

NOTICE OF MEETING

Notice is hereby given that the Legislature of Rockland County will meet in its Chambers in the Allison-Parris Office Building, New City, New York on June 21 2016 at 7:00 P.M., pursuant to the adjournment of the June 7, 2016 meeting.

Very truly yours,

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 16th day of June 2016

The Legislature of Rockland County convened in regular session pursuant to adjournment of the June 7, 2016 meeting.

A Roll Call being taken at 7:06 p.m., the following Legislators were present and answered to their names:

Christopher J. Carey
Harriet D. Cornell
Charles J. Falciglia
Michael M. Grant
Lon M. Hofstein
Nancy Low-Hogan
Patrick J. Moroney
Aney Paul
Laurie A. Santulli
Ilan S. Schoenberger
Philip Soskin
Aron B. Wieder
Jay Hood, Jr., Vice Chairman
Alden H. Wolfe, Chairman

Late: Legislators Douglas J. Jobson (7:10 p.m.) and Vincent D. Tyer (7:08 p.m.)

Absent: Legislator Toney L. Earl

Honorable Laurie A. Santulli, Legislator, District 11, led in the salute to the flag and delivered the invocation.

Comments from the Chairperson

Honorable Alden H. Wolfe

There are those in this world who seek to work collaboratively to reach common goals, and then there are those who insist on simply having it their way. Sadly, once again, we find ourselves in the position of dealing with a County Executive who insists on using political pressure rather than dialogue to achieve his goal of selling the Sain Property in 2016.

On Friday, Ed Day held a cabinet meeting with County department heads, where I'm told he referred to me as a "lunatic". Yesterday, he held a press conference where he accused me of "senseless political posturing," and concluded that "for no lucid reason" I was "refusing to bring it up for a vote," in a "shocking lack of transparency." He accused me personally of creating a crisis. These personal attacks are unbecoming of any elected official. This type of rhetoric does absolutely nothing to move us forward as a County. In fact, in a Journal News editorial just last week, Ed Day was criticized for his lack of "political leadership and sensitivity" and "messages of communities at war." This is a person that thrives in an environment of conflict; and to use one of my favorite expressions; who prefers to create heat rather than light.

But it's absolutely critical that the public put aside the rhetoric and understand the facts.

Let me start by saying that there is no disagreement as to the condition of the Sain Building. It's in substantial disrepair and yesterday Ed Day called it a "standing disaster" with employees working under "near horrific conditions" that would cost \$10,000,000 to "bring up to code." Quite frankly, I'm surprised that with his focus on code enforcement and building safety that he still allows our employees to work there. But while there's been a focus on the building itself, what we're really talking about is the property. No one, least of all me, is suggesting that we keep the Sain Building in use, or even renovate it. It's a knock down.

Also understand that in order to sell any county-owned real property, the Legislature must determine by a 2/3 majority that it's no longer necessary for public use. We don't rubber stamp here at the Legislature. We make decisions that we believe are in the best interest of our residents, and it's the County Executive's obligation to make the case to the satisfaction of 12 Legislators that we no longer need the Sain Property as part of our New City campus. Choosing a purchaser is putting the cart way before the horse.

In February, we held a meeting to give the Administration the opportunity to present its preliminary plans to relocate offices to Building A, answer questions and to receive input from Legislators. This was the first time that we were shown any concrete plans to relocate offices, and the discussion was a very good start. I found it to be collaborative and the Deputy County Executive, who made the presentation, appeared to be receptive to our thoughts and suggestions. Issues raised that night by Legislators included a concern about moving Probation away from the courthouse, moving the Sheriff's Transport Unit away from the jail and how to replace the parking spaces behind the Sain Building. Legislator Low-Hogan and I both raised the possibility of looking at things differently - perhaps investing in our New City campus instead of our Pomona campus. What if we sold Building A, knocked down the Sain Building and built a new building to enhance our New City campus. In order to see whether this was even a viable option, we needed to know what the value of Building A would be on the open market. Depending on the sale price, we could end up with an even better result for taxpayers.

In March, I met with Ed Day and we agreed on a path forward. He would issue a Request for Proposals for Building A to test the market and see what kind of interest it would generate. The results would come in during April, and I'd then schedule another Committee of the Whole so that they could present their final proposal for relocating the offices. We agreed on an RFP, because it wouldn't obligate the County to anything and wouldn't carry a cost to taxpayers, as an appraisal would. And so we went on our way. The RFP was issued, and we awaited the results. Until early April, when Ed Day went back on our agreement, canceled the RFP, and in a letter told us that the time for questions had ended, and that we had only one option - sell the Sain Property to the sole bidder, a developer.

Frankly, I was stunned, I was very disappointed, but sadly, I wasn't surprised, because this wasn't the first time that he had broken his word to me and the "do as I say or else" approach was entirely consistent with our experience over the past three years. Discussions continued with members of his staff and other Legislators, and on May 16th, I had a conversation with Steve Powers, who told me that they would be issuing an RFP for Building A that week. I was thrilled, because that would allow us to do our due diligence and move forward with the process. Admittedly, there are logistical issues with the space at Building A, but that didn't stop us from trying to sell it last year, nor did it prevent the March RFP from being issued in the first place. The next day, Steve Powers denied that he had ever even said that they would be issuing an RFP. I'd like to play a voice mail message that Steve Powers left for me on May 16th that speaks for itself. [Note: in the voice mail, Mr. Powers advises that the Purchasing Department would be issuing an RFP for Building A that week]

Ed Day now refuses to issue an RFP for Building A, or even perform an independent appraisal. Engineering studies and reports that were promised to us four months ago in February have yet to materialize. It's his way or the highway and now he's manufacturing a fiscal emergency to try and bully us into doing what he wants us to do. That tactic may have worked for him in the schoolyard, but it certainly doesn't work on me. What's ironic about this whole dispute is that if he hadn't canceled the RFP in April, we'd have gotten the information to make a decision we'd probably already be done. It is solely the abstinence of this administration that has caused a delay in our deliberative process.

But I want to move the dialogue forward. First, we will have a committee discussion at the end of this month so that Legislators will have an opportunity to ask questions and reach conclusions. This afternoon I sent a list of questions and document requests to the County Executive so that we can get a head start on the discussion. We request and expect that the County Executive will personally attend that meeting and respond to Legislators. and we will accommodate his schedule as needed, even if means a special meeting in the month of July. And tonight I will be introducing as new business a resolution that would authorize the Clerk to the Legislature to advertise for bids for both Building A and the Sain Property. If the administration won't respond to our reasonable requests for basic information necessary for our deliberative process, then we will have no choice but to get it ourselves.

Let me be clear - I am not opposed to selling the Sain Property if it's the best option for our County, but I'm not yet convinced that we no longer need that property for public use. It is the County Executive's burden to convince us that is the case. I am hopeful that we will be able to get the information necessary to make that determination.

Comments from Legislators

Legislator Michael M. Grant

Mr. Chair, I would just like to thank you for your very complete and concise remarks on this topic. I would like to comment on the issue of the financial crisis. My personal opinion is that it is a contrived crisis of political convenience. There are lies on a contorted legal opinion to support. It puts the contract agencies in the crosshairs again.

For the record, based on their own analysis, the Department of Finance, the sales tax and other fees for the County of Rockland are projected to be \$4,300,000 favorable at the end of the year. At this point in time there are 69 vacancies, which is a floating number, which we receive a report for on a weekly basis from our Fiscal Analyst. Those 69 vacancies if left vacant for the rest of the year will result in another \$1,000,000 in salary savings. There was a discussion on the contract agencies last week, which are being migrated to departments that will generate an additional \$400,000 by the end of the year.

That totals \$5,700,000 additional to the budget, which I think should eliminate the concern for a crisis. The County Executive eluded to at 4% property tax increase. The sale of the Sain building is a one shot item. If there is a hole in the budget next year that hole was anticipated by the County Executive last year when he prepared the budget for us.

On the flip side of this there are some very draconian cuts made by the County Executive that relates to a number of issues that he identified previously. He talked about a hiring freeze and I don't know what the net affect of that would be other than to target individual departments or programs in government. He said he will curtail overtime, but there has been a tremendous amount of overtime moving the staff out of the Sain Building to Building A at the Pomona complex. Most of the roadwork we do this time of year is capital funded projects, not operating budget funded projects so I am curious about how that will be handled as well. He said the purchasing orders will be canceled or delayed, we need to continue to conduct business so I don't know if he plans to cut stationary or both, but we will have to find that out as well.

He also talked about a reduction of park hours, which would be a real inconvenience to the general public. We have no seasonal employees, no summer students, no seasonal works. It is all our existing staff. Unless he is talking about laying off staff I don't know what compelling argument could be made for closing the parks early. We are going to need answers on that as well.

Other measures that he mentioned, which I think he intended to strike a cord with Legislators and the community included abolishing the class for the Rockland County Police Academy, but that budget is part of the Sheriff's Department and there are revenues that go with it by those who attend the class. So the net savings would be \$90,000,000, and of that \$90,000,000, \$35,000,000 is allocated costs, which do not go away. So I am very interested in overall the analysis that went into identifying these particular items and what they result to in terms of dollars and cents. We will ask that of the County Executive.

These are questions that the public should be asking the County Executive too.

In his press release he talked about contract agencies under the auspice's of departments will get their funding, but the contract agencies under the preview of this Legislature will not get funded. Well, that certainly doesn't seem to be an economic decision. It seems to be a targeted political decision. We are going to need an explanation for that.

It is clear to me that the County Executive kind of declared war on this Legislature, in particular on the Chairman. I think he declared Marshall Law and there will clearly be casualties and collateral damage. There needs to be a very thorough inquiry into the actions that are being taken and why. I think we will start that with committee discussions next week.

Legislator Lon M. Hofstein

It just should be noted that there has been a lot going back and forth regarding the Sain Building. You heard about it on the radio, read about it in the newspaper and have seen it on social media. Facebook is very popular and elected officials make it even more popular. You should know that I spoke with County Executive Day. I can see that there was a lot of back and forth going on between Chairman Wolfe and County Executive Day. Sometimes I think personality gets in between on both sides. I said to County Executive Day that something has to be done, because the people ultimately suffer. He agreed to a Committee of the Whole where his administration would make a presentation to the Legislature for the public to hear and for the Legislators to question. I asked Chairman Wolfe if we could put this on the agenda. With all due respect, he has chosen not to. I think it should be noted that the County Executive and his administration did agree that they would come before the Legislature and answer questions.

Mr. Powers is a gentleman that works very hard and at times he is not treated favorably here in the Legislature and that is not fair. He is doing his job to the best of his abilities. Mr. Powers works very hard for this County, the administration and at times he takes unnecessary abuse from this Legislature. For that we all should think twice. It is not fair. They say you kill the messenger, well that is not true and that should not happen. He works hard for all of us and while I understand the Chairman's disappointment I don't think Steven Powers should be a fatality as a result of that.

I hope that we could move forward. This shouldn't be about party lines. This is affecting the people of Rockland County. We all agree that there are problems here. When emotions get the better of us it affects all of our decisions. We need to put our emotions aside and put the people of Rockland County first.

Legislator Charles J. Falciglia

I didn't run for office to take orders or listen to Ed Day. He is irrelevant as far as I am concerned regarding this matter. I have sold plenty of real estate for banks on foreclosed properties. The real question here is; do we want to give up \$4,500,000? Do we want to let that window close based on what could happen in the future? Keep in mind that if the Sain Building sold it would probably close in December. If you let this slide we do not know when it would sell and from January 1, 2017 to every day until we sell it we are losing \$1,000 a day in property taxes. There is something called an "Upset Price." So the \$4,500,000 could actually turn into \$5,200,000 and then you end up selling the building for \$5,200,000 and come out with the same amount that you could have sold it for earlier on. To me the real question here; are we going to lose this sale, because we can't get on the same page? I believe you can simultaneously sell the Sain Building and put Building A up for sale. I know there is a lot of logistical problems with selling Building A, but if a buyer for the right amount comes along it can be worked out.

The company buying the Sain Building builds these memory care senior housing. They have built about 20 of them. They also have a construction loan so that they will build what they say they will build.

Legislator Ilan S. Schoenberger

With all due respect to all the speakers, to me the real issue is the sale of the Sain Building as proposed by the County Executive being done in a legal and proper manner and that we, the County of Rockland, are getting the best possible price or the greatest revenue for the County taxpayers. At the appropriate time and place I will elaborate on that in more detail.

Chairman Alden H. Wolfe

As a response to Mr. Hofstein regarding the Committee of the Whole. We will be having a committee decision next week. Committee of the Whole is nothing more than a committee composed of all the members of the Legislature, but we will be having a joint meeting of Planning and Public Works and Budget and Finance committees, which essentially does include close to the entire Legislature. All Legislators are welcomed to take part in that discussion.

The Chairman opened the public participation portion of the meeting at 7:32 p.m. and the following persons spoke:

- ❖ Jim Flynn, in favor of selling the Sain Building
- ❖ Joe Tarangelo, Sr. Tax Exemptions and affordable housing
- ❖ Lawrence Garvey, in favor of selling the Sain Building
- ❖ Marge Hook, young people can't afford to live here

Public Participation ended at 7:39 p.m.

Statement by Chairman Alden H. Wolfe

Legislator Grant needed to step out to attend to a personal matter. He is excused.

Mr. Hood, Jr. will read the report of the Budget and Finance committee until Mr. Grant returns.

Introduced by:

Referral No. 9505

- Hon. Aney Paul, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Michael M. Grant, Co-Sponsor
- Hon. Jay Hood, Jr., Co-Sponsor
- Hon. Alden H. Wolfe, Co-Sponsor
- Hon. Harriet D. Cornell, Co-Sponsor
- Hon. Ilan S. Schoenberger, Co-Sponsor
- Hon. Philip Soskin, Co-Sponsor
- Hon. Douglas J. Jobson, Co-Sponsor
- Hon. Lon M. Hofstein, Co-Sponsor

**RESOLUTION NO. 311 OF 2016
 APPROPRIATING THE SUM OF \$1,250 TO
 AMERICAN LEGION – SPRING VALLEY MOSCARELLA POST 199,
 FOR PATRIOTIC OBSERVANCES IN 2016**

Mr. Hood, Jr. offered the following resolution, which was seconded by Mr. Jobson, Mrs. Paul, Mr. Schoenberger, Mr. Soskin, Mr. Tyer and Mr. Wieder and unanimously adopted

WHEREAS, the Rockland County Legislature has set aside in the 2016 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the American Legion – Spring Valley Moscarella Post 199, New York, is contracting with the County of Rockland to conduct patriotic observances in 2016, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,250, for providing patriotic observance events in Rockland County in calendar year 2016; and be it further

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

GENERAL FUND

<u>Increase Approp. Acct.:</u>		
A-CA-7584-5010	American Legion – Spring Valley Moscarella Post 199 Post Office Box 1299 Monsey, NY 10952	\$1,250
<u>Decrease Approp. Acct.:</u>		
A-LEG-1010-5042	Patriotic Observances	\$1,250

Introduced by:

- Hon. Michael M. Grant, Sponsor
- Hon. Ilan Schoenberger, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Jay Hood, Jr., Co-Sponsor
- Hon. Alden H. Wolfe, Co-Sponsor
- Hon. Harriet D. Cornell, Co-Sponsor
- Hon. Philip Soskin, Co-Sponsor
- Hon. Aron B. Wieder, Co-Sponsor
- Hon. Douglas J. Jobson, Co-Sponsor

**RESOLUTION NO. 312 OF 2016
 APPROPRIATING THE SUM OF \$1,250 TO KEARSING-EDWARDS
 AMERICAN LEGION POST 1600 POMONA, NEW YORK
 FOR PATRIOTIC OBSERVANCES IN 2016**

Mr. Hood, Jr. offered the following resolution, which was seconded by Mr. Hofstein, Mr. Jobson, Mrs. Paul Mr. Soskin and Mr. Tyer and unanimously adopted

WHEREAS, the Rockland County Legislature has set aside in the 2016 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the Kearsing-Edwards American Legion Post 1600 Pomona, New York, is contracting with the County of Rockland to conduct patriotic observances in 2016, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,250 for providing patriotic observance events in Rockland County in calendar year 2016; and be it further

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

GENERAL FUND

Increase Approp. Acct.:

A-CA-7590-5010	Kearsing-Edwards American Legion Post 1600 20 Station Road Pomona, New York 10970	\$1,250
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Decrease Approp. Acct.:

A-LEG-1010-5042	Patriotic Observances	\$1,250
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Introduced by:

- Hon. Vincent Tyer, Sponsor
- Hon. Michael M. Grant, Co-Sponsor
- Hon. Jay Hood, Jr., Co-Sponsor
- Hon. Alden H. Wolfe, Co-Sponsor
- Hon. Harriet D. Cornell, Co-Sponsor
- Hon. Ilan S. Schoenberger, Co-Sponsor
- Hon. Philip Soskin, Co-Sponsor
- Hon. Aron B. Wieder, Co-Sponsor
- Hon. Douglas J. Jobson, Co-Sponsor
- Hon. Lon M. Hofstein, Co-Sponsor

**RESOLUTION NO. 313 OF 2016
 APPROPRIATING THE SUM OF \$1,250 TO
 JAMES H. ANDERSON POST NO. 1199 AMERICAN LEGION
 ORANGEBURG, NEW YORK
 FOR PATRIOTIC OBSERVANCES IN 2016**

Mr. Hood, Jr. offered the following resolution, which was seconded by Mr. Jobson, Mrs. Low-Hogan, Mrs. Paul, Mr. Soskin and Mr. Tyer and unanimously adopted

WHEREAS, the Rockland County Legislature has set aside in the 2016 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the James H. Anderson Post No. 1199, American Legion Orangeburg, New York, is contracting with the County of Rockland to conduct patriotic observances in 2016, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,250 to the James H. Anderson Post No. 1199, American Legion, Orangeburg, New York, for providing patriotic observance events in Rockland County in calendar year 2016; and be it further

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

GENERAL FUND

Increase Approp. Acct.:

A-CA- 7593-5010	James H. Anderson Post No. 1199 American Legion Hunt Road – Anderson Field Orangeburg, New York 10962-2502	\$1,250
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Decrease Approp. Acct.:

A-LEG-1010-5042	Patriotic Observances	\$1,250
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Legislator Michael M. Grant has returned to the meeting and is in attendance.

AMENDED

Referral No. 4249/9500

Introduced by:

Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Jay Hood, Jr., Co-Sponsor
Hon. Harriet D. Cornell, Co-Sponsor
Hon. Philip Soskin, Co-Sponsor
Hon. Aron B. Wieder, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor
Hon. Lon M. Hofstein, Co-Sponsor

**RESOLUTION NO. 314 OF 2016
PROVIDING FOR A COMPENSATION POLICY
AND A LEAVE AND BENEFIT POLICY
FOR ASSISTANT DISTRICT ATTORNEYS AND
ATTORNEYS IN THE ROCKLAND COUNTY LEGISLATURE**

Mr. Hood, Jr. offered the amended following resolution, which was seconded by entire Legislature and unanimously adopted

WHEREAS, Resolution 380 of 2015 adopted a compensation plan for certain management and other personnel not included in any bargaining units within the County of Rockland, and

WHEREAS, Resolution 380 of 2015 provided that non-union employees have not received increments to recognize years of service and have not received salary increases with the same degree of certainty or consistency as employees whose titles are included in bargaining units; and

WHEREAS, The Non-Union Management Compensation Plan adopted by Resolution 380 of 2015 did not include Assistant District Attorneys; and

WHEREAS, The District Attorney has requested a compensation plan for Assistant District Attorneys that includes length of service increments, including annual increments; and

WHEREAS, If a compensation plan for Assistant District Attorneys that includes service increments, including annual increments, is implemented, the only attorney positions in the entire County that would not receive length of service increments, including annual increments, would be those attorneys in the Rockland County Legislature, which would be inequitable, unfair and discriminatory; and

WHEREAS, The Non-Union Management Compensation Plan adopted by Resolution 380 of 2015 included attorneys in the Rockland County Legislature, but such attorneys in the Rockland County Legislature have been recently reviewed and it has been determined that said attorneys should be included in the compensation plan along with Assistant District Attorneys in order to ensure length of service increments, including annual increments, as well as the equitable treatment of non-union attorneys; and

WHEREAS, A systematized, cost effective, and reliable compensation policy is important for effectively attracting and retaining skilled attorneys in the Office of the District Attorney and the Rockland County Legislature and for ensuring fair and equitable salaries for such attorneys; and

WHEREAS, It has been the policy of the Legislature of Rockland County to provide for a consistent compensation policy for non-union employees and to ensure that non-union employees are compensated in an equitable manner; and

WHEREAS, Resolution 31 of 2000 provided for a leave and benefit policy for non-R.A.M. management and other non-union employees; and

WHEREAS, The Chair of the Legislature has reviewed the Legislature's operations and governmental priorities and has recommended the establishment of a Senior Legislative Counsel with the concurrent abolishment of one position of Legislative Counsel; and

WHEREAS, The Department of Personnel has reviewed a job description for one position and has made an appropriate civil service classification;

WHEREAS, additional funds are not being requested to implement this reclassification, and

WHEREAS, While Assistant District Attorneys may receive raises effective July 1, 2016, this resolution will not increase the present salaries of attorneys in the Rockland County Legislature, but would only authorize those attorneys to receive parity with all other attorneys in county government, in that they would receive length of service increments, including annual increments, beginning with their next anniversary date; and

WHEREAS, The Budget and Finance Committee of this Legislature has met, considered and unanimously approved this resolution, now, therefore be it

RESOLVED, That the leave and benefit provisions provided in Resolution 31 of 2000 are and shall hereby be continued; and be it further

RESOLVED, That titles of Assistant District Attorney (ADA), Legislative Counsel and Senior Legislative Counsel included on annexed Schedule "A" are hereby allocated to and are to be compensated according to the Non-Union Attorney Compensation Levels indicated; and be it further

RESOLVED, That the salary ranges for the compensation levels provided in Schedule "B" are hereby adopted, effective July 1, 2016, and such salary ranges shall be amended, as appropriate, in accordance with the rules set forth in annexed Schedule "C"; and be it further

RESOLVED, That salaries for Assistant District Attorneys, Legislative Counsel and Senior Legislative Counsel shall be set, effective July 1, 2016, in accordance with the annexed Schedule "B" such that each Assistant District Attorney, Legislative Counsel, and Senior Legislative Counsel shall be placed on a step in accordance with his/her years of service as defined in the Rules provided in annexed Schedule "C", and each such Assistant District Attorney, Legislative Counsel, and Senior Legislative Counsel shall receive an annual salary, effective July 1, 2016, in accordance with the step on which he/she is placed; and be it further

RESOLVED, That Schedule "C" - "Rules for the Administration of the Non-Union Attorney Compensation Plan" is hereby adopted, and future salary increases for all Assistant District Attorneys, Legislative Counsel(s) and, Senior Legislative Counsel(s) shall be determined and calculated in accordance with the Rules provided in annexed Schedule "C"; and be it further

RESOLVED, That one position of Senior Legislative Counsel position # 9301 be hereby established in the Legislative Board – 1010, and be it further

RESOLVED, That the position Legislative Counsel, position control # 5929 shall be concurrently abolished; and be it further

RESOLVED, That upon promotion to the position of Senior Legislative Counsel, the salary for the incumbent of the current position of Legislative Counsel, position control #5929, shall, effective July 1, 2016, be \$110,377; and be it further

RESOLVED, That, effective July 1, 2016, the salary for the Senior Legislative Counsel shall remain unchanged at the current amount which is between steps 2 and 3 of Compensation Level 4 as provided in the annexed Schedule B; and be it further;

RESOLVED, That the Senior Legislative Counsel shall be moved to the next higher step of Compensation Level 4, as provided in the annexed Schedule B, on his/her next anniversary date, as defined in the Rules for the Administration of the Non-Union Attorney Compensation Plan, provided in annexed Schedule C; and be it further

RESOLVED, That the Rockland County Department of Personnel shall carry out all such administrative tasks as are required to effectuate and put into operation the terms of this resolution; and be it further

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

COUNTY OF ROCKLAND
FY 2016

Increase Appropriation Account:

A DA 1165 District Attorney	E1100 Salaries	\$110,294
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Decrease Appropriation Account:

A DA 1165 District Attorney	E1110 Overtime	\$55,147
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A UNC 1190 Contingency	E5050 Contingency	\$55,147
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RESOLVED, that it is the intention of this Legislature to include appropriate funds for the continuing implementation of this resolution in the Budget of the County of Rockland for fiscal year commencing the 1st day of January, 2017.

RESOLVED, That the Commissioner of Finance of Rockland County be and is hereby authorized to effectuate the payment of such salary and wages, provided by the terms of this resolution, effective July 1, 2016.

SCHEDULE A

**NON-UNION ATTORNEY* COMPENSATION LEVELS
*(For Assistant District Attorneys, Legislative Counsel, and Senior
Legislative Counsel)**

Attorney Compensation Level 1 – Assistant District Attorney

Attorney Compensation Level 2 – Senior Assistant District Attorney

Attorney Compensation Level 3 – Supervising Assistant District Attorney,
Legislative Counsel

Attorney Compensation Level 4 – Executive Assistant District Attorney,
Senior Legislative Counsel

Attorney Compensation Level 5 – First Assistant District Attorney

Attorney Compensation Level 6 – Chief Assistant District Attorney

SCHEDULE B

**NON-UNION ATTORNEY* COMPENSATION LEVELS
*(For Assistant District Attorneys, Legislative Counsel, and Senior Legislative Counsel)**

Effective 7.1.16

Levels	Steps 99/0 (Starting Salary) through Step 6						Steps 10 - 25 (Longevity Steps)				
	99/0	1	2	3	4	5	6	10	15	20	25
LEVEL 1 7/1/16	\$65,437	\$68,247	\$71,182	\$74,235	\$77,420	\$80,753	\$84,236	\$87,861	\$91,648	\$95,600	\$99,726
LEVEL 2 7/1/16	\$74,488	\$77,694	\$81,037	\$84,525	\$88,169	\$91,966	\$95,935	\$100,080	\$104,400	\$108,915	\$113,627
LEVEL 3 7/1/16	\$87,345	\$91,103	\$95,030	\$99,134	\$103,419	\$107,884	\$112,555	\$117,425	\$122,510	\$127,815	\$133,350
LEVEL 4 7/1/16	\$99,693	\$103,999	\$108,495	\$113,186	\$118,085	\$123,197	\$128,529	\$134,098	\$139,915	\$145,983	\$152,319
LEVEL 5 7/1/16	\$104,678	\$109,199	\$113,920	\$118,845	\$123,989	\$129,357	\$134,955	\$140,803	\$146,911	\$153,282	\$159,935
LEVEL 6 7/1/16	\$111,745	\$116,585	\$121,627	\$126,892	\$132,392	\$138,131	\$144,123	\$150,372	\$156,900	\$163,708	\$170,820

SCHEDULE C

RULES FOR ADMINISTRATION OF THE
NON-UNION ATTORNEY* COMPENSATION PLAN

*Non-union attorneys shall include Assistant District Attorneys, and the titles Legislative Counsel and Senior Legislative Counsel. "Assistant District Attorney" shall include all levels of positions of Assistant District Attorney: Assistant District Attorney, Senior Assistant District Attorney, Supervising Assistant District Attorney, Executive Assistant District Attorney, First Assistant District Attorney, and Chief Assistant District Attorney.

1. Anniversary Dates. An attorney's anniversary date for the purpose of determining eligibility for increments shall be based on said employee's earliest date of appointment to his/her ADA position in the office of the Rockland County District Attorney or to his/her Legislative Counsel position (any level of Legislative Counsel) in the Rockland County Legislature, lasting at least six (6) months or more on a continuous basis. That is, the anniversary date for an ADA is based solely on the employee's first appointment to an ADA position (at any level) and the anniversary date for a Legislative Counsel is based solely on the employee's first appointment to a Legislative Counsel position (at any level).
2. Annual Increments. An Assistant District Attorney, Legislative Counsel, or Senior Legislative Counsel shall be eligible for an award of an annual increment (steps 99/0 through step 6) on that employee's anniversary date, as defined in Rule 1 – Anniversary Dates. There shall be no increments other than those for which an ADA, Legislative Counsel, or Senior Legislative Counsel may be eligible based on years of service. No merit increases or incentive increases shall be granted.
3. Longevity Increments.
 - a. An Assistant District Attorney, Legislative Counsel, or Senior Legislative Counsel shall be eligible for a longevity increment only after he/she has reached Step 6 of his/her compensation level and has completed 10, 15, 20, or 25 years of service, respectively.
 - b. Longevity increments shall only be granted on an employee's anniversary date, as defined in Rule 1 – Anniversary Dates, and only upon the completion of 10, 15, 20, or 25 years of service as an ADA in the Office of the Rockland County District Attorney or as a Legislative Counsel, or Senior Legislative Counsel in the Rockland County Legislature. An ADA, Legislative Counsel, or Senior Legislative Counsel shall be eligible for a longevity increment even if such employee has received one other annual increment in the calendar year, as defined in Rule 2- Annual Increments. No ADA, Legislative Counsel, or Senior Legislative Counsel shall receive two (2) longevity increments in any one calendar year.
4. Increment Eligibility. Increments for which an ADA, Legislative Counsel, or Senior Legislative Counsel becomes eligible based on years of service shall be awarded on the employee's Anniversary Date, as defined in Rule 1 – Anniversary Dates unless the District Attorney or the Chair of the Legislature, respectively, does not approve such increment based on deficiencies in the employee's job performance. If the increment is denied, the District Attorney or the Chair of the Legislature shall provide the employee with notification of such performance deficiencies. The increment may be subsequently awarded at the discretion of the District Attorney for ADA positions or the Chair of the Legislature for positions of Legislative Counsel and Senior Legislative Counsel.
5. Promotion. Upon promotion to a higher-level position of Assistant District Attorney or Legislative Counsel (e.g., Senior Legislative Counsel), the salary of such employee shall be one increment (i.e., step) increase in salary or the beginning step of the compensation level for such higher-level position, whichever is greater.

6. Inhiring. In the event that the District Attorney or the Chair of the Legislature determines that it is essential and in the best interest of his/her operations to hire an individual with prior experience as an attorney, including but not limited to experience as an Assistant District Attorney (for ADA positions), or experience as an Attorney (for Legislative Counsel positions) or in the event of a bona fide recruitment problem, demonstrated by a lack of qualified candidates despite a legitimate recruitment effort, the District Attorney shall have the discretion to inhire an Assistant District Attorney, and the Chair of the Legislature shall have the discretion to inhire a Legislative Counsel or Senior Legislative Counsel at a salary above the starting salary for the compensation level for the title to which the individual shall be appointed. Inhiring shall be limited to steps 99/0 through 6; there shall be no inhiring within longevity steps.
7. Across-the-Board Increases. The annual salary for each ADA, Legislative Counsel, or Senior Legislative Counsel shall be his/her respective annual salary, effective July 1, 2016 (as placed in a step in Schedule B), plus the same percentage and/or lump sum dollar increases that are included, effective after July 1, 2016, in Rockland County's Agreement with the Rockland Association of Management. The Non-Union Attorney Salary Structure (Schedule B – Compensation Levels) shall reflect such salary increases included in the RAM Agreement that are effective after July 1, 2016.
8. Legal Assistant. The salary of a Legal Assistant (non-admitted attorney pending Bar Examination results) shall be paid an annual salary of \$40,000.

Introduced by:

Referral No. 4037

Hon. Michael M. Grant, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Aron B. Wieder, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Lon M. Hofstein, Sponsor

**RESOLUTION NO. 315 OF 2016
RATIFYING FINAL MEMORANDUM OF AGREEMENT BETWEEN
THE COUNTY OF ROCKLAND, ROCKLAND COMMUNITY COLLEGE AND
ROCKLAND COMMUNITY COLLEGE FEDERATION OF ADMINISTRATORS FOR THE PERIOD
FROM SEPTEMBER 1, 2013 THROUGH AUGUST 31, 2016**

Mr. Grant offered the following resolution, which was seconded by Mr. Hofstein, Mrs. Paul, Mr. Santulli, Mr. Schoenberger, Mr. Soskin and Chairman Wolfe and unanimously adopted

WHEREAS, The County of Rockland, Rockland Community College and the Rockland Community College Federation of Administrators have been negotiating the terms and conditions of employment for employees in the unit for the period from September 1, 2013 through August 31, 2016; and

WHEREAS, Such negotiations have resulted in a Final Memorandum of Agreement, attached hereto and deemed an integral part hereof, subject to ratification by the parties; and

WHEREAS, The Rockland Community College Federation of Administrators has ratified said Memorandum of Agreement; and

WHEREAS, By Resolution No. 27 - 2016, the Rockland Community College Board of Trustees unanimously approved said Memorandum of Agreement; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That said Final Memorandum of Agreement be and it is hereby ratified by the Legislature of Rockland County; and be it further

RESOLVED, That said Final Memorandum of Agreement shall be incorporated into a contract between the parties, subject to the approval of the County Attorney.

Memorandum of Agreement

**By and Between The County of Rockland, Rockland Community College and
Rockland Community College Federation of Administrators**

Final Settlement of Terms for Successor Collective Bargaining Agreement

April 19, 2016

Rockland County, Rockland Community College ("College") and the Rockland Community College Federation of Administrators ("Federation") (collectively "the parties") hereby agree to the following terms in settlement of the collective bargaining negotiations with the RCCFA for the period of September 1, 2013 through August 31, 2016.

The parties agree to execute a three year agreement with no changes to the terms and conditions except for the following:

Article I Recognition

Item (3): The College shall notify the Federation President of a substantially altered administrative position at least Fourteen Calendar (14) days before such position and/or the prospective incumbent is presented to the College President for approval. Such notification shall include a description of the alteration and impact on the employee holding the current position.

Article IV Personnel Files

An employee shall have an opportunity to review the employee's personnel file maintained in Human Resources in the presence of the appointing authority or the appointing authority's designee upon five (5) days' notice and to place in such file a written response of reasonable length to anything contained there in which such employee deems to be adverse.

Notwithstanding any of the above, pre-employment material shall be privileged and not be made available to such employee.

1. Letters, memoranda and evaluations alleging incompetence or misconduct shall not be placed in an employee's personnel file until the employee has been given a copy of such material. The employee must sign acknowledging receipt of such material and such receipt will also be placed in the file. It is understood and agreed that signature by the employee does not signify agreement with such material. Should the employee refuse to sign, it shall be so noted on the material which shall be deemed to comply with the requirements of the section.
2. Adverse material or information dealing with relatively minor acts of misconduct or incompetence (i.e. tardiness) shall be removed from the personnel file six (6) months

after the date of the occurrence, unless such misconduct or incompetence is repetitive and is not responsive to supervisory warnings.

3. Adverse material or information dealing with relatively serious at our incidence of misconduct or incompetence shall be removed from the personnel file three (3) years after the date of occurrence. For example: insubordination or dereliction of duty.
4. Except that the following shall not be removed from the personnel file:
 - Determination of guilt as a result of disciplinary proceedings
 - Performance or other evaluations

Article VI Appointments

8. Grant-Funded Appointments. An employee hired specifically by the College to administer a grant, under the terms of a grant, who does RCCFA duties is considered a Grant-Funded Appointment and is an RCCFA unit member.

- a. Any and all full-time, administrative, grant-funded positions are predetermined to be RCCFA unit positions.
- b. RCCFA members who are employed by the College and whose functions become temporarily funded by a grant are not considered Grant-Funded Appointments.
- c. The President of the RCCFA must be notified of any positions newly created under the terms of a grant.
- d. The terms and conditions of employment stipulated by this collective bargaining agreement between the College and the RCCFA shall apply except as provided in the following paragraphs:
 - i. The College shall not be obligated to continue to employ Grant-Funded Appointments when the external grant-funding source is discontinued. The College shall notify the RCCFA and the Grant-Funded Appointment of the discontinuance of external funding as soon as possible after the grant funding source notifies the College that the funding source has been discontinued. The termination of a Grant-Funded Appointment shall be at the discretion of the College and is neither grievable nor arbitrable.
 - ii. Grant-Funded Appointments must use their vacation in the year in which it accrues. Grant-Funded Appointments with more than three years of service shall accrue all vacation days on September 1 of each year. If the Grant-Funded Appointment leaves or otherwise discontinues employment before the end of the fiscal year, there shall be a pro-rata deduction for vacation days used.
 - iii. Grant-Funded Appointments shall receive salary increases as specified in the terms of the grant.

Article X Grievance Procedure**C. Stages of Grievance Procedure**

Stage 3 - President: If the grievance is not resolved at Stage 2, the Federation may, within fourteen (14) calendar days, file a written appeal of the decision at Stage 2 with the College President. Copies of the written decision at Stage 2 shall be submitted with the appeal. Within fourteen (14) calendar days after receipt of the appeal a hearing date shall be set, such hearing to commence within fifteen (15) calendar days after the receipt of the appeal by the College President. The College President or designee shall render his/her decision within fourteen (14) calendar days after the conclusion of the hearing. A copy of the Stage 3 decision shall be provided the Federation. The designee should be a Vice President/Associate Vice President other than Vice President/Associate Vice President in Stage 2.

Article XII Salary Plan

3. Salary Increases: The base salary of each bargaining unit employee shall be increased as follows:

On September 1, 2013: 0%

On September 1, 2014: 0%

On September 1, 2015: 2%

Federation unit members will receive a \$1,000.00 cash payout at the execution of the contract.

4. Longevity has been added for employees who have completed (5) Five years and (15) years of service. The longevity schedule now reads as follows:

Five (5) Years - \$750

Ten (10) Years - \$1,000

Fifteen (15) Years - \$1,250

Twenty (20) Years - \$1,500

Twenty-Five (25) Years - \$2,000

Those employees who have reached completion of their 5th and 15th year in the last year of this agreement are eligible for the longevity step.

5. Temporary Assignments. Unit members assigned duties not included in their current job description and unrelated to their current job duties (on a temporary basis), will be eligible for a stipend of 6% - 9% depending on complexity and level of responsibility.

Article XIII Paid Leave

Holidays

- a. Floating Holidays: Unit members may be required to work up to four (4) Floating Holidays during the course of the year when classes are in session. If a unit member is required to work on any of the following days; Columbus Day, Veterans Day, Lincoln's Birthday or Presidents Day, such unit member will receive a Floating Holiday for each such day worked to be used during the course of the year for the Holiday worked.
- b. If the College is closed or there is a delay for faculty or students because of the weather, unit members don't have to report or use their time.

Vacation

- a. Vacation days shall accrue to a maximum total accrual of Sixty (60) days.

Sick Leave

- a. Sick Leave shall accrue to a maximum total accrual of Two Hundred and Twenty (220) days. Upon separation of service for any reason, the College will pay employees one day of pay for every four days of accrued and unused sick leave.

Article XV Insurance

1. Group Health Insurance

- e. Opt-Out Provision: Any unit member enrolled in a County Health Insurance Program shall be eligible for a health insurance buyout for the plan category (individual or family coverage) in which the unit member was enrolled or eligible to enroll provided that the unit member show proof that he/she have medical coverage elsewhere at the time he/she sign the agreement.
 - i. The health insurance buyout will be offered on an annual basis. The buyout period will be for one calendar year beginning January 1 and ending December 31. An eligible employee may exercise the buyout by submitting an application to Human Resources Dept, during an annual open enrollment period designated by the College. The College shall prescribe the application.
 - ii. An "eligible" employee is defined as any full-time unit member currently enrolled or eligible to be enrolled in a County Health Insurance Plan for at least twelve (12) months.
 - iii. Re-enrollment must be done in the annual open enrollment period. This paragraph shall not apply to any employee whose alternate health insurance is involuntarily cancelled during the buyout period. Such employees may make application for health insurance with the rules for

- involuntary loss of coverage. Such an application will be approved in accordance with the provisions of the RCCFA Collective Bargaining Agreement.
- iv. Employees electing to re-enroll can do so at the rate of contribution determined by the date of hire. The time period during withdrawal from a County health insurance plan will not be credited towards the employee's total contractual obligation for payment of health insurance contributions.
 - v. Each employee who exercises the health insurance buyout shall be paid an amount equal to 25% of the County's net cost for the NYSHIP plan available pursuant to this Agreement, for the plan category in which the employee was eligible to enroll. 'Net cost' shall be defined as the County's actual cost less any contractually mandated employee contributions. However, any period of insurance ineligibility during the buyout period (for example, unpaid leave of absence or disciplinary suspension without pay) will reduce the buyout payment due from the College on a pro rata basis
 - vi. Payment shall be made in two equal installments during the week following the end of the second (2nd) and fourth (4th) calendar quarters within the buyout period, and will encompass the preceding 6 months of the buyout period during which health insurance was waived
 - f. As the cost of health insurance continues to rise, the County has the right to make Plan design changes as deemed necessary, as long as there is no diminishment of benefits.
 - g. The County will honor the buy-out agreement for the life of the contract.
5. Survivor Benefits: Rockland Community College is committed to the welfare of their employees and families. The College understands if a person suddenly passes away in mid-career, the loss of income may substantially impact on the employee's family. This benefit is not designed to replace the employee from having adequate life insurance to support his/her family, but is designed to address immediate expenses such as the cost of funeral, credit card debt or a dependent's tuition. If an employee passes away while they are actively employed at Rockland Community College with a minimum of one year of service his/her beneficiary will receive \$50,000.00.
6. All unit employees hired by the College or County after the legislative ratification of the Memorandum of Agreement shall contribute fifteen percent (15%) of the premium in effect each year for the Health Insurance Plans (including but not limited to Medical, Dental and Vision) in which they are enrolled."

Article XXI Miscellaneous Provisions

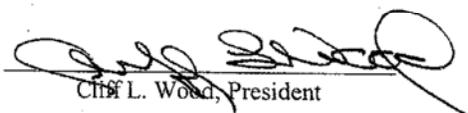
Tuition Reimbursement: The College shall provide up to \$5,000 per year tuition reimbursement for unit employees enrolled at an accredited college or university in pursuance of a baccalaureate degree, a master's degree or a doctorate, or taking certification courses relevant to their positions at the College. The total College funding, in, any one year, for this tuition reimbursement program will not exceed \$20,000. The employee is required to obtain administrative approval prior to enrolling in a program/course in order to be eligible for reimbursement. Any employee required to maintain current certification or similar accreditation shall be entitled to take all relevant Continuing Education courses at RCC without charge, assuming space is available.

- a. Those employees who have paid more than \$3,500 in tuition costs in the last year of this agreement are eligible for the increased reimbursement rate.

Article XXII Professional Development Fund

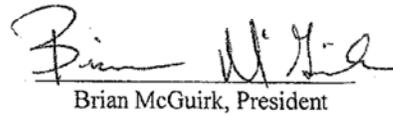
Professional Development Fund: Member may register for RCC Continuing Education courses with sufficient enrollment to run on a space available basis and will only pay any incremental cost such as textbooks, tests, supplies, certificates, travel, etc.

SUNY Rockland Community College



Cliff L. Wood, President

**Rockland Community College
Federation of Administrators**



Brian McGuirk, President

Introduced by:

Referral No. 7171

Hon. Philip Soskin, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Ilan S. Schoenberger, Sponsor
 Hon. Aron B. Wieder, Sponsor
 Hon. Vincent C. Tyer, Sponsor
 Hon. Charles Falciglia, Sponsor
 Hon. Douglas J. Jobson, Sponsor
 Hon. Michael M. Grant, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Harriet D. Cornell, Sponsor
 Hon. Lon M. Hofstein, Sponsor

**RESOLUTION NO. 316 OF 2016
 APPROVAL OF THE USE OF ROCKLAND COMMUNITY
 COLLEGE AS SITE NO. 28 FOR THE NEW YORK STATE
 MESONET/SUNY RESEARCH FOUNDATION
 EARLY WEATHER DETECTION SYSTEM
 [ROCKLAND COMMUNITY COLLEGE]**

Mr. Grant offered the following resolution, which was seconded by Mrs. Cornell, Mr. Falciglia, Mr. Hofstein, Mr. Jobson, Mrs. Paul, Mrs. Santulli, Mr. Schoenberger and Mr. Soskin and unanimously adopted

WHEREAS, The President of Rockland Community College (the "College") has advised the County Executive and the Legislature of Rockland County that the College has been selected as one of seventeen (17) enhanced sites deployed across New York state as part of the NYS Mesonet Early Warning Weather Detection System; and

WHEREAS, The NYS Mesonet Early Warning Weather Detection System is an advanced statewide weather station network; and

WHEREAS, The network will consist of up to 125 surface weather stations that will detect weather phenomena across the entire state; and

WHEREAS, The weather detection system will provide federal, state and local communities with access to high-resolution, real-time data and more robust predictive models; and

WHEREAS, Each site will be outfitted with lidars and microwave profilers, providing wind, temperature and moisture profiles in the vertical; and

WHEREAS, The Rockland Community College Mesonet site has been proposed on the main campus as one of the sites; and

WHEREAS, By Resolution No. 31 of 2015, the Board of Trustees of Rockland Community College unanimously approved the College as one of the Mesonet sites as proposed under the program; and

WHEREAS, The estimated cost of the project is \$590,000 which includes labor and equipment will be covered by a New York State Mesonet/SUNY Research Foundation grant from FEMA; and

WHEREAS, The President of Rockland Community College recommends that the Legislature of Rockland County approve the College becoming Site No. 28 of the New York State Mesonet Early Warning Weather Detection System; and

WHEREAS, The adoption of this resolution does not require the expenditure of any County funds; and

WHEREAS, The Multi-Services and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves Rockland Community College becoming Site No. 28 of the New York State Mesonet Early Warning Weather Detection System and authorizes the execution of any necessary documents by the County Executive in order to implement this process; and be it further

RESOLVED, That the adoption of this resolution does not require the expenditure of any County funds.

Introduced by:

Referral No. 7070

Hon. Charles Falciglia, Sponsor
Hon. Michael M. Grant, Co-Sponsor
Hon. Jay Hood, Jr., Co-Sponsor
Hon. Harriet D. Cornell, Co-Sponsor
Hon. Ilan S. Schoenberger, Co-Sponsor
Hon. Philip Soskin, Co-Sponsor
Hon. Aron B. Wieder, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor
Hon. Lon M. Hofstein, Co-Sponsor

**RESOLUTION NO. 317 OF 2016
REQUESTING THAT THE GOVERNOR OR THE STATE OF NEW YORK,
THE NEW YORK STATE SENATE AND THE NEW YORK STATE ASSEMBLY
ENACT LEGISLATION AMENDING THE LOCAL FINANCE LAW TO ENABLE
COUNTIES TO SEEK LINES OF CREDIT OR SIMILAR FINANCIAL VEHICLES
IN ORDER TO MORE EFFICIENTLY MANAGE CASH FLOW**

Mr. Grant offered the following resolution, which was seconded by Mr. Falciglia and Mr. Soskin and unanimously adopted

WHEREAS, By the restrictions set forth in New York State's Local Finance Law, Counties are unnecessarily bound and restricted by the need to seek Tax Anticipation Notes (TAN), Revenue Anticipation Notes (RAN) and Bond Anticipation Notes (BAN) to meet cash flow needs; and

WHEREAS, The ability to obtain cash through TANs, BANs and RANs suffer from significant and time consuming bureaucratic hurdles, including the necessity for drafting and enacting legislation, drafting and vetting of offering statements and the retention of specialized legal counsel to accomplish these tasks; and

WHEREAS, The expense to obtain TANs, BANs and RANs, are significant and reoccurring, often ranging up to \$50,000.00 no matter the amount sought;

WHEREAS, It is well recognized that lines of credit and similar financial vehicles are offered by State/Federally licensed banks, are commercially feasible and frequently used to improve cash flow in the private sector; and

WHEREAS, Upon the receipt of a sufficient line(s) of credit(s) or similar financial vehicle(s), a County would be able to rely upon that vehicle over several years without revisiting the efforts needed to obtain the credit the first time, thus introducing an efficiency to the stabilization of cash flow; and

WHEREAS, A line of credit, unlike a note in a TAN, RAN or BAN, accrues interest only based upon the amount withdrawn from the line, while TANs, RANs and BANs incur interest upon the entirety of the value of the note regardless of how much, or how little is used; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of the County of Rockland respectfully requests that the Governor or the State of New York, the New York State Senate and the New York State Assembly shall enact legislation amending the Local Finance Law to enable Counties to seek lines of credit or similar financial vehicles, in order to more efficiently manage cash flow; 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 the 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, Hon. Karl Brabenec, 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; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

Introduced by:

Referral No. 6795

Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Aney Paul, Sponsor
Hon. Patrick J. Moroney, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Aron B. Wieder, Sponsor

**RESOLUTION NO. 318 OF 2016
APPROVING PURCHASES IN EXCESS OF \$100,000 WITH AIR KOOL
MECHANICAL CONTRACTING INC. FOR HVAC SYSTEMS, MAINTENANCE
AND REPAIR UNDER RFB-RC-2015-090 IN AN AMOUNT NOT TO
EXCEED \$248,903.26 FROM THE COMMENCEMENT DATE
OF DECEMBER 28, 2015 THROUGH DECEMBER 27, 2016
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
(\$248,903.26)**

Mr. Grant offered the following resolution, which was seconded by Mrs. Low-Hogan and Mr. Schoenberger and unanimously adopted

WHEREAS, The Director of Purchasing advertised for bids for HVAC Systems, maintenance and repair for various Departments under RFB-RC-2015-090, for a one (1) year period with one (1) additional one (1) year option to renew; and

WHEREAS, Over four hundred fifty (450) vendors were notified of the RFB and four (4) vendors furnished a response, to wit: Air Kool Mechanical Contracting Inc. \$130,764.; Joe Lombardo Plumbing and Heating of Rockland \$158,565; Hauser Bros. \$184,435; and AAA Cooleration \$145,890 (which bid was rejected as non-responsive); and

WHEREAS, The purpose of this contract is to provide and perform maintenance and repair of heating, ventilation and air conditioning equipment at the Dr. Robert L. Yeager Health Center, the New City Government Center, Rockland Community College, the Fire Training Center and any other agency locations of the Rockland County government; and

WHEREAS, The Director of Purchasing determined that Air Kool Mechanical Contracting Inc., 451 North Route 9W, Congers, New York 10920 was the lowest responsive, responsible bidder; and

WHEREAS, The contract was awarded to Air Kool Mechanical Contracting Inc., 451 North Route 9W, Congers, New York 10920 for a one-year term on December 28, 2015 through December 27, 2016 with one (1) one (1) year option term, with the value of the services to be performed during the initial term of the contract estimated at \$95,000; and

WHEREAS, Due to the necessity to replace complete units on Buildings S and T at the Dr. Robert L. Yeager Health Center, the total encumbered amount to date is \$98,903.26; and

WHEREAS, The Divisions of Facilities Management and Purchasing have estimated that an additional \$150,000 will be needed to cover expenditures through December 27, 2016; and

WHEREAS, The Director of Purchasing is recommending that the County Executive and the Legislature of Rockland County approve the purchases in excess of \$100,000 with Air Kool Mechanical Contracting Inc., 451 North Route 9W, Congers, New York 10920 HVAC Systems - Preventive Maintenance and Repair for various Departments under RFB-2015-090, in an amount not to exceed \$248,903.26 from the commencement date December 28, 2015 through December 27, 2016 with the option to renew for one (1) additional one (1) year term; and

WHEREAS, All purchases will be initiated by formal purchase order; and

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WHEREAS, Sufficient funding for these purchases is provided for in the 2016 Budget of the Department of Facilities Management, M-DGS-1245-E4060 and the 2016 Capital Budget, Capital Project No. 1476; 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 Planning & Public Works and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves purchases in excess of \$100,000, with Air Kool Mechanical Contracting Inc., 451 North Route 9W, Congers, New York 10920 HVAC Systems - Preventive Maintenance and Repair for various Departments under RFB-2015-090, in an amount not to exceed \$248,903.26 from the commencement date December 28, 2015 through December 27, 2016 with the option to renew for one (1) additional one (1) year term; and be it further

RESOLVED, That all purchases will be made by formal purchase order subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That sufficient funding for these purchases is provided for in the 2016 Budget of the Department of Facilities Management, M-DGS-1245-E4060 and the 2016 Capital Budget, Capital Project No. 1476.

Introduced by:

Referral No. 1319

Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Aney Paul, Sponsor
Hon. Patrick J. Moroney, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Aron B. Wieder, Sponsor
Hon. Lon M. Hofstein, Sponsor

**RESOLUTION NO. 319 OF 2016
AUTHORIZING AND DIRECTING THE CLERK TO THE LEGISLATURE
TO ADVERTISE FOR BIDS – FOR A CONSTRUCTION CONTRACT FOR THE
PIERMONT PAPER MILL REMEDIAL ACTION PROJECT
(PROPERTY OWNED BY THE COUNTY OF ROCKLAND)
IN THE VILLAGE OF PIERMONT
UNDER CAPITAL PROJECT NO. 1471
[DRAINAGE AGENCY]**

Mr. Grant offered the following resolution, which was seconded by Mrs. Low-Hogan and unanimously adopted

WHEREAS, The site of the former Piermont Paper Company was placed on the New York State Registry of Inactive Hazardous Waste Sites as a Class 4 site in July 1989; and

WHEREAS, By definition, a Class 4 site has undergone remediation but requires continued operation, maintenance and monitoring; and

WHEREAS, Environmental investigations at the Site indicate nine (9) hot spots are present where sub-surface soils contain concentrations of polychlorinated biphenyls (PCBs) are above the New York State cleanup level 10 parts per million; and

WHEREAS, The scope of services for the project shall include, but not be limited to, excavation of PCB impacted soil, collection of additional end point soil samples, hauling and disposing of contaminated soil, and site restoration; and

WHEREAS, The Chairman of the Drainage Agency recommends that the Legislature of Rockland County authorize and direct the Clerk to the Legislature to advertise for bids for a construction contract for the Piermont Paper Mill Remedial Action Project in the Village of Piermont pursuant to RFB-RC-2016-017; and

WHEREAS, Funding for this project is provided in Capital Project Account No. 1471; and

WHEREAS, The Planning & Public Works and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Clerk to the Legislature is hereby authorized and directed to advertise for bids for a construction contract for the Piermont Paper Mill Remedial Action Project in the Village of Piermont pursuant to RFB-RC-2016-017, subject to the approval of the County Attorney; and be it further

RESOLVED, That funding for this project is provided in Capital Project Account No. 1471.

The next three items on the agenda were recommitted to committee:

Referral No. 5906

- a. Approving Extension Of Agreement In Excess Of \$100,000 With Veolia Water North America-Northeast LLC On A Month To Month Basis For Up To Six Additional Months For The Period September 1, 2016 Through February 28, 2017 And Amending The Agreement In The Amount Of \$482,658 For A Total Contract Sum Not To Exceed \$6,402,641 For The Operation And Maintenance Of Western Ramapo Advanced Wastewater Treatment Plant And Authorizing Its Execution By The County Executive [Rockland County Sewer District No. 1 ("District")] (\$6,402,641). (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Douglas J. Jobson, Hon. Jay Hood, Jr., Hon. Harriet D. Cornell, Hon. Philip Soskin, Hon. Aron B. Wieder, Hon. Lon M. Hofstein)

RECOMMIT TO COMMITTEE

MORONEY/CAREY, FALCIGLIA, HOFSTEIN, JOBSON, SANTULLI, SCHOENBERGER, SOSKIN, TYER: M.V.

AYES: 15 (CAREY, CORNELL, FALCIGLIA, GRANT, HOFSTEIN, JOBSON, MORONEY, PAUL, SANTULLI, SCHOENBERGER, SOSKIN, TYER, WIEDER, HOOD, JR., WOLFE)
 NAY: 01 (LOW-HOGAN)
 ABSENT: 01 (EARL)

- b. Approving The Term Sheet Resolving The Litigation Concerning The Design And Construction Of The Western Ramapo Advanced Wastewater Treatment Plant And Extending The Service Agreement [Rockland County Sewer District No. 1]. (Sponsors: Hon. Ilan S. Schoenberger, Hon. Aney Paul, Hon. Patrick J. Moroney, Hon. Douglas J. Jobson, Hon. Jay Hood, Jr., Hon. Harriet D. Cornell, Hon. Philip Soskin, Hon. Aron B. Wieder, Hon. Lon M. Hofstein)

RECOMMIT TO COMMITTEE

WOLFE/FALCIGLIA, MORONEY: M.V.

AYES: 15 (CAREY, CORNELL, FALCIGLIA, GRANT, HOFSTEIN, JOBSON, MORONEY, PAUL, SANTULLI, SCHOENBERGER, SOSKIN, TYER, WIEDER, HOOD, JR., WOLFE)
 NAY: 01 (LOW-HOGAN)
 ABSENT: 01 (EARL)

- c. approving Settlement Of Litigation Concerning The Design And Construction Of The Western Ramapo Advanced Wastewater Treatment Plant [Rockland County Sewer District No. 1]. (Sponsors: Hon. Ilan S. Schoenberger, Hon. Aney Paul, Hon. Patrick J. Moroney, Hon. Douglas J. Jobson, Hon. Jay Hood, Jr., Hon. Harriet D. Cornell, Hon. Philip Soskin, Hon. Aron B. Wieder)

RECOMMIT TO COMMITTEE

WOLFE/FALCIGLIA, MORONEY: M.V.

AYES: 15 (CAREY, CORNELL, FALCIGLIA, GRANT, HOFSTEIN, JOBSON, MORONEY, PAUL, SANTULLI, SCHOENBERGER, SOSKIN, TYER, WIEDER, HOOD, JR., WOLFE)
 NAY: 01 (LOW-HOGAN)
 ABSENT: 01 (EARL)

Introduced by:

Referral No. 8345

Hon. Michael M. Grant, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Aron B. Wieder, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Lon M. Hofstein, Sponsor

**RESOLUTION NO. 320 OF 2016
ABOLISHING PETTY CASH ACCOUNT
IN THE DEPARTMENT OF HOSPITALS
[DEPARTMENT OF HOSPITALS/DEPARTMENT OF FINANCE]
(\$500.00)**

Mr. Grant offered the following resolution, which was seconded by Mr. Jobson and unanimously adopted

WHEREAS, The Commissioner of Finance has requested the abolishment of the Department of Hospitals' petty cash account in the amount of \$500.00 due to the closure of Summit Park Hospital and Summit Park Nursing Care Center; and

WHEREAS, The funds in the petty cash account have been transferred to the General Fund; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County tax dollars (NCTD); and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Commissioner of Finance is hereby authorized to abolish the Department of Hospitals' petty cash account.

Introduced by:

Referral No. 8894

- Hon. Philip Soskin, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Vincent C. Tyer, Sponsor
- Hon. Charles Falciglia, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Lon M. Hofstein, Sponsor

**RESOLUTION NO. 321 OF 2016
APPROVING AN AMENDMENT TO AN AGREEMENT
IN EXCESS OF \$100,000 WITH HTA OF NEW YORK, INC.
FOR PRESCHOOL RELATED SERVICES FOR CHILDREN
WITH DISABILITIES IN THE ADDITIONAL AMOUNT OF \$250,000
AND FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$400,000
FOR THE PERIOD FROM JULY 1, 2015 THROUGH JUNE 30, 2016
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF HEALTH]
(\$400,000)**

Mr. Grant offered the following resolution, which was seconded by Mrs. Cornell, Mrs. Paul and Mr. Soskin and unanimously adopted

WHEREAS, By Resolution No. 442 of 2015, the Legislature of Rockland County approved an agreement with HTA of New York, Inc., 1053 Saw Mill River Road, Suite 101, Ardsley, New York 10502, for preschool related services for children with disabilities in an amount not to exceed \$150,000 for the period from July 1, 2015 through June 30, 2016; and

WHEREAS, The Commissioner of Health recommends to the County Executive and the Legislature of Rockland County that the County amend the agreement with HTA of New York, Inc., by increasing the amount of the agreement by \$250,000 for a total contract sum not to exceed \$400,000 for the period from July 1, 2015 through June 30, 2016; and

WHEREAS, Sufficient funding for the amendment is provided for in the 2016 Budget of the Department of Health; 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 Multi-Services and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the amendment to the agreement with HTA of New York, Inc., 1053 Saw Mill River Road, Suite 101, Ardsley, New York 10502, for preschool related services for children with disabilities, in the additional amount of \$250,000 and for a total contract sum not to exceed \$400,000 for the period from July 1, 2015 through June 30, 2016, 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 the amendment is provided for in the 2016 Budget of the Department of Health.

Introduced by:

Referral No. 8894

- Hon. Philip Soskin, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Vincent C. Tyer, Sponsor
- Hon. Charles Falciglia, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Lon M. Hofstein, Sponsor

**RESOLUTION NO. 322 OF 2016
 APPROVING AN AMENDMENT TO AN AGREEMENT IN EXCESS OF \$100,000
 WITH HEAD START OF ROCKLAND, INC.
 FOR THE PRESCHOOL SPECIAL EDUCATION CENTER BASED AND/OR
 SEIT PROGRAM FOR CHILDREN WITH DISABILITIES
 IN THE ADDITIONAL AMOUNT OF \$120,000
 AND FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$820,000
 FOR THE PERIOD FROM JULY 1, 2015 THROUGH JUNE 30, 2016
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HEALTH]
 (\$820,000)**

Mr. Grant offered the following resolution, which was seconded by Mrs. Paul and Mrs. Santulli and unanimously adopted

WHEREAS, By Resolution No. 442 of 2015, the Legislature of Rockland County approved an agreement with Head Start of Rockland, Inc., 117 Route 9W, Haverstraw, New York 10927, for the Preschool Special Education Center Based and/or SEIT Program for Children with Disabilities in an amount not to exceed \$700,000 for the period from July 1, 2015 through June 30, 2016; and

WHEREAS, The Commissioner of Health recommends to the County Executive and the Legislature of Rockland County that the County amend the agreement with Head Start of Rockland, Inc., by increasing the amount of the agreement by \$120,000 for a total contract sum not to exceed \$820,000 for the period from July 1, 2015 through June 30, 2016; and

WHEREAS, Sufficient funding for the amendment is provided for in the 2016 Budget of the Department of Health; 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 Multi-Services and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the amendment to the agreement with Head Start of Rockland, Inc., 117 Route 9W, Haverstraw, New York 10927, for the Preschool Special Education Center Based and/or SEIT Program for Children with Disabilities in the additional amount of \$120,000 and for a total contract sum not to exceed \$820,000 for the period from July 1, 2015 through June 30, 2016, 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 the amendment is provided for in the 2016 Budget of the Department of Health.

Introduced by:

Referral No. 9443

- Hon. Michael M. Grant, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Lon M. Hofstein, Sponsor

**RESOLUTION NO. 323 OF 2016
ESTABLISHING TWO POSITIONS IN THE
DEPARTMENT OF HEALTH**

Mr. Grant offered the following resolution, which was seconded by Mrs. Paul and unanimously adopted

WHEREAS, The Department of Hospitals previously provided essential pharmacy services to support clinic programs in the Department of Health; and

WHEREAS, The Commissioner of Health has requested the establishment of two positions in the Department of Health to continue such pharmacy services, necessary to ensure proper and effective clinic services; and

WHEREAS, The Department of Personnel has reviewed job descriptions for two positions and has made appropriate civil service classifications for such positions; and

WHEREAS, The Commissioner of Health is requesting no additional funds to establish these positions, as said funds are within the Department of Health's 2016 Operating Budget; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the following positions be hereby established in the Department of Health – 4010:

<u>TITLE</u>	<u>SALARY</u>	<u>POSITION NO.</u>
Pharmacy Assistant	(SG 7 - \$35,131 - \$42,307)	9302
Senior Account Clerk	(SG 9 - \$38,635 - \$46,293)	9303

; and be it further

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

GENERAL (A) FUND (2016)**Increase Approp. Accts.**

A	DOH	4010	Dept. of Health	E1100	Salaries	\$	21,200	
A	DOH	4010	Dept. of Health	E1100	Salaries	\$	23,100	
A	DOH	4010	Dept. of Health	E1910	Health Ins.	\$	16,000	
A	DOH	4010	Dept. of Health	E1911	Dental Ins.	\$	1,000	
A	DOH	4010	Dept. of Health	E1912	Vision Ins.	\$	10,000	
A	DOH	4010	Dept. of Health	E1920	Retirement	\$	4,000	
A	DOH	4010	Dept. of Health	E1930	Social Security	\$	4,000	
A	DOH	4010	Dept. of Health	E1980	MTA Tax	\$	1,000	
							Total \$	80,300

Decrease Approp. Acct.

A	DOH	4010	Dept. of Health	E4102	Radiology		65,000	
							Total \$	65,000

Increase Est. Revenue Acct.

A	DOH	4010	Dept. of Health	R3489	State Aid		15,300	
							Total \$	15,300

Introduced by:

Referral No. 5614

Hon. Michael M. Grant, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Aron B. Wieder, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Lon M. Hofstein, Sponsor

**RESOLUTION NO. 324 OF 2016
CANCELLATION OF TAX LIENS
FOR VARIOUS PARCELS OWNED
BY MUNICIPAL ENTITIES
[DEPARTMENT OF FINANCE]**

Mr. Grant offered the following resolution, which was seconded by Mr. Tyer and unanimously adopted

WHEREAS, The Commissioner of Finance, as enforcing officer under Real Property Tax Law, Article 11, has issued various tax liens to collect unpaid taxes; and

WHEREAS, The parcels listed on the annexed Schedule "A" are all owned by municipalities; and

WHEREAS, The County may not foreclose on municipally owned property and therefore the County may not pursue *in rem* enforcement of these liens; and

WHEREAS, Real Property Tax Law §1138 provides that the Legislature may cancel a delinquent tax lien if it determines that there is no practical method to enforce the collection of the delinquent tax lien, and that a supplementary proceeding to enforce collection of the tax would not be effective; and

WHEREAS, Pursuant to Real Property Tax Law §1138(6)(c) the County is entitled to charge back to each municipality their proportionate share of the taxes so credited or guaranteed; and

WHEREAS, It is necessary to charge back the taxes for the parcels listed on the attached Schedule "A" for the respective tax lien years listed thereon; and

WHEREAS, The aggregate amount of the charge backs is \$240,079.45; and

WHEREAS, The Department of Finance has determined that there is no practical method to enforce the collection of the delinquent taxes, specified on the attached Schedule "A," based upon the reasons set forth thereon, and therefore seeks to cancel the subject tax liens, if applicable; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That pursuant to Real Property Tax Law §1138, the Legislature of Rockland County has determined that there is no practical method to enforce the collection of the delinquent tax liens contained on the attached Schedule "A," and a supplementary proceeding to enforce collection of the taxes would not be effective, therefore the liens identified on the attached Schedule "A" are hereby cancelled, and the respective charge back of taxes is authorized; and be it further

RESOLVED, That pursuant to Real Property Tax Law §1138(6)(b), the enforcing officer shall issue a certificate of cancellation, setting forth the relevant facts, and cause a copy of same to be filed with the County Clerk within ten (10) business days of the issuance of said certificate; and be it further

RESOLVED, That pursuant to Real Property Tax Law §1138 (6)(b), the County Clerk shall note the word "cancelled" and the date of the filing of the certificate of cancellation opposite the description of said parcel(s) on the list of delinquent taxes previously filed with the Clerk, pursuant to Real Property Tax Law §1122.

Schedule "A"				
PARCEL ID	YEAR	NAME	LEGAL ADDRESS	PRINCIPAL BALANCE
C 58.19-1-9.26	2006	CLARKSTOWN CSD	27 CARLEY CT	734.71
C 58.19-1-9.26	2007	CLARKSTOWN CSD	27 CARLEY CT	717.24
C 60.14-1-14	2006	VILLAGE OF UPPER NYACK	347 N BROADWAY	60.31
C 60.14-1-14	2007	VILLAGE OF UPPER NYACK	347 N BROADWAY	2,801.68
C 60.14-1-14	2008	VILLAGE OF UPPER NYACK	347 N BROADWAY	2,974.43
C 64.9-2-40	1989	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	185.37
C 64.9-2-40	1991	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	228.23
C 64.9-2-40	1992	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	235.50
C 64.9-2-40	1993	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	246.48
C 64.9-2-40	1994	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	199.58
C 64.9-2-40	1995	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	166.52
C 64.9-2-40	1996	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	772.96
C 64.9-2-40	1997	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	806.33
C 64.9-2-40	1998	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	828.06
C 64.9-2-40	1999	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	832.07
C 64.9-2-40	2000	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	886.69
C 64.9-2-40	2001	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	959.81
C 64.9-2-40	2002	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	1,028.54
C 64.9-2-40	2003	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	1,116.96
C 64.9-2-40	2004	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	730.95
C 64.9-2-40	2005	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	803.95
C 64.9-2-40	2006	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	906.42
C 64.9-2-40	2007	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	1,587.63
C 64.9-2-40	2008	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	1,648.42
C 64.9-2-40	2009	TOWN OF CLARKSTOWN	30 VAN NOSTRAND AVE	194.43
H 26.60-1-7	2011	PALISADES INTERSTATE PARK	3 BREMS PL	3,555.96
H 27.37-1-50	2007	VILLAGE OF HAVERSTRAW	92 BROADWAY	1,961.06
H 27.37-1-52	2007	VILLAGE OF HAVERSTRAW	80 BROADWAY	7,376.44
O 65.36-2-23	2010	VILLAGE OF NYACK	28 MAIN ST	120.24
O 65.44-2-67.3	2012	NYS THRUWAY AUTHORITY	213 DEPEW AVE	1,676.34
O 65.44-2-67.3	2013	NYS THRUWAY AUTHORITY	213 DEPEW AVE	28.64
O 66.29-2-29	2010	VILLAGE OF NYACK	156 MAIN ST	196.40
O 66.38-2-24	2010	VILLAGE OF NYACK	65 LYDECKER ST	8.54
O 66.38-2-27	2010	VILLAGE OF NYACK	68 MAIN ST	5.38
R 30.11-1-5	2009	STATE OF NEW YORK	138A JOHNSONTOWN RD	30.69
R 30.11-1-5	2010	STATE OF NEW YORK	138A JOHNSONTOWN RD	30.73
R 30.11-1-5	2011	STATE OF NEW YORK	138A JOHNSONTOWN RD	30.09
R 30.11-1-5	2012	STATE OF NEW YORK	138A JOHNSONTOWN RD	31.76
R 30.11-1-5	2013	STATE OF NEW YORK	138A JOHNSONTOWN RD	31.77
R 30.11-1-5	2014	STATE OF NEW YORK	138A JOHNSONTOWN RD	32.13
R 30.11-1-5	2015	STATE OF NEW YORK	138A JOHNSONTOWN RD	31.64
R 30.11-1-5	2016	STATE OF NEW YORK	138A JOHNSONTOWN RD	28.91
R 30.70-1-22	2009	PALISADES INTERSTATE PARK	30 SEVEN LAKES PKWY	145.64
R 30.70-1-22	2010	PALISADES INTERSTATE PARK	30 SEVEN LAKES PKWY	146.77
R 30.70-1-22	2011	PALISADES INTERSTATE PARK	30 SEVEN LAKES PKWY	162.55
R 30.70-1-22	2012	PALISADES INTERSTATE PARK	30 SEVEN LAKES PKWY	156.63
R 30.70-1-25	2009	PALISADES INTERSTATE PARK	56 SEVEN LAKES DR	63.69
R 30.70-1-25	2010	PALISADES INTERSTATE PARK	56 SEVEN LAKES DR	53.94
R 30.70-1-25	2011	PALISADES INTERSTATE PARK	56 SEVEN LAKES DR	64.59
R 30.70-1-25	2012	PALISADES INTERSTATE PARK	56 SEVEN LAKES DR	66.74
R 30.70-1-26	2009	PALISADES INTERSTATE PARK	58 SEVEN LAKES DR	36.45
R 30.70-1-26	2010	PALISADES INTERSTATE PARK	58 SEVEN LAKES DR	36.63
R 30.70-1-26	2011	PALISADES INTERSTATE PARK	58 SEVEN LAKES DR	36.23
R 30.70-1-26	2012	PALISADES INTERSTATE PARK	58 SEVEN LAKES DR	38.01
R 30.78-2-1	2009	PALISADES INTERSTATE PARK	SEVEN LAKES DR	30.69
R 30.78-2-1	2010	PALISADES INTERSTATE PARK	SEVEN LAKES DR	30.73
R 30.78-2-1	2011	PALISADES INTERSTATE PARK	SEVEN LAKES DR	30.09

PARCEL ID	YEAR	NAME	LEGAL ADDRESS	PRINCIPAL BALANCE
R 30.78-2-1	2012	PALISADES INTERSTATE PARK	SEVEN LAKES DR	31.76
R 33.15-1-10	2010	RAMAPO TOWN OF	98 CONCKLIN RD	12,911.39
R 33.15-1-5	2010	RAMAPO TOWN OF	982 RT 45	1,248.22
R 33.6-1-6	2009	PALISADES INTERSTATE PARK	1657 RT 202	140.53
R 33.6-1-6	2010	PALISADES INTERSTATE PARK	1657 RT 202	141.65
R 33.6-1-6	2011	PALISADES INTERSTATE PARK	1657 RT 202	147.02
R 33.6-1-6	2012	PALISADES INTERSTATE PARK	1657 RT 202	150.94
R 39.18-1-1	2009	RAMAPO TOWN OF	12-16 LAKE ST	3,010.17
R 39.19-1-2	2010	RAMAPO TOWN OF	10 TORNE BROOK RD	7,796.97
R 39.19-1-7.3	2009	RAMAPO TOWN OF	1-19 LAKE ST	3,022.88
R 39.46-1-1	2011	PALISADES INTERSTATE PARK	10 WOODLAND RD	588.29
R 39.46-1-1	2012	PALISADES INTERSTATE PARK	10 WOODLAND RD	600.95
R 42.15-2-14	2009	PALISADES INTERSTATE PARK	400 NEW HEMPSTEAD RD	42.55
R 42.15-2-14	2010	PALISADES INTERSTATE PARK	400 NEW HEMPSTEAD RD	44.88
R 42.15-2-14	2011	PALISADES INTERSTATE PARK	400 NEW HEMPSTEAD RD	47.44
R 42.15-2-14	2012	PALISADES INTERSTATE PARK	400 NEW HEMPSTEAD RD	48.72
R 42.16-1-8	2009	PALISADES INTERSTATE PARK	391 NEW HEMPSTEAD RD	37.35
R 42.16-1-8	2010	PALISADES INTERSTATE PARK	391 NEW HEMPSTEAD RD	38.86
R 42.16-1-8	2011	PALISADES INTERSTATE PARK	391 NEW HEMPSTEAD RD	40.25
R 42.16-1-8	2012	PALISADES INTERSTATE PARK	391 NEW HEMPSTEAD RD	41.63
R 47.6-1-7	2009	NYS DOT	98 RT 17	35.97
R 47.6-1-7	2010	NYS DOT	98 RT 17	36.05
R 47.6-1-7	2011	NYS DOT	98 RT 17	36.71
R 47.6-1-7	2012	NYS DOT	98 RT 17	37.50
R 48.13-2-5	2014	MONTEBELLO VILLAGE OF	14 LAKE RD	\$ 2,388.15
R 48.13-2-8	2014	MONTEBELLO VILLAGE OF	8 LAKE RD	2,726.40
R 49.17-1-2.19	2011	MONTEBELLO VILLAGE OF	260 SPOOK ROCK RD	7,197.04
R 54.35-1-11	2013	UNITED STATES POST OFF	15 CHESTNUT ST	112.10
R 54.35-1-11	2014	UNITED STATES POST OFF	15 CHESTNUT ST	113.69
R 54.35-1-11	2015	UNITED STATES POST OFF	15 CHESTNUT ST	111.74
R 54.80-2-83	2014	SUFFERN VILLAGE OF	99 LONERGAN DR	254.14
R 57.39-1-19	2009	NEW YORK STATE	1 MAIN ST N	71.84
R 57.39-1-19	2010	NEW YORK STATE	1 MAIN ST N	368.27
R 57.39-1-19	2011	NEW YORK STATE	1 MAIN ST N	378.62
R 57.39-1-19	2012	NEW YORK STATE	1 MAIN ST N	421.38
R 57.39-1-19	2013	NEW YORK STATE	1 MAIN ST N	455.08
R 57.39-1-41	2009	NEW YORK STATE	3 MAIN ST S	78.07
R 57.39-1-41	2010	NEW YORK STATE	3 MAIN ST S	374.55
R 57.39-1-41	2011	NEW YORK STATE	3 MAIN ST S	383.28
R 57.39-1-41	2012	NEW YORK STATE	3 MAIN ST S	428.14
R 57.39-1-41	2013	NEW YORK STATE	3 MAIN ST S	461.84
R 57.63-1-40	2009	SPRING VALLEY VILLAGE OF	19 JAY ST	1,038.84
R 57.63-1-40	2011	SPRING VALLEY VILLAGE OF	19 JAY ST	80.62
R 57.63-1-40	2012	SPRING VALLEY VILLAGE OF	19 JAY ST	83.28
R 57.63-1-40	2013	SPRING VALLEY VILLAGE OF	19 JAY ST	83.45
R 857.39-1-28	2014	MTA	8 FRANKLIN ST	2,141.94
R 857.39-1-29.1	2014	MTA	1 MUNICIPAL PLAZA	27,817.44
R 857.39-1-41.1	2009	NEW YORK STATE	3 MAIN ST S	59.87
R 857.39-1-41.1	2010	NEW YORK STATE	3 MAIN ST S	356.17
R 857.39-1-41.1	2011	NEW YORK STATE	3 MAIN ST S	363.85
R 857.39-1-41.1	2012	NEW YORK STATE	3 MAIN ST S	400.37
R 857.39-1-41.1	2013	NEW YORK STATE	3 MAIN ST S	442.00
R 857.39-1-41.2	2009	NEW YORK STATE	3 MAIN ST S	35.92
R 857.39-1-41.2	2010	NEW YORK STATE	3 MAIN ST S	332.00
R 857.39-1-41.2	2011	NEW YORK STATE	3 MAIN ST S	338.36
R 857.39-1-41.2	2012	NEW YORK STATE	3 MAIN ST S	382.36
R 857.39-1-41.2	2013	NEW YORK STATE	3 MAIN ST S	415.91
R 39.14-1-1	2009	PALISADES INTERSTATE PARK	LOT 6 TORNE VALLEY RD	28,788.57

PARCEL ID	YEAR	NAME	LEGAL ADDRESS	PRINCIPAL BALANCE	
R 39.14-1-1	2010	PALISADES INTERSTATE PARK	LOT 5 TORNE VALLEY RD	2,131.19	
R 39.18-1-1.1	2010	PALISADES INTERSTATE PARK	12-16 LAKE ST	156.54	
R 39.19-1-6	2009	PALISADES INTERSTATE PARK	LOT 6 TORNE VALLEY RD	6,084.29	
R 39.19-1-6	2010	PALISADES INTERSTATE PARK	LOT 6 TORNE VALLEY RD	489.29	
R 39.19-1-7.4	2010	PALISADES INTERSTATE PARK	1-19 LAKE ST	142.91	
R 30.70-1-23	2009	PALISADES INTERSTATE PARK	50 SEVEN LAKES DR	39.32	
R 30.70-1-23	2010	PALISADES INTERSTATE PARK	50 SEVEN LAKES DR	39.43	
R 30.70-1-23	2011	PALISADES INTERSTATE PARK	50 SEVEN LAKES DR	39.28	
R 30.70-1-23	2012	PALISADES INTERSTATE PARK	50 SEVEN LAKES DR	41.13	
R 30.70-1-24	2009	PALISADES INTERSTATE PARK	54 SEVEN LAKES DR	45.07	
R 30.70-1-24	2010	PALISADES INTERSTATE PARK	54 SEVEN LAKES DR	45.23	
R 30.70-1-24	2011	PALISADES INTERSTATE PARK	54 SEVEN LAKES DR	45.40	
R 30.70-1-24	2012	PALISADES INTERSTATE PARK	54 SEVEN LAKES DR	47.38	
R 48.07-1-8.18	2007	VILLAGE OF MONTEBELLO	26 COEFARM RD	12,350.40	
R 54.34-1-3	2013	STATE OF NEW JERSEY	843 NON CEILING RAILROAD	6.88	
R 33.11-1-44	2008	ROCKLAND COUNTY SEWER DIST	1011 RT 46	416.97	
S 15.19-4-75	2010	NEW YORK STATE	2-10 LIBERTY DR	10,878.42	
S 15.19-4-75	2011	NEW YORK STATE	2-10 LIBERTY DR	1,954.54	
S 15.19-4-75	2013	NEW YORK STATE	2-10 LIBERTY DR	226.14	
S 20.07-3-1	2010	STATE OF NY	96-98 E MAIN ST	3,296.44	
S 20.07-3-1	2011	STATE OF NY	96-88 E MAIN ST	918.82	
S 20.07-3-1	2013	STATE OF NY	96-98 E MAIN ST	57.97	
S 15.02-4-67	2010	PALISADES INTERSTATE PARK	20-40 BATTLEFIELD RD	7,554.82	
O 66.69-1-2.20	2007	DANSOME LLC	1 WILLOW CT	2,321.74	** PARCEL NO LONGER EXISTS
O 66.69-1-2.20	2008	DANSOME LLC	1 WILLOW CT	2,472.60	
O 72.08-1-6.11	2004	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,205.46	**TOWN OWNED - EMINENT DOMAIN
O 72.08-1-6.11	2005	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,276.38	
O 72.08-1-6.11	2006	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,343.30	
O 72.08-1-6.11	2007	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,428.71	
O 72.08-1-6.11	2008	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,490.61	
O 72.08-1-6.11	2009	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,627.76	
O 72.08-1-6.11	2010	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,664.84	
O 72.08-1-6.11	2011	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,694.72	
O 72.08-1-6.11	2012	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,654.78	
O 72.08-1-6.11	2013	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,721.50	
O 72.08-1-6.11	2014	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,755.30	
O 72.08-1-6.11	2015	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,739.04	
O 72.08-1-6.11	2016	GREEN HORIZON DEVELOPMENT	21 SGT INGRAM CT	1,781.68	
R 42.19-1-1	2010	CONG ZEMACH DAVID OF NEW SQUARE	622 & 826 MAIN ST N	20,595.57	** PARCEL NO LONGER EXISTS
				240,079.45	

Introduced by:

Referral No. 8183

Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Aney Paul, Sponsor
Hon. Patrick J. Moroney, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Aron B. Wieder, Sponsor
Hon. Lon M. Hofstein, Sponsor

**RESOLUTION NO. 325 OF 2016
APPROVING THE ACCEPTANCE OF A CONVEYANCE OF REAL PROPERTY
LOCATED AT 34 AND 36 OLD NYACK TURNPIKE, MONSEY,
IN THE TOWN OF RAMAPO WHICH IS BEING
GRATUITOUSLY OFFERED TO THE COUNTY OF ROCKLAND
AND AUTHORIZING THE COUNTY EXECUTIVE TO
EXECUTE ANY DOCUMENTS TO EFFECTUATE THE
ACCEPTANCE OF SUCH CONVEYANCE
[DEPARTMENT OF HIGHWAYS]**

Mr. Grant offered the following resolution, which was seconded by Mr. Wieder and unanimously adopted

WHEREAS, The Superintendent of Highways has advised the County Executive and the Legislature of Rockland County that a conveyance of real property located at 34 and 36 Old Nyack Turnpike in Monsey, in the Town of Ramapo and further identified as Tax ID # 56.16-2-15 is being gratuitously offered to the County of Rockland by the 34 Old Nyack TPK LLC; and

WHEREAS, The acquisition of said real property is for highway and/or drainage purposes; and

WHEREAS, The title to said real property that is conveyed to the County shall be good and marketable title and be acceptable to the County Attorney; and

WHEREAS, County Law §215(3) authorizes the Legislature to accept by gift real property for lawful County purposes; and

WHEREAS, It is necessary to have the Legislature formally accept this conveyance of real property; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds; and

WHEREAS, The Planning & Public Works and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of a certain that a conveyance of real property located at 34 and 36 Old Nyack Turnpike in Monsey, in the Town of Ramapo and further identified as Tax ID # 56.16-2-15 is being gratuitously offered to the County of Rockland by the 34 Old Nyack TPK LLC and authorizes the County Executive to execute any documents to effectuate the acceptance of such conveyance, subject to the approval of the County Attorney; and be it further

RESOLVED, That the title to said real property that is conveyed to the County shall be good and marketable title and be acceptable to the County Attorney; and be it further

RESOLVED, That the Superintendent of Highways is authorized to record said deed with the metes and bounds description and the size of the parcel when all legal requirements have been satisfied.

Introduced by:

Referral No. 8890

Hon. Lon M. Hofstein, Sponsor
Hon. Philip Soskin, Co-Sponsor
Hon. Aney Paul, Co-Sponsor
Hon. Ilan S. Schoenberger, Co-Sponsor
Hon. Aron B. Wieder, Co-Sponsor
Hon. Vincent D. Tyer, Co-Sponsor
Hon. Charles J. Falciglia, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor
Hon. Christopher J. Carey, Co-Sponsor
Hon. Patrick J. Moroney, Co-Sponsor
Hon. Laurie A. Santulli, Co-Sponsor

**RESOLUTION NO. 326 OF 2016
SETTING A DATE FOR A PUBLIC HEARING:
A LOCAL LAW ENACTING
"THE PHARMACY 'TAKE-BACK' ACT"**

Mr. Soskin offered the following resolution, which was seconded by Mr. Carey, Mr. Falciglia, Mr. Hofstein and Mr. Jobson and unanimously adopted

WHEREAS, the Multi-Services Committee has met, considered and unanimously approved this resolution, now therefore be it

RESOLVED, that this Legislature hereby sets the 2nd day of August, 2016, at 7:05 P.M. for a public hearing to provide for a local law enacting "The Pharmacy 'Take-Back' Act."

Introduced by:

Referral No. 6760

Hon. Alden H. Wolfe, Sponsor
Hon. Philip Soskin, Co-Sponsor
Hon. Aney Paul, Co-Sponsor
Hon. Ilan S. Schoenberger, Co-Sponsor
Hon. Aron B. Wieder, Co-Sponsor
Hon. Vincent D. Tyler, Co-Sponsor
Hon. Charles J. Falciglia, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor

**RESOLUTION NO. 327 OF 2016
REQUESTING THAT NEW YORK STATE SENATE PASS BILL S.6341B,
AMENDING THE COUNTY LAW, EXECUTIVE LAW, AND STATE FINANCE
LAW IN RELATION TO INDIGENT LEGAL SERVICES**

Mr. Soskin offered the following resolution, which was seconded by Mr. Falciglia and Chairman Wolfe and unanimously adopted

WHEREAS, counties statewide are currently responsible for funding indigent legal services by federal mandate but adherence is uneven and dependent on a particular county's ability or inability to properly fund the program; and

WHEREAS, many counties have no system for supervising caseloads or quality, no staffing formula to ensure an appropriate number of public defenders, and no standard ensuring comparable compensation for defenders.

WHEREAS, the New York State Office of Legal Services and the nine-member Legal Services Board were created in 2006 partly in response to a 2006 report that found glaring deficiencies in the quality of indigent legal services offered by counties. These deficiencies included excessive caseloads, inability to hire full-time defenders; lack of adequate support services, lack of adequate training, minimum client contact and, in some courts, outright denial of the constitutional right to counsel; and

WHEREAS, the state has just recently settled a lawsuit with five counties - Suffolk, Washington, Ontario, Onondaga, and Schuylar - in which the settlement calls for the Office of Indigent Legal Services to be in charge of the public defense operations in the five counties; and

WHEREAS, this legislation would amend the law to provide for the state to take over full funding of the program in 2023, and relieve all counties of this financial strain; and

WHEREAS, local governments have been struggling while the state's finances have generally improved, so now is the time for the state to reinvest in its counties and relieve the counties of this unfunded mandate; and

WHEREAS, the New York State Assembly has already unanimously passed A.6202C, and the legislation is now being considered in the New York State Senate; and

WHEREAS, the Multi-Services Committee has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED; that the Legislature of Rockland County hereby requests that, since the New York State Assembly has already unanimously passed A. 6202C, the New York State Senate pass Bill S.6341B to amend the County Law, Executive Law, and State Finance Law in relation to indigent legal services, and that the Governor of New York sign such legislation; and be it further

RESOLVED, that the Clerk to the Legislature be and he 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 Brabenec, 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; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

Introduced by:

Referral No. 9302

Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Patrick J. Moroney, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 328 OF 2016
CONFIRMING THE APPOINTMENT OF
SEAN R. MATHEWS, PEARL RIVER, NEW YORK
TO THE ROCKLAND COUNTY AGRICULTURAL AND
FARM PROTECTION BOARD**

Mr. Schoenberger offered the following resolution, which was seconded by entire Legislature and unanimously adopted

WHEREAS, By Resolution No. 638 of 1998 the Rockland County Legislature established the Rockland County Agricultural and Farm Protection Board as authorized by Section 302 of the New York State Agricultural and Markets Law; and

WHEREAS, The Rockland County Agricultural and Farm Protection Board was re-constituted and by Resolution No. 152 of 2010 the Legislature of Rockland County confirmed said appointments; and

WHEREAS, The law provides that the Board shall consist of eleven (11) members, (4) four of whom shall be active farmers, (1) one of whom shall represent agribusiness, (1) one of whom may represent an organization dedicated to agricultural land preservation, (1) one of whom shall be the chairperson of the county soil and water conservation district board of directors, (1) one of whom shall be a member of the County Legislature, (1) one of whom shall be a county cooperative extension agent, (1) one of whom shall be the county planning director, and (1) one of whom shall be the county director of real property tax services; and

WHEREAS, Pursuant to Agricultural and Markets Law Section 302, the five (5) "county" members serve coterminous with their term of or tenure in office, including coterminous with the designation of the County Soil and Water Conservation District Board of Directors, and coterminous with the terms of employment as the county cooperative; and

WHEREAS, With the pending confirmation appointment of William V. Summers, the Agricultural and Farm Protection Board will be fully constituted; and

WHEREAS, The County Executive has appointed Sean R. Mathews to fill a vacancy on the Rockland County Agricultural and Farm Protection Board subject to legislative confirmation; and

WHEREAS, Section C3.02 of the Charter Law of Rockland County provides that the County Executive shall appoint members of all county boards and commissions, subject to legislative confirmation; and

WHEREAS, Section 302 of the New York State Agricultural and Markets Law has been superseded by, to the extent that it is inconsistent with, Section C3.02 of the Charter Law of Rockland County which provides that members of County boards and commissions shall serve at the pleasure of the County Executive; and

WHEREAS, Sean R. Mathews will serve coterminous to his term and tenure as Real Property Tax Services Officer; and

WHEREAS, The Planning and Public Works Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the appointment of Sean R. Mathews to the Rockland County Agricultural and Farm Protection Board; and be it further

RESOLVED, That the Clerk to the Legislature shall send a copy of this resolution to the Rockland County Agricultural and Farm Protection Board and to the appointee, Sean R. Mathews.

Introduced by:

Referral No. 9302

Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Patrick J. Moroney, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 329 OF 2016
CONFIRMING THE APPOINTMENT OF
WILLIAM V. SUMMERS, STONY POINT, NY
TO THE ROCKLAND COUNTY AGRICULTURAL AND
FARM PROTECTION BOARD**

Mr. Jobson offered the following resolution, which was seconded by Mr. Carey and Mr. Schoenberger and unanimously adopted

WHEREAS, By Resolution No. 638 of 1998, the Rockland County Legislature established the Rockland County Agricultural and Farm Protection Board as authorized by Section 302 of the New York State Agricultural and Markets Law; and

WHEREAS, The Rockland County Agricultural and Farm Protection Board was re-constituted and by Resolution No. 152 of 2010 the Legislature of Rockland County confirmed said appointments; and

WHEREAS, The law provides that the Board shall consist of eleven (11) members, (4) four of whom shall be active farmers, (1) one of whom shall represent agribusiness, (1) one of whom may represent an organization dedicated to agricultural land preservation, (1) one of whom shall be the chairperson of the county soil and water conservation district board of directors, (1) one of whom shall be a member of the County Legislature, (1) one of whom shall be a county cooperative extension agent, (1) one of whom shall be the county planning director, and (1) one of whom shall be the county director of real property tax services; and

WHEREAS, With the pending confirmation appointment of Sean R. Mathews, the Agricultural and Farm Protection Board will be fully constituted; and

WHEREAS, William V. Summers is an active farmer, food grower/educator at the Stony Point Center, food justice advocate and an experienced panelist and workshop leader on topics of food justice and sustainable agriculture; and

WHEREAS, William V. Summers will be filling the vacancy as an active farmer; and

WHEREAS, The County Executive has appointed William V. Summers to fill a vacancy on the Rockland County Agricultural and Farm Protection Board subject to legislative confirmation; and

WHEREAS, Section C3.02 of the Charter Law of Rockland County provides that the County Executive shall appoint members of all county boards and commissions, subject to legislative confirmation; and

WHEREAS, Section 302 of the New York State Agricultural and Markets Law has been superseded by, to the extent that it is inconsistent with, Section C3.02 of the Charter Law of Rockland County which provides that members of County boards and commissions shall serve at the pleasure of the County Executive; and

WHEREAS, The Planning and Public Works Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the appointment of William V. Summers to the Rockland County Agricultural and Farm Protection Board; and be it further

RESOLVED, That the Clerk to the Legislature shall send a copy of this resolution to the Rockland County Agricultural and Farm Protection Board and to the appointee, William V. Summers.

Introduced by:

Referral No. 5506

Hon. Aron B. Wieder, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Nancy Low-Hogan, Sponsor
Hon. Aney Paul, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 330 OF 2016
CONFIRMING THE APPOINTMENT OF
LT. STEVE MORGAN, NEW CITY, NEW YORK
TO THE ROCKLAND COUNTY TRAFFIC SAFETY BOARD**

Mr. Wieder offered the following resolution, which was seconded by entire Legislature and unanimously adopted

WHEREAS, The Rockland County New York Traffic Safety Board was established by Chapter 177 of the Laws of Rockland County and Article 43 of the Vehicle and Traffic Law, to be composed of twenty (20) members; and

WHEREAS, Section C3.02 of the Charter Law of Rockland County provides that the County Executive shall appoint members of all county boards and commissions, subject to legislative confirmation; and

WHEREAS, Each member of the board is a resident of the Rockland County; and

WHEREAS, The County Executive has appointed Lt. Steve Morgan, New City New York one of the seven (7) vacancies in the Rockland County Traffic Safety Board, to serve at his pleasure subject to legislative confirmation; and

WHEREAS, With this appointment there remain six (6) vacancies on the Board; and

WHEREAS, Lt. Steve Morgan is a resident of the County, a qualified elector and is interested in traffic safety and traffic problems; and

WHEREAS, The Public Safety Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby confirm the appointment of Lt. Steve Morgan, New City, New York to the Rockland County Traffic Safety Board to serve at the pleasure of the County Executive; and be it further

RESOLVED, That the Clerk to the Legislature is directed to forward a copy of this resolution to the Rockland County Traffic Safety Board and to the appointee, Lt. Steve Morgan.

The next items on the agenda were offered under New Business:

A. Referral No. 9075

- 1. Authorizing And Directing The Clerk To The Legislature To Advertise For Bids For The Purchase Of Both The Property Located At 18 New Hempstead Road, New City, New York (The "Sain Building") And The Property Located At Building A, 50 Sanatorium Road, Pomona, New York. (Sponsor: Hon. Alden H. Wolfe)

NEW BUSINESS WAIVER

WOLFE/GRANT: FAILED

AYES: 9 (CORNELL, GRANT, LOW-HOGAN, PAUL, SCHOENBERGER, SOSKIN, WIEDER, HOOD, JR., WOLFE)

NAYS: 7 (CAREY, FALCIGLIA, HOFSTEIN, JOBSON, MORONEY, SANTULLI, TYER)

ABSENT: 1 (EARL)

- 2. Determining That A Certain County Owned Real Property Located At 18 New Hempstead Road, New City, New York, Is No Longer Necessary For Public Use And Authorizing The Sale Of Said Real Property By Public Advertisement [Department Of Budget And Finance]. (Sponsor: Hon. Lon M. Hofstein)

NEW BUSINESS WAIVER

HOFSTEIN/CAREY: FAILED

AYES: 7 (CAREY, FALCIGLIA, HOFSTEIN, JOBSON, MORONEY, SANTULLI, TYER)

NAYS: 9 (CORNELL, GRANT, LOW-HOGAN, PAUL, SCHOENBERGER, SOSKIN, WIEDER, HOOD, JR., WOLFE)

ABSENT: 1 (EARL)

- 3. Bond Resolution Of The County Of Rockland, New York, Amending The Bond Resolution Adopted June 2, 2015 In Relation To Financing For Costs Of Partial Reconstruction Of Various Buildings At The Robert L. Yeager Health Center As Required In Relation To Relocation Of County Departments-Phase I (Capital Project No. 1481), At The Estimated Total Maximum Cost Of \$5,000,000.

NEW BUSINESS WAIVER

HOFSTEIN/CAREY, JOBSON: FAILED

AYES: 7 (CAREY, FALCIGLIA, HOFSTEIN, JOBSON, MORONEY, SANTULLI, TYER)

NAYS: 9 (CORNELL, GRANT, LOW-HOGAN, PAUL, SCHOENBERGER, SOSKIN, WIEDER, HOOD, JR., WOLFE)

ABSENT: 1 (EARL)

Reports of County Officers:

- A. Receive and File 2015 Rockland County Department of Social Services Annual Report.

RECEIVED AND ACKNOWLEDGED

**ADJOURNMENT IN MEMORY OF
THERESE A. VAILAKIS**

Chairman Wolfe offered the following memorial, which was seconded by entire Legislature and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Therese A. Vailakis.

**ADJOURNMENT IN MEMORY OF
CORNELIUS "NEIL" O'SULLIVAN**

Mr. Moroney offered the following memorial, which was seconded by Mrs. Cornell and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Cornelius "Neil" O'Sullivan.

**ADJOURNMENT IN MEMORY OF
LETTY KRONER**

Mrs. Low-Hogan offered the following memorial, which was seconded by Mrs. Cornell and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Letty Kroner.

ADJOURNMENT

Mr. Wieder offered the following resolution, which was seconded by Mr. Jobson and unanimously adopted (8:11 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Tuesday, July 5, 2016 at 7:00 p.m.

Respectfully Submitted,

DARCY SHAPIN-GREENBERG
Proceedings Clerk