

**COMMITTEE ON LEGISLATION
MINUTES: January 25, 2010**

LEGISLATION

MEMBERS:

Chair: Nonna; Legislators: Myers, Burton, Pinto, Ryan, Rogowsky, A. Williams, Burrows, Maisano, Abinanti, Jenkins

IN ATTENDANCE:

CE: K. Delgado, G. Oros **LAW:** R. Meehan, S. Dolgin-KMetz, L. Trentacosta **BOL:** R. Pezzullo, L. Goldstein, J. Sold, B. Dodds, M. Montalto **Guests:** A. Annunziata, A. Webber, H. Porr, J. Osterman, J. Staudt, J. Mandell, K. Finger, K. Belfer, C. Duffy, J. Kraut, A. Uatchen, B. Gerard

With a quorum present, the Committee on Legislation was called to order at 2:45 p.m.

Chairman Nonna began the discussion on the Right to First Refusal law, which currently allows the County to sell property to municipalities for \$1 as long as the property is used for a park or municipal purposes.

Betsy DeSoye, Committee Counsel to the Committee on Legislation, presented the history of the Right to First Refusal Law, the current affordable housing settlement, and how it requires the County to change the Right to First Refusal Law to remove that right when the County is selling the property for fair and affordable housing.

A discussion ensued regarding the wording of the amended law.

The Chairman asked the County Attorney's office, with the agreement of the Committee, to strike the proposed changes to Section 1 Subdivision "2" of Section 104.11; under Section 2 Subdivision "8" of Section 209.101 to strike the proposed addition of a sub-section "b", and in that proposed section the additional wording "but not limited to: (1)"; the addition of a proposed sub-section (2); to change the proposed sub-section "c" to "b" and strike the first word "No" and adds the word not so the sentence reads: "Real property of the county which is no longer required for any county purpose may not be sold..."

The Chairman also asked the County Attorney with the agreement of the Committee to strike all additional language under the same sub-section "b" [(6)]; to change section to (2) to sub-section [(7)], and to change the wording in [(7)] to read: "Notwithstanding the foregoing real property which is to be sold and or transferred for the primary purpose of providing fair and affordable housing."

Moved by Legislator Burton seconded by Legislator Pinto the Committee minutes of January 11, 2010 were approved with a vote of 9-0.

Moved by Legislator Burton seconded by Legislator Pinto the Committee minutes of January 19, 2010 were approved with a vote of 9-0.

Moved by Legislator Maisano seconded by Legislator Pinto the Committee on Legislation adjourned at 4:20 p.m. with a vote of 9-0.

AUDIO RECORDING ON FILE FOR REVIEW UPON REQUEST