

THE LEGISLATURE OF ROCKLAND COUNTY



ILAN S. SCHOENBERGER
LEGISLATOR – DISTRICT 4

CHAIR, BUDGET & FINANCE COMMITTEE

**MINUTES
BUDGET & FINANCE COMMITTEE
TUESDAY, NOVEMBER 27, 2012
7:15 P.M.**

MEMBERS PRESENT

HON. I. SCHOENBERGER, CHAIR
HON. J. HOOD, JR.-VICE CHAIR
HON. A. WOLFE-2ND VICE CHAIR
HON. H. CORNELL
HON. M. GRANT
HON. P. SOSKIN
HON. T. EARL
HON. N. LOW-HOGAN
HON. J. MURPHY
HON. F. SPARACO

MEMBERS ABSENT

OTHERS PRESENT

HON. A. PAUL
HON. A. WIEDER
HON. C. CAREY
HON. E. DAY
HON. P. MORONEY
HON. J. MEYERS
HON. D. JOBSON
R. MCKAY, ESQ.
N. DOLINER
K. SINCERBOX
A. CONNORS
P. BRENNAN
P.T. THOMAS
DR. C. WOOD
S. BARCLAY
M. HUESCH
S. DEGROAT
P. TRADER
D. PHILIPPS
R. GRUFFI
S. GROGAN
A. CONNORS
L. TOOLE
A. KASSAY
B.MURPHY
R. BREGA
V. ALTIERI
S. MATHEWS
S. SHERWOOD
N. DESANTIS
J. SILVESTRI

Chair Schoenberger called meeting to order at 8:05 p.m.

ADOPTION OF MINUTES FROM NOVEMBER 13, 2012

**MOTION TO ADOPT
HOOD, JR./SOSKIN**

UNAN

1. BONDS/PUBLIC WORKS MATTERS:

1-PPW) REF. #1519
RED DOT VERSION

APPROVING AN AMENDMENT TO AND EXTENSION OF AN AGREEMENT IN EXCESS OF \$100,000 WITH HARRIS BEACH, PLLC FOR LEGAL SERVICES IN CONNECTION WITH THE MATTER OF WEST GATE LANDSCAPING, INC. V. COUNTY OF ROCKLAND IN THE ADDITIONAL AMOUNT OF \$60,000 FOR A TOTAL SUM NOT TO EXCEED \$159,000 AND EXTENDING THE PERIOD FROM DECEMBER 31, 2012 THROUGH DECEMBER 31, 2013 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HIGHWAYS] (\$159,000) (**CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAY**)
DL #2012-01642

LEGISLATOR WOLFE EXPRESSED HIS CONCERN WHY THIS MATTER IS BEING HELD BY OUTSIDE COUNSEL

(TRANSFERRED FROM PPW 11/27/12 ADDED SPONSORS: GRANT, SCHOENBERGER, JOBSON, PAUL)

**MOTION TO APPROVE
HOOD, JR./SPARACO**

**9 AYES
1 NAY (WOLFE)**

ADDED SPONSORS HOOD, JR., CORNELL, SOSKIN, EARL, SPARACO

2-PPW) REF. #7300

ACCEPTING THE BID OF THE LOWEST RESPONSIBLE BIDDER AND APPROVING A CONTRACT IN EXCESS OF \$100,000 WITH HELMER CRONIN CONSTRUCTION INC. IN AN AMOUNT NOT TO EXCEED \$104,820 FOR CONSTRUCTION SERVICES FOR THE EUGENE J. GROGAN CORRECTIONAL CENTER STORAGE GARAGE AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT] (\$104,820) (**GERALD WALSH, COMMISSIONER OF GENERAL SERVICES**) **DL #2012-04337**

(TRANSFERRED FROM PPW 11/27/12 ADDED SPONSORS: GRANT, WOLFE, SCHOENBERGER, JOBSON, PAUL)

**MOTION TO APPROVE
MURPHY/SPARACO**

UNAN

ADDED SPONSORS HOOD, JR., CORNELL, SOSKIN, EARL, SPARACO

3-PPW) REF. #5906/7621

RATIFYING AN AGREEMENT IN EXCESS OF \$100,000 WITH PLYMOUTH ROCK ENERGY FOR THE SUPPLY OF NATURAL GAS (FIRM ACCOUNTS) FOR THE COUNTY OF ROCKLAND AND THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 IN AN AMOUNT NOT TO EXCEED \$200,000 FOR THE PERIOD FROM NOVEMBER 1, 2012 THROUGH APRIL 30, 2013 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$200,000) (GERALD WALSH, COMMISSIONER OF DGS-PURCHASING) DL #2012-04233

(TRANSFERRED FROM PPW 11/27/12 ADDED SPONSORS: GRANT, WOLFE, SCHOENBERGER, JOBSON, PAUL)

**MOTION TO APPROVE
MURPHY/EARL**

UNAN

ADDED SPONSORS HOOD, JR., CORNELL, SOSKIN, EARL, SPARACO

4-PPW) REF. #8593

RATIFYING AN AGREEMENT IN EXCESS OF \$100,000 WITH COLONIAL ENERGY INC. FOR THE SUPPLY OF NATURAL GAS (INTERRUPTIBLE ACCOUNTS) FOR THE COUNTY OF ROCKLAND IN THE AMOUNT OF \$307,052 AND ROCKLAND COMMUNITY COLLEGE IN THE AMOUNT OF \$180,546 AND FOR A TOTAL AMOUNT NOT TO EXCEED \$487,598 FOR THE PERIOD FROM NOVEMBER 1, 2012 THROUGH OCTOBER 31, 2013 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$487,598) (GERALD WALSH, COMMISSIONER OF DGS-PURCHASING) DL #2012-04235

**ACTION:
LEGISLATIVE COUNSEL TO AMEND THE "NOT TO EXCEED" LANGUAGE IN THE RESOLUTION**

(TRANSFERRED FROM PPW 11/27/12 ADDED SPONSORS: GRANT, WOLFE, SCHOENBERGER, JOBSON, PAUL)

**MOTION TO APPROVE
MURPHY/SOSKIN**

UNAN

ADDED SPONSORS HOOD, JR., CORNELL, SOSKIN, EARL, SPARACO

2. GRANTS/DONATIONS:

2A) REF. #5519

APPROVING ACCEPTANCE OF GRANT FUNDS TOTALING \$243,638 (NCTD) DISASTER NATIONAL EMERGENCY GRANTS FROM THE NEW YORK STATE DEPARTMENT OF LABOR FOR THE PERIOD MAY 1, 2012 THROUGH NOVEMBER 9, 2012 TO COVER VARIOUS MUNICIPALITY CLEAN UP EXPENSES RELATED TO HURRICANE IRENE AND TROPICAL STORM LEE AND TO COVER VARIOUS ADMINISTRATIVE EXPENSES RELATED TO SAID HURRICANE AND STORM AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY INSTRUMENTS AND DOCUMENTS [COUNTY EXECUTIVE] (\$243,638) (C. SCOTT VANDERHOEF, COUNTY EXECUTIVE) DL #2012-04165

(TRANSFERRED FROM PUBLIC SAFETY 11/27/12
ADDED SPONSORS: HOOD, JR., EARL, PAUL,
WOLFE, JOBSON)

**MOTION TO APPROVE
EARL/MURPHY**

UNAN

ADDED SPONSORS SCHOENBERGER, CORNELL, GRANT, SOSKIN, SPARACO

2B) REF. #9361

APPROVING ACCEPTANCE OF GRANT IN THE AMOUNT OF \$149,500 (NCTD) FROM THE NEW YORK STATE OFFICE OF HOMELAND SECURITY AND EMERGENCY SERVICES-LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM (LETPP) GRANT (NO. WM12972922) FOR THE PERIOD SEPTEMBER 1, 2012 THROUGH AUGUST 31, 2014 AND AUTHORIZING EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE [SHERIFF'S DEPARTMENT] (\$149,500) (LOUIS FALCO, SHERIFF) DL #2012-03508

(TRANSFERRED FROM PUBLIC SAFETY 11/27/12
ADDED SPONSORS: HOOD, JR., EARL, PAUL,
WOLFE, JOBSON)

**MOTION TO APPROVE
HOOD, JR./SOSKIN/WOLFE**

UNAN

ADDED SPONSORS SCHOENBERGER, CORNELL, GRANT, SOSKIN, SPARACO

2C) REF. #9361

ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$448,500 (NCTD) FROM THE NEW YORK STATE OFFICE OF HOMELAND SECURITY AND EMERGENCY SERVICES-STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT (#WM12972920) FOR THE PERIOD SEPTEMBER 1, 2012 THROUGH AUGUST 31, 2014 AND AUTHORIZING EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE [SHERIFF'S DEPARTMENT] (\$448,500) (LOUIS FALCO, SHERIFF) DL #2012-04231

(TRANSFERRED FROM PUBLIC SAFETY 11/27/12
ADDED SPONSORS: HOOD, JR., EARL, PAUL,
WOLFE, JOBSON)

MOTION TO APPROVE
GRANT/CORNELL/SOSKIN/EARL

UNAN

ADDED SPONSORS SCHOENBERGER, CORNELL, GRANT, SOSKIN, SPARACO

2D) REF. #9263

APPROVING ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$45,326 (NCTD) SAFETY NET ASSISTANCE PROJECT (SNAP) PROCESS AND TECHNOLOGY IMPROVEMENT GRANT FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE (USDA) FOOD AND NUTRITION SERVICE AGENCY TO PURCHASE SCANNING EQUIPMENT AND ACCESSORIES IN ORDER TO HELP INCREASE ACCESS BY ELIGIBLE HOUSEHOLDS TO SNAP BENEFITS FOR THE PERIOD SEPTEMBER 30, 2012 THROUGH AUGUST 30, 2015 AND AUTHORIZING EXECUTION OF ALL GRANT DOCUMENTS BY THE COUNTY EXECUTIVE [DEPARTMENT OF SOCIAL SERVICES] (\$45,326) (SUSAN SHERWOOD, COMMISSIONER OF SOCIAL SERVICES) DL #2012-04181

(TRANSFERRED FROM MULTI SERVICES 11/27/12
ADDED SPONSORS: SOSKIN, HOOD JR., EARL,
PAUL, JOBSON, MORONEY)

MOTION TO APPROVE
MURPHY/LOW-HOGAN

UNAN

ADDED SPONSORS SCHOENBERGER, WOLFE, CORNELL, GRANT, SPARACO

3. BUDGET ITEMS:

3A) REF. #6704

APPROPRIATION OF FEDERAL FORFEITURE FUNDS REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY TO BE USED FOR POLICE EQUIPMENT FOR THE CLARKSTOWN POLICE DEPARTMENT PER THE AUTHORIZATION OF THE LAW ENFORCEMENT OVERSIGHT COMMITTEE [OFFICE OF THE DISTRICT ATTORNEY] (NCTD) (\$21,840) (**THOMAS ZUGIBE, DISTRICT ATTORNEY**) DL #2012-04232

(**TRANSFERRED FROM PUBLIC SAFETY 11/27/12
ADDED SPONSORS: HOOD, JR., EARL, PAUL,
WOLFE, JOBSON**)

**MOTION TO APPROVE
CORNELL/SPARACO**

UNAN

ADDED SPONSORS SCHOENBERGER, CORNELL, GRANT, SOSKIN, SPARACO

3B) REF. #6698

ACCEPTING AND APPROVING THE REPORT OF THE BUDGET & FINANCE COMMITTEE WITH REFERENCE TO MORTGAGE TAXES FOR THE PERIOD APRIL 1, 2012 THROUGH SEPTEMBER 30, 2012 [DEPARTMENT OF BUDGET & FINANCE] (**STEPHEN DEGROAT, COMMISSIONER OF FINANCE**) DL #2012-04439

**MOTION TO APPROVE
MURPHY/SOSKIN/WOLFE**

UNAN

**ADDED SPONSORS SCHOENBERGER, HOOD JR., WOLFE, CORNELL, GRANT, SOSKIN,
EARL, SPARACO, JOBSON**

4. AUTHORIZATIONS:

4A) REF. #6698

AUTHORIZING THE CLERK TO THE LEGISLATURE TO EXECUTE A WARRANT TO THE COMMISSIONER OF FINANCE DIRECTING THE PAYMENT OF MORTGAGE TAX MONIES FOR THE PERIOD APRIL 1, 2012 THROUGH SEPTEMBER 30, 2012 [DEPARTMENT OF BUDGET & FINANCE] (**STEPHEN DEGROAT, COMMISSIONER OF FINANCE**) DL #2012-04446

**MOTION TO APPROVE
MURPHY/LOW-HOGAN/SOSKIN/EARL**

UNAN

**ADDED SPONSORS SCHOENBERGER, HOOD JR., WOLFE, CORNELL, GRANT, SOSKIN,
EARL, SPARACO, JOBSON**

4B) REF. #7498

APPROVING A SECOND OPTION TO RENEW FOR AN ADDITIONAL ONE YEAR TERM AND AMENDING AN AGREEMENT IN EXCESS OF \$100,000 WITH ADVANCED ANALYTICAL TECHNOLOGIES, INC. FOR LABORATORY ANALYTICAL SERVICES IN THE ADDITIONAL AMOUNT OF \$170,000 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$470,000 FOR THE PERIOD FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 UNDER RFP-RC-2010-027 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HEALTH] (\$470,000) **(DR. JOAN FACELLE, COMMISSIONER OF HEALTH DEPT.) DL #2012-03653**

**(TRANSFERRED FROM MULTI SERVICES 11/27/12
ADDED SPONSORS: SOSKIN, HOOD JR., EARL,
PAUL, JOBSON, MORONEY)**

**MOTION TO APPROVE
MURPHY/SOSKIN**

UNAN

ADDED SPONSORS SCHOENBERGER, WOLFE, CORNELL, GRANT, SPARACO

4C) REF. #9019
ADDENDUM

APPROVING TRANSFER OF FUNDS IN THE AMOUNT OF \$40,000 FROM THE COUNTY'S CONTINGENCY ACCOUNT TO SUPPORT THE CONTINUED OPERATION OF THE CHILDREN'S VILLAGE-PROJECT TURNING POINT DECEMBER 1, 2012 THROUGH APRIL 30, 2013 [YOUTH BUREAU] (\$40,000) **(DAVID K. FARRISON, EXECUTIVE DIRECTOR OF YOUTH BUREAU) DL #2012-04553**

**MOTION TO APPROVE
CORNELL/SOSKIN/GRANT/EARL/SPARACO**

UNAN

**ADDED SPONSORS SCHOENBERGER, HOOD JR., WOLFE, CORNELL, GRANT, SOSKIN,
EARL, SPARACO, JOBSON**

5. CONTRACTS/AGREEMENTS:

5A) REF. #5327
RED DOT

APPROVING AMENDMENT AND EXTENSION TO AGREEMENT IN EXCESS OF \$100,000 WITH PTD SYSTEMS, INC. IN THE ADDITIONAL AMOUNT OF \$8,852, FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$153,436 FOR USE OF FORCE COORDINATOR SERVICES AT THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY UNDER RFP-RC-2010-23 FOR THE PERIOD FROM NOVEMBER 16, 2012 THROUGH DECEMBER 31, 2012 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [SHERIFF'S DEPARTMENT] (\$153,436) (LOUIS FALCO, SHERIFF) DL #2012-04313

LEGISLATOR WOLFE WANTED TO KNOW WHY CONTRACT WAS DONE IN 3 PHASES (1/1/11-12/31/11) (1/1/12-6/15/12) (6/16/12-11/16/12) AND WHERE IS FUNDING COMING FROM. THE RESPONSE FROM PAUL BRENNAN, DIRECTOR OF PURCHASING THERE WASN'T SUFFICIENT FUNDING IN THE BUDGET SO IT WAS BROKEN DOWN INTO PHASES. STEPHEN DEGROAT, COMMISSIONER OF FINANCE SAID THAT IT WAS PAID OUT OF THE POLICE ACADEMY AND SPREAD OVER A PERIOD OF TIME.

ACTION:

COMMITTEE REQUESTS THE SHERIFF'S DEPARTMENT TO PROVIDE AN EXPLANATION AS TO WHY THIS CONTRACT WAS APPROVED IN MULTIPLE PIECES.

COMMITTEE REQUESTS THE SHERIFF'S DEPARTMENT TO PROVIDE AN EXPLANATION FOR THE SOURCE OF FUNDING FOR THIS CONTRACT. A REPRESENTATION WAS MADE AT THE MEETING THAT FUNDS WERE TRANSFERRED WITHIN THE DEPARTMENT.

(TRANSFERRED FROM PUBLIC SAFETY 11/27/12
ADDED SPONSORS: HOOD, JR., EARL, PAUL,
WOLFE, JOBSON)

**MOTION TO APPROVE
EARL/HOOD, JR.**

UNAN

ADDED SPONSORS SCHOENBERGER, CORNELL, GRANT, SOSKIN, SPARACO

5B) REF. #5327

APPROVING AMENDMENT AND EXTENSION TO AGREEMENT IN EXCESS OF \$100,000 WITH EAGLE PROFESSIONAL SERVICES CORP. IN THE ADDITIONAL AMOUNT OF \$10,583 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$183,436 FOR CONSULTANT SERVICES AS DIRECTOR OF THE POLICE ACADEMY AT THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY UNDER RFP-RC-2010-23 FOR THE PERIOD FROM NOVEMBER 16, 2012 THROUGH DECEMBER 31, 2012 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [SHERIFF'S DEPARTMENT] (\$183,436) (LOUIS FALCO, SHERIFF) DL #2012-04311

ACTION:

COMMITTEE REQUESTS THE SHERIFF'S DEPARTMENT TO PROVIDE AN EXPLANATION AS TO WHY THIS CONTRACT WAS APPROVED IN MULTIPLE PIECES.

COMMITTEE REQUESTS THE SHERIFF'S DEPARTMENT TO PROVIDE AN EXPLANATION FOR THE SOURCE OF FUNDING FOR THIS CONTRACT. A REPRESENTATION WAS MADE AT THE MEETING THAT FUNDS WERE TRANSFERRED WITHIN THE DEPARTMENT.

(TRANSFERRED FROM PUBLIC SAFETY 11/27/12
ADDED SPONSORS: HOOD, JR., EARL, PAUL,
WOLFE, JOBSON)

**MOTION TO APPROVE
HOOD, JR./EARL**

UNAN

ADDED SPONSORS SCHOENBERGER, CORNELL, SOSKIN, SPARACO

6. ALLOCATION/RECLASSIFICATION OF POSITIONS:

6A) REF. #9193

RECLASSIFYING FOURTEEN POSITIONS AT ROCKLAND COMMUNITY COLLEGE (JOAN SILVESTRI, COMMISSIONER OF PERSONNEL) DL #2012-04305

**MOTION TO APPROVE
MURPHY/WOLFE**

UNAN

ADDED SPONSORS SCHOENBERGER, HOOD JR., WOLFE, CORNELL, GRANT, SOSKIN, EARL

7. BIDS:

NONE

8. TRANSFER OF FUNDS/OTHERS:

NONE

9. TAX ITEMS:

NONE

10. PUBLIC HEARINGS:

NONE

- | | |
|--|------|
| 11. <u>LOCAL LAW/HOME RULE:</u> | NONE |
| 12. <u>PRESENTATIONS/DISCUSSION:</u> | NONE |
| 13. <u>MISCELLANEOUS:</u> | NONE |
| 14. <u>RECEIVE & FILE:</u> | NONE |
| 15. <u>CORRESPONDENCE – REVIEW AND DISCUSSION:</u> | NONE |

MOTION TO ADJOURN 8:28 P.M. UNAN
SOSKIN/EARL

CHAIR SCHOENBERGER WENT BACK INTO JOINT MEETING WITH PPW- CAPITAL PROJECTS

"The Rockland County Legislature is committed to full compliance with the Americans with Disabilities Act. To that end, the Legislature is committed to creating an accessible environment for all. To request accommodations that you may require, please call Damaris Alvarez at 845-638-5248 (845-708-7899 for TTY/TDD). Please request these accommodations three (3) days in advance so that we can seek to meet your needs."