

The Legislature of Rockland County



ARON B. WIEDER
Legislator – District 13

Chair, Public Safety Committee

AGENDA
PUBLIC SAFETY COMMITTEE
TUESDAY, AUGUST 30, 2016
6:00 PM

ROLL CALL
PLEDGE OF ALLEGIANCE
ADOPTION OF MINUTES, MEETING OF JULY 26, 2016

1. REF. #5327 - APPROPRIATION OF FEDERAL FORFEITURE FUNDS REQUESTED BY THE SHERIFF TO COVER EXPENSES ASSOCIATED WITH THE PURCHASE OF A CANINE, POLICE/ANIMAL SUPPLIES, AND ANIMAL CARE SERVICES
[OFFICE OF THE SHERIFF] (\$60,000)
(LOUIS FALCO, SHERIFF)
DL#2016-02713
2. REF. #6675 - APPROVING AN AGREEMENT IN EXCESS OF \$100,000 WITH TETRA TECH, INC. FOR CONSULTING SERVICES FOR THE UPDATE TO ROCKLAND COUNTY MULTI-JURISDICTIONAL, ALL HAZARD MITIGATION PLAN UNDER RFP-RC-2016-003 IN AN AMOUNT NOT TO EXCEED \$179,758 FOR THE PERIOD FROM AUGUST 15, 2016 THROUGH FEBRUARY 15, 2017 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[OFFICE OF FIRE AND EMERGENCY SERVICES] (\$179,758)
(GORDON W. WREN, JR., DIRECTOR, FIRE AND EMERGENCY SERVICES)
DL#2016-02704
3. REF. #6704 - APPROVING AN INTERMUNICIPAL COOPERATION AGREEMENT IN THE AMOUNT OF \$150,000 BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF RAMAPO FOR REIMBURSEMENT OF ONE RAMAPO POLICE OFFICER ASSIGNED TO THE DISTRICT ATTORNEY'S SPECIAL INVESTIGATIONS UNIT TO WORK ON CARP (CRIMES AGAINST REVENUE PROSECUTION) FOR THE PERIOD JANUARY 1, 2016 THROUGH DECEMBER 31, 2016 AND AUTHORIZING EXECUTION OF THIS AGREEMENT BY THE COUNTY EXECUTIVE
[OFFICE OF THE DISTRICT ATTORNEY] (\$150,000)
(THOMAS P. ZUGIBE, DISTRICT ATTORNEY)
DL# 2016-02549
4. REF. #6704 - APPROVING ACCEPTANCE OF A CONTINUATION GRANT FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES IN THE AMOUNT OF \$25,000 (NCTD) FOR THE COUNTY RE-ENTRY TASK FORCE – OFFENDER RE-ENTRY PROGRAM FOR THE PERIOD JULY 1, 2016 THROUGH SEPTEMBER 30, 2016 AND AUTHORIZING EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
(OFFICE OF THE DISTRICT ATTORNEY) (\$25,000)
(THOMAS P. ZUGIBE, DISTRICT ATTORNEY)
DL#2016-02600

5. REF. #6760 - APPROVING THE ACCEPTANCE OF A GRANT IN THE AMOUNT OF \$1,244,712 (NCTD) FROM THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES TO IMPROVE THE QUALITY OF INDIGENT LEGAL SERVICES PROVIDED UNDER ARTICLE 18-B OF THE COUNTY LAW FOR THE PERIOD JANUARY 1, 2015 THROUGH DECEMBER 31, 2017 AND AUTHORIZING EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE [PUBLIC DEFENDER] (\$1,244,712)
(JAMES LICATA, PUBLIC DEFENDER)
DL#2016-02636

6. REF. #6704 - CALLING ON THE CLARKSTOWN TOWN BOARD TO FORMALLY DISMISS ALL CHARGES LEVELED AGAINST MICHAEL SULLIVAN AND IMMEDIATELY REINSTATE HIM AS CHIEF OF THE CLARKSTOWN POLICE DEPARTMENT
(HON. ILAN S. SCHOENBERGER, ALDEN H. WOLFE, HARRIET D. CORNELL, TONEY L. EARL, DOUGLAS J. JOBSON, ANEY PAUL, PHILIP SOSKIN, AND ARON B. WIEDER, LEGISLATURE)
LG# 2016-79

7. REF. #9346 - CALLING UPON THE NEW YORK STATE LEGISLATURE AND GOVERNOR TO CRIMINALIZE THE INTERCEPTION OF ELECTRONIC MESSAGES TO/FROM OFFICIAL LAW ENFORCEMENT ACCOUNTS WITHOUT PRIOR CONSENT OF THE SENDER
(HON. ILAN S. SCHOENBERGER, HARRIET D. CORNELL, TONEY L. EARL, ANEY PAUL, AND PHILIP SOSKIN, LEGISLATURE)
LG# 2016-80

"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."

Introduced by:

DRAFT

Referral No.

**RESOLUTION NO. OF 2016
APPROVING AN AGREEMENT IN EXCESS OF \$100,000
WITH TETRA TECH, INC.
FOR CONSULTING SERVICES FOR THE UPDATE TO ROCKLAND COUNTY
MULTI-JURISDICTIONAL, ALL HAZARD MITIGATION PLAN
UNDER RFP-RC-2016-003
IN AN AMOUNT NOT TO EXCEED \$179,758
FOR THE PERIOD FROM AUGUST 15, 2016 THROUGH FEBRUARY 15, 2017
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[OFFICE OF FIRE AND EMERGENCY SERVICES]
(\$179,758)**

WHEREAS, The Director of Purchasing requested proposals for the Update to the Rockland County Multi-Jurisdictional, All Hazard Mitigation Plan under RFP-RC-2016-003; and

WHEREAS, Four (4) responses were received to this solicitation; and

WHEREAS, The Evaluation Team completed their independent review of the detailed responses without access or knowledge of the cost proposals; and

WHEREAS, The cost proposals were evaluated and scored by the Bonfire Evaluation Software System based on the total fixed price provided with each response; and

WHEREAS, After evaluations concluded, the top three rated firms were interviewed and the Evaluation Team determined Tetra Tech, Inc. to be the most qualified; and provided the best work plan to complete the Hazard Mitigation Update; and

WHEREAS, The cost proposal from H2O Partners was lower than that of Tetra Tech, Inc. but that did not outweigh the Evaluation Team's concerns regarding limited experience in New York State with Hazard Mitigation Updates and H2O Partner's smaller presence in the New York metropolitan area; and

WHEREAS, The Evaluation Team and the Director of Purchasing determined that Tetra Tech, Inc., 1000 The American Road, Morris Plains, New Jersey 07950 provided the most beneficial response to the County that met all of the requirements of RFP-RC-2016-003; and

WHEREAS, The Director of the Office of Fire and Emergency Services and the Director of Purchasing are recommending that the County Executive and the Legislature of Rockland County approve an agreement in excess of \$100,000 with Tetra Tech, Inc., 1000 The American Road, Morris Plains, New Jersey 07950, for the Update to Rockland County Multi-Jurisdictional, All Hazard Mitigation Plan under RFP-RC-2014-019, in an amount not to exceed \$179,758, for the period from August 15, 2016 through February 15, 2017; and

WHEREAS, The Office of Fire and Emergency Services has received a grant from the State of New York that will cover the costs of this project; and

WHEREAS, Sufficient funding for this agreement has been authorized in the 2016 Budget of the Office of Fire and Emergency Services, under grant account EME-GE06-E5060; and

WHEREAS, Local Law No. 18 of 1996 provides for the Legislature to approve the "execution of all contracts in excess of \$100,000 entered into by the County"; and

WHEREAS, The Committees of the Legislature have met, considered and approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves an agreement in excess of \$100,000 with Tetra Tech, Inc., 1000 The American Road, Morris Plains, New Jersey 07950, for the Update to Rockland County Multi-Jurisdictional, All Hazard Mitigation Plan under RFP-RC-2014-019, in an amount not to exceed \$179,758, for the period from August 15, 2016 through February 15, 2017, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That Sufficient funding for this agreement has been authorized in the 2016 Budget of the Office of Fire and Emergency Services, under grant account EME-GE06-E5060.

LHG:dc
2016-02704
7-28-16

RESOLVED, That the Legislature of Rockland County hereby approves the execution of the intermunicipal cooperation agreement between the County of Rockland, through its Office of the District Attorney, and the Town of Ramapo in an amount of \$150,000, for reimbursement of one Ramapo police officer assigned to the District Attorney's Special Investigations Unit to work on CARP (Crimes Against Revenue Prosecution), for the period January 1, 2016 through December 31, 2016, and authorizing execution of the agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That the agreement shall be in an amount not to exceed \$150,000; and be it further

RESOLVED, That sufficient funding for this agreement exists within grant funded Dept. GA41, line E4090 of the 2016 Budget of the District Attorney and, therefore, no County tax dollars (NCTD) are required.

AR:dc
2016-02549
7-27-16

RESOLVED, That no County tax dollars (NCTD) are required to accept said grant; and be it further

RESOLVED, That the Commissioner of Finance is hereby authorized to increase the following accounts in the amounts indicated:

GENERAL FUND - 2016

Increase Approp. Acct. (Credit):

A-DA-1165-GA42-E4090 Fees for Services, Non-Employee 25,000

Increase Est. Rev. Acct. (Debit):

A-DA-1165-GA42-R3380 Public Safety Grant(s) 25,000

AR/bb
2016-02600
7/19/16

Introduced by:

Referral No.

DRAFT

**RESOLUTION NO. OF 2016
APPROVING THE ACCEPTANCE OF A GRANT
IN THE AMOUNT OF \$1,244,712 (NCTD)
FROM THE NEW YORK STATE
OFFICE OF INDIGENT LEGAL SERVICES
TO IMPROVE THE QUALITY OF INDIGENT LEGAL SERVICES
PROVIDED UNDER ARTICLE 18-B OF THE COUNTY LAW
FOR THE PERIOD JANUARY 1, 2015 THROUGH DECEMBER 31, 2017
AND AUTHORIZING EXECUTION OF ALL NECESSARY
GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
[PUBLIC DEFENDER]
(\$1,244,712)**

WHEREAS, The Public Defender has advised the County Executive and the Legislature of Rockland County that the New York State Office of Indigent Legal Services has awarded his department a grant in the amount of \$1,244,712 to improve the quality of indigent legal services provided under Article 18-B of the County Law for the period of January 1, 2015 through December 31, 2017; and

WHEREAS, Said grant funding shall be reserved for indigent legal services performed by various Rockland County Assistant Public Defenders and their support staff and for indigent legal services performed by various non-employee investigators, experts and educators; and

WHEREAS, Said grant funding shall also be reserved for the purchase of equipment and supplies needed to improve indigent legal services in Rockland County; and

WHEREAS, Per the New York State Office of Indigent Legal Services, since said grant has not yet been implemented at this point in time, end date of December 31, 2017 can be extended to a date that is 3 years from when grant is officially implemented by the Office of the Public Defender; and

WHEREAS, No County tax dollars (NCTD) are required to accept said grant; and

WHEREAS, It is necessary to appropriate these funds to the proper account; and

WHEREAS, The _____ Committees of the Legislature have met, considered and _____ approved this resolution; now, therefore, be it

RESOLVED, That the Rockland County Legislature hereby approves the acceptance of a grant in the amount of \$1,244,712 from the New York State Office of Indigent Legal Services to improve the quality of indigent legal services provided under Article 18-B of the County Law for the period of January 1, 2015 through December 31, 2017, and authorizes execution of all necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That no County tax dollars (NCTD) are required to accept said grant; and be it further

RESOLVED, That the Commissioner of Finance is hereby authorized to increase the following accounts in the amounts indicated:

GENERAL FUND - 2016

Increase Approp. Acct. (Credit):

A-PDF-1169-GI05-E6600	Appropriation Reserve	1,244,712
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Increase Est. Rev. Acct. (Debit):

A-PDF-1169-GI05-R3380	Public Safety Grant(s)	1,244,712
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AR:dc
2016-02636
7-21-16

DRAFT

Introduced by

Referral No.

Hon. Ilan S. Schoenberger, Sponsor

, 2016

Hon. Alden H. Wolfe, Sponsor

Hon. Harriet D. Cornell, Sponsor

Hon. Toney L. Earl, Sponsor

Hon. Douglas J. Jobson, Sponsor

Hon. Aney Paul, Sponsor

Hon. Philip Soskin, Sponsor

Hon. Aron B. Wieder, Sponsor

RESOLUTION NO. OF 2016

CALLING ON THE CLARKSTOWN TOWN BOARD TO FORMALLY DISMISS ALL CHARGES LEVELED AGAINST MICHAEL SULLIVAN AND IMMEDIATELY REINSTATE HIM AS CHIEF OF THE CLARKSTOWN POLICE DEPARTMENT

WHEREAS, Michael Sullivan began an illustrious career in law enforcement 33 years ago and went on to join the Clarkstown Police Department in 1987, where he was promoted to Sergeant in 1995, Lieutenant in 2000, Captain in 2009 and Chief of the Clarkstown Police Department in 2011; and

WHEREAS, Michael Sullivan's appointment as a police officer to the Clarkstown Police Department and his subsequent promotions were all approved by the Clarkstown Town Board; and

WHEREAS, On July 20, 2016, the Clarkstown Town Board voted to suspend Michael Sullivan from his position as Chief of Police of the Clarkstown Police Department; and

WHEREAS, It has emerged that the charges leveled against Michael Sullivan by the Clarkstown Town Board are specious and the circumstances of the charges leveled against him are highly questionable and political in nature, and Michael Sullivan has publicly stated, "There can be no doubt that the Board's charges are completely without merit;" and

WHEREAS, On July 26, 2016, with little notice, between 500-1,200 residents and law enforcement officers gathered in front of Clarkstown Town Hall to declare their public support for Michael Sullivan and their strong desire to see him reinstated as Chief of Police of the Clarkstown Police Department; and

WHEREAS, The Clarkstown Police Benevolent Association, as well as other Police Benevolent Associations in Rockland County, several Chiefs of Police Departments across Rockland County, and numerous law enforcement officials have all publicly stated their support for Michael Sullivan as well as their belief that no charges should have been leveled against him and that he ought to be reinstated as Chief of the Clarkstown Police Department immediately; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby expresses its support for Michael Sullivan; and be it further

RESOLVED, that the Rockland County Legislature calls upon the Clarkstown Town Board to immediately dismiss all charges leveled against Michael Sullivan and immediately reinstate him as Chief of the Clarkstown Police Department; and be it further

RESOLVED, That the Clerk to the Legislature be and is hereby authorized and directed to send a copy of this resolution to Hon. George Hoehmann, Supervisor of the Town of Clarkstown; the Clarkstown Town Board; the Clarkstown Police Benevolent Association; the Police Chief's Association of Rockland County; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

LG-2016-79
ELY/DF
7/29/16
8/3/16

RESOLVED, that the Legislature of Rockland County hereby requests that the New York State Legislature and Governor enact legislation that will criminalize the civilian interception of electronic messages to/from official law enforcement accounts without prior consent of the sender; and be it further

RESOLVED, that the Clerk to the Legislature be and is hereby authorized and directed to send a copy of this resolution to Hon. Andrew M. Cuomo, Governor of the State of New York; Hon. David Carlucci, Hon. William J. Larkin, Jr., New York State Senators, Hon. Kenneth P. Zebrowski, Jr., Hon. Ellen C. Jaffee, Hon. James G. Skoufis, and Hon. Karl Brabanec, Members of the New York State Assembly; the President Pro Tem of the New York State Senate; the Speaker of the New York State Assembly; the Majority and Minority Leaders of the New York State Senate and Assembly; District Attorney Thomas P. Zugibe; Sheriff Louis Falco III; all police chiefs in Rockland County; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

LG-2016-80

ELY

8/8/16