

MR. GALLEGGO: So moved.

CHAIR MOSIELLO: Dennis. Second? I'll second it. All in favor?

(A chorus of ayes.)

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MS. ENNIS: Did we receive them online? Maybe that's --

CHAIR MOSIELLO: No, I got them in the mail. They came in that big packet. Did you get the big packet?

MS. ENNIS: I got the big packet.

CHAIR MOSIELLO: It was in there.

MR. DONNELLY: I'm looking for it as well.

CHAIR MOSIELLO: I spent some --

MS. ENNIS: I had the charter from the past.

CHAIR MOSIELLO: Nothing was separated into categories. I had to go through page by page to separate it into categories.

MS. ENNIS: I went through all the pages too, but I don't remember seeing that.

MS. AGGREY: That's it.

MR. DONNELLY: That's it,

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that's the one we're talking about,
right?

MS. AGGREY: Yeah.

MR. DONNELLY: That's only a
piece of it, yeah.

MR. GALLAGHER: We can take a
couple of minutes to review them.
They're not particularly long or
complicated.

MS. ENNIS: See, I saw the pad
--

CHAIR MOSIELLO: Would it be
inappropriate to put this off to the
next meeting?

MR. GALLAGHER: No.

CHAIR MOSIELLO: Cathleen,
would you feel more comfortable if we
put this off to the next meeting?

MS. ENNIS: If it was in here I
would think I read it, but --

MR. DONNELLY: Yeah, I did the
same thing. I missed it.

MS. ENNIS: Oh, here we are.
Okay. Sorry. Yes, I did because

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then I really wanted to read more, so I dug out the actual charter that I had there.

MR. DONNELLY: Did we have a motion?

CHAIR MOSIELLO: We have a motion and I seconded, but in deference to Kathleen, I want to see if she wants us to rescind that motion --

MS. ENNIS: No, no, I'm okay with this.

CHAIR MOSIELLO: Okay. Then all in favor of the motion, please indicate by saying aye.

(A chorus of ayes.)

CHAIR MOSIELLO: Any negative votes? Any abstentions? So moved.

Second bullet point on the report from the chair is review of Local Law 2-2024 board meeting minutes. Now, what is that all about?

MS. AGGREY: So at a City

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Council meeting on January 16th, 2024, the council president introduced legislation amending the charter for the Board of Ethics for meeting and voting mandating that going forward, all minutes, motions resolutions, advisory opinions, actions or anything else done by the Board of Ethics, those records should be uploaded onto the city's website and made publicly available. So I just wanted --

CHAIR MOSIELLO: And that was passed by the City Council?

MS. AGGREY: That was passed by the City --

CHAIR MOSIELLO: So you're saying that the public meeting, which this is, is going to now be put on to --

MS. AGGREY: The website.

MS. ENNIS: Websites.

MS. AGGREY: Yeah. The Board of Ethics is required to maintain and

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2 index records for future reference,
3 and posts will otherwise be made
4 available to the public in accordance
5 with provision 106 of the Public
6 Officers Law. However, any such
7 minutes may be subject to such
8 redaction as permitted.

9 So basically it's saying that
10 usually our Ethics meetings and
11 transcripts are not on the websites.
12 Once the board has a meeting and when
13 the transcript comes in, she wants
14 the meeting, the transcript and the
15 resolutions and everything else that
16 the board votes on to be made
17 publicly available.

18 CHAIR MOSIELLO: Right. Would
19 that include things like the minutes?
20 But the minutes are not necessarily
21 approved for publication for a couple
22 of months after they're taken, so we
23 can't have the court reporter taking
24 the minutes and putting them on the
25 site before they're adopted.

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MR. GALLAGHER: No.

MR. DONNELLY: I would assume that once they're approved by the committee --

CHAIR MOSIELLO: Right, but they'll be --

MR. DONNELLY: It doesn't matter.

MS. AGGREY: The FOIA law doesn't require minutes to be adopted before they are minutes. Because the next round of minutes will show the correction of the prior minutes.

CHAIR MOSIELLO: I see.

MS. AGGREY: So once the transcripts are available, they are public records.

CHAIR MOSIELLO: Okay. So what actions are required by our board to review Local Law 2-2024?

MS. AGGREY: This is more for our information letting you know that the minutes --

CHAIR MOSIELLO: So this is

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just notification.

MS. AGGREY: -- are going to be public.

CHAIR MOSIELLO: Okay, we're notified.

MR. GALLAGHER: Just so you know, this passed on January 23rd this year 7-0.

CHAIR MOSIELLO: Okay. Moving on. Committee reports. We have no real committees so there is no committee reports.

Review of old business. We discussed last time the discrepancy between the two authorizations for investigations, ours which says one thing and the inspector general's that says another. My understanding is that corporation counsel has discussed this with the inspector general.

MR. GALLAGHER: I have.

CHAIR MOSIELLO: And there is no issue.

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2 MR. GALLAGHER: No issue. And
3 more likely than not, if there's some
4 preliminary investigation for some
5 matters, my office has the capacity
6 to handle it. We have two
7 investigators on staff. We're very
8 familiar with matters that come
9 before this board because of my role.
10 So with some guidance from this board
11 at any particular meeting, I'll be
12 able to handle it.

13 The only reason why I think it
14 became some type of issue is because
15 there have been some concurrent
16 complaints filed with both the
17 inspector general in this office --
18 meaning this board, but there doesn't
19 seem to be any issue with respect to
20 that conflict in the law right now.

21 CHAIR MOSIELLO: Okay. It
22 really wasn't a conflict. It was
23 just a matter of trying to figure out
24 which way we were supposed to go with
25 it. Anybody have a problem?

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MR. DONNELLY: Right. Just for clarification, so for future, if we need investigative services in one way, first avenue would be through the corporation counsel, your office. Second. If we need it, then we would present it as we normally would have to the IG's office.

MR. GALLAGHER: Yeah. And I would certainly guide you down that path.

MR. DONNELLY: Right.

MR. GALLAGHER: Okay. So we're good with that.

Now, next we have the letter from the Yonkers Taxpayers dated September 18th, reference to

[REDACTED]

[REDACTED]

MR. DONNELLY: [REDACTED]

MR. GALLAGHER: Yes. If we're going to discuss this complaint we'll go into executive session.

CHAIR MOSIELLO: Okay. Are we

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2 going to do all these executive
3 session things at one time in
4 executive session so we don't have to
5 go in and out, in and out? Would
6 that be okay? So would the same
7 theory apply from the letter from Sam
8 Dahdal, okay? And would the same
9 issue apply on the letter regarding
10 TD and FJ?

11 MR. GALLAGHER: Yes.

12 CHAIR MOSIELLO: Okay. So that
13 leaves us down to -- we're going to
14 hold those off for executive session
15 along with requests for the waivers.

16 So also we have a resolution
17 number 1 of 2024 approving the list
18 of employees for 2024 that have to
19 submit their financial disclosure
20 forms. This is Dennis's baby.

21 MR. GALLEGO: Yep.

22 CHAIR MOSIELLO: Always been
23 Dennis's baby. And --

24 MR. GALLEGO: So we reviewed
25 with all --

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CHAIR MOSIELLO: And the list
-- he gave us last --

(Whereupon, an off-the-record
discussion was held.)

CHAIR MOSIELLO: Okay. So we
have a package here of a list of
names for those who would be required
to file financial disclosure forms.

MR. GALLEGGO: Yep.

CHAIR MOSIELLO: Dennis, do you
have anything you would like to say
before we consider this?

MR. GALLEGGO: Nope.

CHAIR MOSIELLO: Has anybody
ever --

MR. GALLEGGO: It's an update of
the previous year's list. We will go
back to each department and let them
verify all the names that were on
there, make all the updates for those
being updated by department.

CHAIR MOSIELLO: Okay.

MR. GALLEGGO: But we needed the
approval to get ready to do the

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mailing beginning of April.

CHAIR MOSIELLO: Okay. Anybody have any questions, concerns?

MR. DONNELLY: Is this a normal operation annually that gets done through every department it's determined that anybody has a --

CHAIR MOSIELLO: Not every department. If your name's on the list your name's on the list, you're required to disclose a financial form with the city. But it's not every single person that works with the City of Yonkers.

MR. GALLAGHER: It includes people like me, Helen.

MS. AGGREY: It depends on a title, the type of title you're assigned.

CHAIR MOSIELLO: Members of many boards.

MR. DONNELLY: Okay. Can we add that just for slight discussion a little bit further when we get into

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2 executive session for informational
3 purposes, all right?

4 MR. GALLAGHER: It depends on
5 what the discussion is. So we can
6 have that discussion in executive
7 session. If I don't believe we
8 should be in executive session, when
9 we come out of it we can discuss it.

10 MR. DONNELLY: Absolutely.
11 That is all I'm saying.

12 CHAIR MOSIELLO: Okay. So
13 review of complaints and then after
14 executive session then we'll talk
15 about our next meeting.

16 All right. I would entertain a
17 motion to move into executive
18 session.

19 MR. GALLEGO: So moved.

20 CHAIR MOSIELLO: By Dennis.
21 Second.

22 MS. ENNIS: Second.

23 CHAIR MOSIELLO: Kathleen. All
24 in favor, please say aye.

25 (A chorus of ayes.)

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CHAIR MOSIELLO: We are now in
executive session.

(Whereupon, the board entered
into executive session.)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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PROCEEDINGS

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(Whereupon, the board exited
executive session.)

CHAIR MOSIELLO: We are now in
regular session, and we will go back
to resolution one of 2024 to approve

1 PROCEEDINGS

2 the list of employees for financial
3 disclosures for 2024.

4 Can I have a motion to approve
5 that list.

6 MR. GALLEG0: So moved.

7 CHAIR MOSIELLO: Dennis.

8 Second?

9 MS. ENNIS: Second.

10 CHAIR MOSIELLO: Kathleen. All
11 in favor indicate by saying aye.

12 (A chorus of ayes.)

13 CHAIR MOSIELLO: Any negative
14 votes? None heard? Okay. So I
15 think we're through this list.

16 MR. GALLAGHER: Now we have to
17 discuss what action we took -- were
18 there any votes taken in executive
19 session, which there were. So I will
20 present those votes.

21 So on item six, review of old
22 business, we have first bullet point
23 letter from Yonkers Taxpayers dated
24 September 18th, 2023. The board took
25 the following action. They voted 5-0

PROCEEDINGS

1
2 with two absent today to open up the
3 investigation and send the letter as
4 required by the code to advise the
5 subject of the complaint that the
6 complaint had been filed and that an
7 investigation has been opened.

8 Then with respect to item six,
9 bullet point two, the letter from Sam
10 Dahdal dated October 2nd, 2023, this
11 body voted in executive session 5-0,
12 two out to open up the investigation
13 to send out the letter required under
14 the charter to advise the subject of
15 this complaint that the board had
16 received the complaint and that the
17 matter was under investigation.

18 Finally, under six, bullet
19 point three, a similar vote was
20 taken. Letters from various citizens
21 regarding complaints against TD and
22 FJ. The board voted 5-0 with two
23 absent to open up an investigation
24 and send the letter required under
25 the charter advising the subject of

PROCEEDINGS

the complaint that a complaint had been filed and that the matter was under investigation.

CHAIR MOSIELLO: And you have to put on the record what we're doing about the requests for --

MR. GALLAGHER: Yes, sorry. And with respect to seven, review of new business, resolution, request for waiver, Lee Ellman, it was voted to hold it over at least one meeting, and with respect to resolution request for a waiver for Sam Borrelli, it was, again, 5-0 with two absent to hold the matter over for the next meeting.

CHAIR MOSIELLO: Okay. Everybody happy with this so far? Okay. Next meeting, I would like to suggest Wednesday June 19th. Is that okay with everybody?

MR. GALLEGGO: I hope I'm here tomorrow.

MS. ENNIS: But you know, I'm

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PROCEEDINGS

looking at the calendar. That's
Juneteenth.

CHAIR MOSIELLO: What's wrong
with that? We can have --

MS. ENNIS: Isn't that a
holiday?

MR. GALLAGHER: It's a holiday.

CHAIR MOSIELLO: It's actually
an official holiday?

MR. GALLAGHER: Yes.

MS. ENNIS: I mean, at least
that's what it says on my official
calendar.

MR. GALLAGHER: It's a city
holiday.

CHAIR MOSIELLO: Oh, okay. How
about the day after? Does it have to
be on a Wednesday?

MR. GALLAGHER: It can be on
any day you want.

CHAIR MOSIELLO: How about the
day before or the day after? I mean
I'm just looking for that period of
time. That week was what I was

PROCEEDINGS

looking for.

MS. ENNIS: The day before I have a written meeting. I'm forgetting what meeting --

CHAIR MOSIELLO: How about that Thursday?

MR. DONNELLY: For all intents and purposes -- I'm sorry, you good?

MS. ENNIS: Go ahead.

MR. DONNELLY: Okay. I'm just going to say unless we need additional time for the investigations that are being done, why not move it a little closer to the beginning of June for the purposes of the summer and --

CHAIR MOSIELLO: Well, if you want to give them more time for the investigation, you're making it shorter, you're making it shorter.

MR. DONNELLY: That's what I'm saying. Unless they need more time for what we're doing here.

CHAIR MOSIELLO: Oh. I don't

PROCEEDINGS

know.

MR. DONNELLY: But I was suggesting possibly moving it rather than the middle of June to the beginning of June. But it's consistent with what your office and the IG is --

CHAIR MOSIELLO: I don't know where my calendar is other than I knew that June 19th looked good to me so that's why I suggested it. I don't know what to tell you. We can -- what --

MS. ENNIS: Well --

MR. GALLAGHER: We can always set the meeting. If there's a problem with the date we can always adjust it by email.

MR. DONNELLY: Sure.

MS. ENNIS: Well, if you want the next day I'm okay with the 20th.

CHAIR MOSIELLO: So can we tentatively make it for the 20th, everybody can look at their calendars

PROCEEDINGS

and if we need --

MS. ENNIS: That's a Thursday.

CHAIR MOSIELLO: Or if
corporation counsel says hey, listen,
we need to meet sooner, then we'll
canvass the board and pick another
day. Does that work for everybody?

MR. DONNELLY: Sounds good.

CHAIR MOSIELLO: So we're
talking June 20th. It's a Thursday.
Okay? All in favor?

(A chorus of ayes.)

CHAIR MOSIELLO: Oh. We have
to adjourn. Motion to adjourn.

MR. GALLEGOS: So moved.

MS. ENNIS: Second.

CHAIR MOSIELLO: All in favor?

(A chorus of ayes.)

CHAIR MOSIELLO: We're
adjourned.

(Whereupon, at 6:40 P.M., the
above matter concluded.)

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PROCEEDINGS
C E R T I F I C A T E

STATE OF NEW YORK)
 : SS.:
COUNTY OF WESTCHESTER)

I, NATHAN DAVIS, 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.

I further certify that I am not
related to any of the parties to this
action by blood or by marriage and that I
am in no way interested in the outcome of
this matter.

IN WITNESS WHEREOF, I have hereunto
set my hand this 28th day of March 2024.



NATHAN DAVIS