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 Tuesday, February 5, 2013 at 7:00 P.M., pursuant to the adjournment of the January 30, 2013 meeting.

Very truly yours,

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 31st day of January 2013

The Legislature of Rockland County convened in regular session pursuant to adjournment of the January 30, 2013 meeting.

A Roll Call being taken (7:04 p.m.), the following Legislators were present and answered to their names:

Christopher J. Carey
Edwin J. Day
Toney L. Earl
Michael M. Grant
Nancy Low-Hogan
Joseph L. Meyers
Patrick J. Moroney
John A. Murphy
Aney Paul
Frank P. Sparaco
Alden H. Wolfe, Vice Chairman
Harriet D. Cornell, Chairwoman

Late: Douglas J. Jobson (8:23 p.m.), Philip Soskin (7:06 p.m.) and Aron B. Wieder (7:27 p.m.)

Absent: Legislators Jay Hood, Jr. and Ilan S. Schoenberger

Honorable Patrick J. Moroney, Legislator, District 15 led in the Salute to the Flag and delivered the invocation.

RESOLUTION NO. 46 OF 2013
ADOPTION OF MINUTES OF LEGISLATIVE MEETINGS OF DECEMBER 18, 2012 AND DECEMBER 27, 2012

Ms. Grant offered the following resolution, which was seconded by Mr. Earl and unanimously adopted:

Resolved, that the transcribed minutes of the Legislative meetings of December 18, 2012 and December 27, 2012, as recorded by the Clerk and presented to the Legislature, be and they are hereby adopted.

The Chairwoman opened the public participation portion of the meeting at 7:07 p.m. and the following persons appeared and spoke:

- Hannah Buckler, Raise minimum wage

Public Participation ended at 7:08 p.m.

Comments from the Chairwoman:

Honorable Harriet D. Cornell

I just wanted to tell people that we should be very proud of our County Health Department, which has been honored as Public Health Ready by the National Association of County and City Health Officials for the ability to respond to public health emergencies. The standards by which this is chosen is preparedness, planning work force competency and demonstration of readiness for all hazards through exercises or responding to a real event. I think it is worth noting that our County Health Department is so excellent, not only in the ways that we know locally, but has been recognized nationally for their emergency preparedness.

The African American Historical Society, which is led by Wylene Wood, is holding a presentation on February 26th at 7:00 p.m. for the community at large to benefit African American History month. I can tell you from having gone to at least two of the prior presentations that they are amazing and very worthwhile. During the day the presentations are given to high school students that come from our high schools throughout the County, but in the evening it will be for the general public.

Introduced by: Referral No. 9285/9481
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank Sparaco, Sponsor

RESOLUTION NO. 47 OF 2013
TRANSFER OF FUNDS FROM THE COUNTY'S 2013 CONTINGENCY ACCOUNT TO THE DEPARTMENT OF ENVIRONMENTAL RESOURCES BUDGET TO COVER VARIOUS HAVERSTRAW BAY PARK REPAIRS RELATED TO HURRICANE SANDY
[DEPARTMENT OF ENVIRONMENTAL RESOURCES]
($53,000)

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

WHEREAS, The Department of Environmental Resources has advised the County Executive and the Legislature of Rockland County that $53,000 of various Haverstraw Bay Park repairs related to Hurricane Sandy requires the County's immediate attention; and

WHEREAS, The Department of Environmental Resources does not have sufficient funds in its budget to cover these costs and continue its operations through the end of the year; and

WHEREAS, Haverstraw Bay Park has sustained substantial physical damage due to the storm surge from the Hudson River, requiring emergency repairs and dangerous tree removal in the park; and

WHEREAS, It is necessary to transfer funds from the County's 2013 Contingency account to the Department of Environmental Resources budget to cover these costs; and

WHEREAS, These costs shall be submitted to the Federal Emergency Management Agency ("FEMA") for reimbursement due to the Declaration of Emergency that had been declared as a result of this hurricane but it is unknown at this time how much of these costs will be reimbursed; and

WHEREAS, An insurance claim for the damage to Haverstraw Bay Park has been filed by the Insurance Department with the County's Insurance Carrier; and

WHEREAS, Whatever reimbursement amount is received from FEMA as it relates to these costs shall be applied towards replenishing the County's 2013 Contingency account via a County legislative resolution; and

WHEREAS, Whatever reimbursement amount is received from the County's Insurance Carrier as it relates to these costs shall be applied towards replenishing the County's 2013 Contingency account via a County legislative resolution; and

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

RESOLVED, That the Legislature of Rockland County hereby approves a transfer of funds in the amount of $53,000 from the County's Contingency account to the Department of Environmental Resources budget to cover various Haverstraw Bay Park repairs related to Hurricane Sandy; and be it further

RESOLVED, Whatever reimbursement amount is received from FEMA as it relates to these costs shall be applied towards replenishing the County's 2013 Contingency account via a County legislative resolution; 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 - 2013

Increase Approp. Acct. (Credit):		
A-ENV-8060-E5110	Emergency Funds	53,000
Decrease Approp. Acct. (Debit):		
A-UNC-1990-E5050	Contingency	53,000

Introduced by: Referral No. 9481
Hon. Ilan S. Schoenberger, Sponsor
Hon. Michael M. Grant, Co-Sponsor
Hon. Alden H. Wolfe, Co-Sponsor
Hon. Harriet D. Cornell, Co-Sponsor
Hon. Philip Soskin, Co-Sponsor
Hon. Toney L. Earl, Co-Sponsor
Hon. Frank Sparaco, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor

RESOLUTION NO. 48 OF 2013
APPROPRIATING THE SUM OF $1,500 TO KEARSING-EDWARDS AMERICAN LEGION POST 1600 POMONA, NEW YORK FOR PATRIOTIC OBSERVANCES IN 2013

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

WHEREAS, the Rockland County Legislature has set aside in the 2013 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 2013, 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 has met, considered and by a unanimous vote, approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of $1,500, for providing patriotic observance events in Rockland County in calendar year 2013; 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 Pomona, New York 10970	$1,500
Decrease Approp. Acct.:		
A-LEG-1010-5042	Patriotic Observances	$1,500

Introduced by: Referral No. 9481
Hon. Edwin J. Day, Sponsor
Hon. Christopher J. Carey, Sponsor
Hon. Michael M. Grant, 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. Toney L. Earl, Co-Sponsor
Hon. Frank Sparaco, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor

RESOLUTION NO. 49 OF 2013
APPROPRIATING THE SUM OF 1,500 TO
VETERANS OF FOREIGN WARS OF U.S., CLARKSTOWN
MEMORIAL POST NO. 851, NEW CITY, NEW YORK
FOR PATRIOTIC OBSERVANCES IN 2013

Mr. Day offered the following resolution, which was seconded by Mr. Carey, Mrs. Paul and Mr. Soskin and unanimously adopted:

WHEREAS, the Rockland County Legislature has set aside in the 2013 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the Veterans of Foreign Wars of U.S., Clarkstown Memorial Post No. 851, New City, New York, is contracting with the County of Rockland to conduct patriotic observances in 2013, 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 has met, considered and by a unanimous vote, approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of $1,500 for providing patriotic observance events in Rockland County in calendar year 2013; 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-7583-5010	Veterans of Foreign Wars of the U.S. Clarkstown Memorial Post No. 851 New City, NY 10956	$1,500
Decrease Approp. Acct.:		
A-LEG-1010-5042	Patriotic Observances .	$1,500

Introduced by: Referral No. 9481
Hon. Christopher J. Carey, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Michael M. Grant, 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. Toney L. Earl, Co-Sponsor
Hon. Frank Sparaco, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor

RESOLUTION NO. 50 OF 2013
APPROPRIATING THE SUM OF $1,500 TO
KOREAN WAR VETERANS, ROCKLAND COUNTY EAGLE CHAPTER,
NEW CITY, NEW YORK FOR PATRIOTIC OBSERVANCES IN 2013

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

WHEREAS, the Rockland County Legislature has set aside in the 2013 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the Korean War Veterans, Rockland County Eagle Chapter, New City, New York is contracting with the County of Rockland to conduct patriotic observances in 2013, 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 has met, considered and by a unanimous vote, approved this resolution; now, therefore, be it

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of $1,500, for providing patriotic observance events in the County of Rockland in calendar year 2013; 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-7654-5010	Korean War Veterans Rockland County Eagle Chapter PO Box 304 New City, New York 10956	$1,500
Decrease Approp. Acct.:		
A-LEG-1010-5042	Patriotic Observances .	$1,500

Introduced by: Referral No. 9481
Hon. Edwin J. Day, Sponsor
Hon. Aney Paul, Sponsor
Hon. Michael M. Grant, 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. Toney L. Earl, Co-Sponsor
Hon. Frank Sparaco, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor

RESOLUTION NO. 51 OF 2013
APPROPRIATING THE SUM OF $1,500 TO
AMERICAN LEGION WILLIAM E. DEBEVOISE POST 1682
NEW CITY, NEW YORK
FOR PATRIOTIC OBSERVANCES IN 2013

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

WHEREAS, the Rockland County Legislature has set aside in the 2013 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the American Legion William E. DeBevoise Post 1682, New City, New York, is contracting with the County of Rockland to conduct patriotic observances in 2013, 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 has met, considered and by a unanimous vote, approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of $1,500, for providing patriotic observance events in Rockland County in calendar year 2013; 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-7582-5010	American Legion William E. DeBevoise, Jr. Post 1682 65 American Legion Way New City, NY 10956	$1,500
Decrease Approp. Acct.:		
A-LEG-1010-5042	Patriotic Observances .	$1,500

Introduced by: Referral No. 9481
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 52 OF 2013
AUTHORIZATION TO PAY 2013 SALARIES OF EMPLOYEES IN GRANT DEPARTMENTS THAT ARE UNFUNDED IN THE 2013 PERSONNEL BUDGET BUT ANTICIPATED TO BE FUNDED FROM VARIOUS SOURCES DURING THE YEAR 2013
[DEPARTMENT OF FINANCE]

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

WHEREAS, The Commissioner of Finance is requesting the authorization to pay 2013 salaries of employees in grant departments that are unfunded in the 2013 Personnel Budget but anticipated to have their grant funding renewed from state and/or federal revenue sources to fully or partially cover their personnel expenses for the year 2013; and

WHEREAS, Any local share required to pay these employees was either already provided for in the 2013 Budget and/or will be derived from departmental revenue sources or existing available funds within the 2013 Budget; and

WHEREAS, These grants expire at various times during the year 2013 and, therefore, any eligible salary and fringe monies that remain in these departments at the end of 2012 will be "rolled over" into the year 2013; and

WHEREAS, This resolution shall not obviate the required notice of approved or anticipated funding from departmental, state and/or federal revenue sources by resolution, nor required resolutions for inter-departmental transfers, nor the sunset clause provision on created positions; and

WHEREAS, Anticipated salaries for positions tied to these employees are in the following grant departments:

Fund	County Agency	Grant Dept #	Grant Department Name
A	Dept. of Health	4040	Ryan White Part A Program
		4041	HIV Reporting & Partner Notification Assistance Program
		4045	Early Intervention Program/Children with Special Health Care Needs Program
		4047	Tuberculosis Control Outreach Program
		4048	Healthy Neighborhoods Program
		4051	Bioterrorism
		4052	Childhood Immunization Program
		4058	Safe Drinking Water Program
		4064	Tobacco Control Program for Youth
		4082	Women, Infants & Children Program
A	Probation	3145	Offender Reentry Program
A	Youth Bureau	1251	AmeriCorps Program

;and

WHEREAS, Salaries for said grant departments are:

Fund	County Agency	Grant Dept #	# of Positions	Grant Dept. Salary Amount
A	Dept. of Health	4040	2	$143,586
		4040	1 (Relief)	28,500
		4041	1	59,195
		4045	1	24,826
		4045	1 (Relief)	22,000
		4047	2	134,482
		4048	2	94,158
		4051	1	113,616
		4052	1	80,312
		4058	1	88,495
		4064	1	76,702
		4082	18	1,026,620
		4082	1 (Relief)	48,000
A	Probation	3145	1	73,078
A	Youth Bureau	1251	1	66,610
		1251	1 (Relief)	120,000

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 pay 2013 salaries of employees in the aforementioned grant departments that are unfunded in the 2013 Personnel Budget since these departments are anticipated to have their grant funding renewed from state and/or federal revenue sources to fully or partially cover their personnel expenses for the year 2013; and be it further

RESOLVED, That any local share required to pay these employees was either already provided for in the 2013 Budget and/or will be derived from departmental revenue sources or existing available funds within the 2013 Budget; and be it further

RESOLVED, That these grants expire at various times during the year 2013 and, therefore, any eligible salary and fringe monies that remain in these departments at the end of 2012 will be “rolled over” into the year 2013; and be it further

RESOLVED, That this resolution shall not obviate the required notice of approved or anticipated funding from departmental, state and/or federal revenue sources by resolution, nor required resolutions for inter-departmental transfers, nor the sunset clause provision on created positions; and be it further

RESOLVED, That the Legislature of Rockland County shall receive quarterly updates as to the status of receipt of state and federal monies for the above county agencies and notification of where the County took the needed funds from to pay those employees of said agencies awaiting the receipt of grant funding.

Introduced by: Referral No. 9481
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 53 OF 2013
APPROVING EXECUTION OF AGREEMENTS
WITH VARIOUS LICENSED DAY CARE AGENCIES
BY THE COUNTY EXECUTIVE
FOR TOTAL EXPENDITURES NOT TO
EXCEED THE APPROPRIATED 2013 BUDGET FOR
DAY CARE SERVICES
[DEPARTMENT OF SOCIAL SERVICES]

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

WHEREAS, The Commissioner of Social Services is required by Social Services Law §410-u to provide child care assistance to families receiving family assistance and to other low income families; and

WHEREAS, The necessary services are provided to such children through various licensed day care agencies; and

WHEREAS, Placements are made depending upon the services required and the licensed day care agency's ability to provide such services; and

WHEREAS, All payments to the licensed day care agencies are made on a per diem basis, for the individual child, at rates set by the New York State Office of Children and Family Services and the New York State Department of Education; and

WHEREAS, In order for the Commissioner of Social Services to provide these required services to the children of Rockland County, it is requested that the County enter into agreements with the licensed day care agencies on the annexed Schedule A; and

WHEREAS, Expenditures to a single agency may exceed $100,000; and

WHEREAS, Reimbursement rates for day care to the County are either fifty percent (50%) federal/fifty percent (50%) state or forty percent (40%) federal/sixty percent (60%) state, based on the financial reimbursement category for the child placed in the licensed day care limited by the provisions of the Flexible Fund for Family Services and Child Care Block Grant to a maximum sum of approximately $9,000,000; and

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

WHEREAS, Sufficient funding for these agreements exist in the 2013 Budget of the Department of Social Services, budget line 6055-5060; 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 agreements with the licensed day care agencies on the annexed Schedule A, to provide services as required under Social Services Law §410-u, in excess of $100,000, at per diem rates approved by the New York State Office of Children and Family Services and the New York State Department of Education per child, and authorizes execution of the agreements by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for these agreements exist in the 2013 Budget of the Department of Social Services, budget line 6055-5060.

2013 DAY CARE LIST

1. A STARTING PLACE
2. CAMPUS FUN AND LEARN CHILD DEVELOPMENT CENTER, INC.
3. CENTER MANAGEMENT ASSOCIATES, D/B/A CHILDREN'S CORNER LEARNING CENTER
4. CHILDREN OF AMERICA NYACK, LLC, D/B/A CHILDREN OF AMERICA EDUCATIONAL CHILDCARE
5. CHILDREN OF AMERICA STONY POINT, LLC
6. CRICKETOWN, INC.
7. CRICKETTOWN CHILD CARE CENTER
8. HAVERSTRAW DAY CARE, INC.
9. JAWONIO, INC., D/B/A PLAYING AND LEARNING TOGETHER
10. JEWISH COMMUNITY CENTER-Y OF ROCKLAND, INC.
11. MARTIN LUTHER KING JR. MULTI-PURPOSE CENTER, INC.
12. NEW BEGINNINGS DIGNITY SERVICES, INC.
13. NYACK CENTER
14. PEACE UNLIMITED CORP., D/B/A PEACE THROUGH PLAY NURSERY SCHOOL
15. RELIABLE CARE ENTERPRISES, INC., D/B/A TUTOR TIME CHILD CARE LEARNING CENTER
16. ROCKLAND AFTER SCHOOL PROGRAM
17. ROCKLAND COUNTY CHAPTER NYSARC, INC., PRIME TIME FOR KIDS
18. ROCKLAND WORKSITE DAY CARE CENTER
19. SAFE-N-SOUND CHILDCARE, INC.
20. TEACHER MOMMY DAY CARE
21. THE CHILDREN'S VILLAGE
22. THE GODDARD SCHOOL
23. THE JAN & NILES DAVIES LEARNING CENTER
24. THE ROCKLAND COUNTY YMCA
25. TOPS FOR TOTS CHILDREN'S CENTER, INC.
26. WEST STREET CHILD CARE LEARNING CENTER, INC.

Introduced by: Referral No. 9481
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 54 OF 2013
TRANSFER OF FUNDS IN THE AMOUNT OF $7,338
FROM THE COUNTY'S 2013 CONTINGENCY ACCOUNT
TO TOURISM'S COUNTY MATCH LINE AND INCREASING LINE
AMOUNTS CONNECTED TO TOURISM FUNDING FROM NYS FOR 2013
SO THAT $57,338 ACTUAL 2013 GRANT AWARDED TO ROCKLAND TOURISM
FROM THE NYS DEPARTMENT OF ECONOMIC DEVELOPMENT
WILL BE ACCURATELY REFLECTED IN THE 2013 BUDGET
[DEPARTMENTS OF BUDGET AND FINANCE]
($7,338)

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

WHEREAS, The Commissioner of Finance/Budget Director is requesting that the County Executive and the Legislature of Rockland County approve a transfer of $7,338 from the County's 2013 Contingency account to Tourism's County Match line for 2013; and

WHEREAS, The amount appropriated to Tourism's County Match line in the 2013 Adopted Budget is $50,000, requiring a $7,338 increase to this line in order to equal the $57,338 actual 2013 grant awarded to Rockland Tourism from the New York State Department of Economic Development; and

WHEREAS, Line amounts appropriated and estimated as revenue in the 2013 Adopted Budget in connection with tourism funding from NYS is $50,000, requiring a $7,338 increase to these lines in order to equal said $57,338 State grant awarded for 2013; 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 approves a transfer of $7,338 from the County's 2013 Contingency account to Tourism's County Match line for 2013; and be it further

RESOLVED, That the amount appropriated to Tourism's County Match line in the 2013 Adopted Budget is $50,000, requiring a $7,338 increase to this line in order to equal the $57,338 actual 2013 grant awarded to Rockland Tourism from the New York State Department of Economic Development; and be it further

RESOLVED, That line amounts appropriated and estimated as revenue in the 2013 Adopted Budget in connection with tourism funding from NYS is $50,000, requiring a $7,338 increase to these lines in order to equal said $57,338 State grant awarded for 2013; 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 - 2013

Increase Approp. Acct. (Credit):		
A-EXE-1340-E5064	Program Costs - County Match	7,338
Decrease Approp. Acct. (Debit):		
A-UNC-1990-E5050	Contingency	7,338
Increase Approp. Acct. (Credit):		
A-EXE-1340-E5880	Tourism Program - NYS Funded	7,338
Increase Est. Rev. Acct. (Debit):		
A-EXE-1340-R3089	State Aid - Gen'l Gov't	7,338

Introduced by: Referral No. 6394
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 55 OF 2013
APPROVING THE PURCHASE IN EXCESS OF $100,000
OF A 930K CATERPILLAR WHEEL LOADER INCLUDING
A 3.0YD BUCKET AND A 5 YEAR/5,000 HOUR EXTENDED WARRANTY
FROM H.O. PENN. MACHINERY COMPANY, INC.
IN AN AMOUNT NOT TO EXCEED $142,120
UNDER NYS OGS CONTRACT NO. PC65309
WHICH PURCHASE IS TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]
($142,120)

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

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County approve the purchase in excess of $100,000 of a 930K Caterpillar wheel loader including a 3.0YD bucket as well as a 5 year/5,000 hour extended warranty for the Highway Department from H.O. Penn Machinery Company, Inc., 699 Brush Avenue, Bronx, New York 10465, in an amount not to exceed $142,120 under NYS OGS Contract No. PC62176; and

WHEREAS, The loader is needed to replace aging Highway Department equipment that is used to move salt, stone and fill on a regular basis and to respond to weather-related events; and

WHEREAS, The purchase will be initiated by formal purchase order; and

WHEREAS, Sufficient funding for this purchase is provided for in Capital Project #3402, Highway Department, Three (3) Year Equipment Replacement Program; 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 the purchase in excess of $100,000 of a 930K Caterpillar wheel loader including a 3.0YD bucket as well as a 5 year/5,000 hour extended warranty for the Highway Department from H.O. Penn Machinery Company, Inc., 699 Brush Avenue, Bronx, New York 10465, in an amount not to exceed $142,120 under NYS OGS Contract No. PC62176, to be made by formal purchase order, subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That sufficient funding for this purchase is provided for in Capital Project #3402, Highway Department, Three (3) Year Equipment Replacement Program.

Introduced by: Referral No. 6394
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Nancy Low-Hogan, Sponsor

RESOLUTION NO. 56 OF 2013
APPROVING AMENDMENT TO AGREEMENT IN EXCESS OF $100,000
WITH TRANSYSTEMS ARCHITECT & ENGINEER, P.C.
FOR DESIGN AND CONSTRUCTION SUPPORT SERVICES
FOR AN ADDITIONAL AMOUNT OF $34,852
FOR A TOTAL AMOUNT OF $321,131 FOR THE
PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2014
OAK TREE ROAD BRIDGE REPLACEMENT
UNDER CAPITAL PROJECT NO. 3300
AND AUTHORIZING ITS EXECUTION BY THE
COUNTY EXECUTIVE
[DEPARTMENT OF HIGHWAYS]
($321,131)

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

WHEREAS, By Resolution No. 70 of 2000, the Legislature of Rockland County approved Contract in excess of $100,000 with Lichtenstein Engineering Associates, P.C., for engineering and design of the Oak Tree Road Bridge, Sparkill Creek, Town of Orangetown, under Capital Project No. 3300, in the total contract sum of $194,237; and

WHEREAS, The County entered into a contract dated March 14, 2000, with Lichtenstein Engineering Associates, P.C., Empire State Building, Suite 2920, 350 Fifth Avenue, New York, NY 10118, for engineering and design of the Oak Tree Road Bridge, Sparkill Creek, Town of Orangetown, under Capital Project No. 3300, in the total contract sum of $194,237, for a term through December 31, 2002; and

WHEREAS, On June 7, 2001, the County entered into an amendment and extension to said agreement with Lichtenstein Engineering Associates, P.C., extending the agreement through December 31, 2004 and increasing the total contract sum to $202,802; and

WHEREAS, On March 11, 2005, the County entered into a second amendment to said agreement with Lichtenstein Engineering Associates, P.C., which extended the agreement through December 31, 2008 and required delivery of final plans, specification and estimates on June 30, 2007 with the total contract sum remaining the same; and

WHEREAS, By Resolution No. 14 of 2008, the Legislature of Rockland County approved a third amendment to the agreement with Lichtenstein Engineering Associates, P.C., in the additional amount of $83,477 for a total contract sum not to exceed $286,279, for the period from March 15, 2000 through December 31, 2009, for design and construction support services for the replacement of the Oak Tree Road Bridge, Sparkill Creek, Town of Orangetown; and

WHEREAS, On February 7, 2008, the County entered into a third amendment to said agreement with Lichtenstein Engineering Associates, P.C., which extended the agreement through December 31, 2009 and required delivery of final plans, specification and estimates on December 31, 2008 and increased the total contract sum to $286,279; and

WHEREAS, Lichtenstein Consulting Engineers, PC entered into a certain Stock Purchase Agreement effective on June 2, 2007 with TranSystems Engineer & Architect, P.C.; and

WHEREAS, By Resolution No. 235 of 2009, the Legislature of Rockland County approved a written consent to assignment and assumption of the agreement with TransSystems Engineers & Architect, P.C for design and construction support services for the replacement of the Oak Tree Road Bridge, Sparkill Creek, Town of Orangetown; and

WHEREAS, The completed construction contract documents require some updating of standards and specifications for bidding in 2013; and

WHEREAS, The Superintendent of Highways recommends that the Legislature approve the amendment to the contract in the amount of $34,852 for a total contract sum not to exceed of $321,131 by TranSystems Architect & Engineer, P.C., for design and construction support services for the replacement of the Oak Tree Road Bridge, Sparkill Creek, Town of Orangetown for the period January 1, 2012 through December 31, 2014 under Capital Project No. 3300; and

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

WHEREAS, Sufficient funding for this agreement exists within Capital Project No. 3300 in the 2013 Budget of the Department of Highways; 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 amendment to the contract in excess of $100,000, between the County of Rockland and TranSystems Architect & Engineer, P.C., 45 Eisenhower Drive, Suite 250, Paramus, New Jersey 07652 for design and construction support services for the replacement of the Oak Tree Road Bridge, Sparkill Creek, Town of Orangetown, in the amount of $34,852 for a total contract amount not to exceed $321,131 under Capital Project No. 3300, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement exists within Capital Project No. 3300 in the 2013 Budget of the Department of Highways.

Introduced by: Referral No. 6394
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 57 OF 2013
AUTHORIZING THE CLERK TO THE LEGISLATURE
TO ADVERTISE FOR BIDS FOR THE
REPLACEMENT OF WALDRON TERRACE BRIDGE
LOCATED IN THE VILLAGE OF SLOATSBURG
CAPITAL PROJECT 3397
[HIGHWAY DEPARTMENT]
($750,000)

Mr. Grant offered the following resolution, which was seconded by Mr. Earl and Mr. Meyers and unanimously adopted:

WHEREAS, The Superintendent of Highways has recommended that the Clerk to the Legislature be authorized and directed to advertise for the replacement of Waldron Terrace Bridge located in the Village of Sloatsburg, which was washed out during Hurricane Irene; and

WHEREAS, Sufficient funding for this project exists in Capital Account 3397; and

WHEREAS, The new bridge will be approximately fifty-eight (58) feet long (the original bridge was 47 feet long) and will be constructed with precast concrete beams and concrete abutments supported on driven steel piles. The precast beams will minimize maintenance and the steel piles will prevent abutment failure during future flood events. The final engineers estimate for construction is approximately $750,000. Seventy five (75%) of the construction and construction inspection costs will be reimbursed to the County by FEMA; 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 the replacement of Waldron Terrace Bridge located in the Village of Sloatsburg, under Capital Project 3397, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this project exists within Capital Account 3397; and be it further

RESOLVED, The new bridge will be approximately fifty-eight (58) feet long (the original bridge was 47 feet long) and will be constructed with precast concrete beams and concrete abutments supported on driven steel piles. The precast beams will minimize maintenance and the steel piles will prevent abutment failure during future flood events. The final engineers estimate for construction is approximately $750,000. Seventy five (75%) of the construction and construction inspection costs will be reimbursed to the County by FEMA.

Introduced by: Referral No. 6394
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank Sparaco, Sponsor

RESOLUTION NO. 58 OF 2013
AUTHORIZING THE CLERK TO THE LEGISLATURE
TO ADVERTISE FOR BIDS (NCTD)
FOR THE EXPANSION OF THE EXIT 14 PARK AND RIDE LOT
[DEPARTMENT OF PUBLIC TRANSPORTATION]
($400,000)

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

WHEREAS, The Commissioner of Public Transportation has recommended that the Clerk to the Legislature be authorized and directed to advertise for bids for the expansion of the Exit 14 Park and Ride Lot located in the Town of Clarkstown; and

WHEREAS, Plans and specifications for the expansion are being prepared by MJ Engineering, 1533 Crescent Road, Clifton Park, New York 12065, with the anticipation of a Spring 2013 start date for the work to begin; and

WHEREAS, The cost of the project is estimated at $400,000 which is 100% reimbursable through funding from the Federal Highway Administration "FHWA" (80%) and New York State Department of Transportation "NYSDOT" (20%) and such funding has been programmed in Department's expense account E5410 for Enhanced T-Z Extra (commuter bus services); and

WHEREAS, No County Tax Dollars are required for this project; and

WHEREAS, The Planning and 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 the expansion of the Exit 14 Park and Ride Lot located in the Town of Clarkstown, subject to the approval of the County Attorney; and be it further

RESOLVED, That the cost of the project, estimated at $400,000, is 100% reimbursable with FHWA (80%) and NYSDOT (20%) funding sources that are programmed in the Department's expense account E5410 Enhanced T-Z Extra (commuter bus services); and be it further

RESOLVED, That no County Tax Dollars are required for this project.

Introduced by: Referral No. 6394/9325
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 59 OF 2013
APPROVING PURCHASES IN EXCESS OF $100,000
FROM BEYER BROS. CORP.
OF THREE (3) ADDITIONAL SNOW PLOW TRUCKS
FOR THE HIGHWAY DEPARTMENT
UNDER RFB-RC-2012-017
IN THE ADDITIONAL AMOUNT OF $985,395
FOR A TOTAL AMOUNT NOT TO EXCEED $1,970,790
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
($1,970,790)

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

WHEREAS, By Resolution No. 233 of 2012, the Legislature of Rockland County approved the purchases in excess of $100,000 from Beyer Bros. Corp. ("Beyer"), 109 Broad Avenue, Routes 1 & 9, Fairview, New Jersey 07022, of three (3) snow plow trucks for the Highway Department under RFB-RC-2012-017 in an amount not to exceed $985,395; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County approve the purchases in excess of $100,000 from Beyer of three (3) additional snow plow trucks for the Highway Department under the RFB in the additional amount of $985,395 and for a total amount not to exceed $1,970,790; and

WHEREAS, Beyer has agreed to extend its bid pricing through February 19, 2013; and

WHEREAS, The All Urban Consumer Price Index (CPI) and Producer Price Index (PPI) for auto, light truck and utility vehicles for the October 2011 through October 2012 time frame is 2.2, which represents a $21,679 savings, and the bid pricing probably would increase if a new solicitation was let out; therefore, the Purchasing Department requested an extension of the current bid; and

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

WHEREAS, Sufficient funding for these purchases is provided for in Capital Project #3402, Highway Department, Three (3) Year Equipment Replacement Program; 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 the purchases in excess of $100,000 from Beyer Bros. Corp., 109 Broad Avenue, Routes 1 & 9, Fairview, New Jersey 07022, of three (3) additional snow plow trucks for the Highway Department under RFB-RC-2012-017 in the additional amount of $985,395 and for a total amount not to exceed $1,970,790, and authorizes the purchases to 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 Capital Project #3402, Highway Department, Three (3) Year Equipment Replacement Program.

Introduced by: Referral No. 6803
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 60 OF 2013
APPROVING PURCHASES IN EXCESS OF $100,000
FROM TILCON NEW YORK INC. FOR SUBBASE MATERIAL
FOR USE BY THE HIGHWAY DEPARTMENT
UNDER RFB-RC-2012-065
IN AN AMOUNT NOT TO EXCEED $400,000
FOR THE PERIOD SEPTEMER 20, 2012 THROUGH SEPTEMBER 19, 2013
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]
($400,000)

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

WHEREAS, The Director of Purchasing requested bids for subbase material, crushed stone, gravel, sand and stone for bank and channel protection for use by the Highway Department and the Rockland County Drainage Agency (RCDA) under RFB-RC-2012-065 (the "RFB") for the period September 20, 2012 through September 19, 2013 with the option to renew for one (1) additional one (1) year term; and

WHEREAS, Twenty-one (21) vendors were notified of the RFB, and two (2) vendors responded; and

WHEREAS, The Purchasing Department determined that Tilcon New York Inc. ("Tilcon"), 162 Old Mill Road, West Nyack, NY 10994, was the lowest responsive, responsible bidder; and

WHEREAS, The County's expenditures normally average about $50,000, however this amount was exceeded by the Highway Department and the RCDA due to Hurricane Sandy; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that they approve the purchases in excess of $100,000 from Tilcon under the RFB for subbase material for use by the Highway Department and the RCDA in an amount not to exceed $400,000 for the period from September 20, 2012 through September 19, 2013; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 and 2013 Budgets of the Highway Department; 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 the purchases in excess of $100,000 from Tilcon New York Inc., 162 Old Mill Road, West Nyack, NY 10994, for subbase material for use by the Highway Department and the Rockland County Drainage Agency under RFB-RC-2012-065 in an amount not to exceed $400,000 for the period from September 20, 2012 through September 19, 2013, and authorizes all purchases to 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 2012 and 2013 Budgets of the Highway Department.

Introduced by: Referral No. 9126
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 61 OF 2013
ADOPTING THE INVESTMENT POLICY FOR THE COUNTY OF ROCKLAND FOR THE YEAR 2013 AND ADOPTING DEPARTMENT OF FINANCE GUIDELINES
[DEPARTMENT OF BUDGET AND FINANCE]

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

WHEREAS, By Resolution No. 668 of 1993, adopted December 7, 1993, the Legislature, in accordance with Section 10, 11, and 6 of the General Municipal Law, adopted an Investment Policy for the County of Rockland; and

WHEREAS, Section 39, of the General Municipal Law requires that the Legislature annually review and readopt said investment policy; and

WHEREAS, The County Executive has referred the attached proposed Investment Policy and the Department of Finance Guidelines to the County Legislature for its approval; and

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

RESOLVED, That in accordance with Section 39 of the General Municipal Law, the Legislature of Rockland County hereby adopts the attached Investment Policy as the Investment Policy for the County of Rockland for the year 2013; and be it further

RESOLVED, That in accordance with said Investment Policy, the Legislature of Rockland County hereby adopts the attached Department of Finance Guidelines for compliance with the Investment Policy; and be it further

RESOLVED, That all depositories of County funds shall file with the Rockland County Legislature, to the attention of the Chairman of the Budget and Finance Committee, three copies of the Community Reinvestment Act compliance documents at the same time that said compliance documents are filed with the Federal Government.

INVESTMENT POLICY
FOR THE COUNTY OF ROCKLAND

I. SCOPE

This investment policy applies to all moneys and other financial resources available for investment on its own behalf or on behalf of any other entity or individual.

II. OBJECTIVES

The primary objectives of the local government's investment activities are, in priority order:

- to conform with all applicable federal, state and other legal requirements (legal);
- to adequately safeguard principal (safety);
- to provide sufficient liquidity to meet all operating requirements (liquidity); and
- to obtain a reasonable rate of return (yield).

III. DELEGATION OF AUTHORITY

The governing board's responsibility for administration of the investment program is delegated to the Commissioner of Finance, who shall establish written procedures for the operation of the investment program consistent with these investment guidelines and which shall be approved annually by the Rockland County Legislature. Such procedures shall include an adequate control structure to provide a satisfactory level of accountability based on a database or records incorporating description and amounts of investments, transaction dates, and other relevant information and regulate the activities of subordinate employees.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the County of Rockland to govern effectively.

Investments shall be made with judgment and care, under circumstances then prevailing, which persons of prudence discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived. All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program, or which could impair their ability to make impartial investment decisions.

V. **DIVERSIFICATION**

It is the policy of the County of Rockland to diversify its deposits and investments by financial institutions, by investment instruments, and by maturity scheduling.

VI. **INTERNAL CONTROL**

It is the policy of the County of Rockland for all money collected by any officer or employee of the government to transfer those funds to the Commissioner of Finance immediately, or within the time period specified by law. The Commissioner of Finance shall advise the legislature if funds are not timely transferred. The Commissioner of Finance is responsible for establishing and maintaining an internal control structure to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management's authorization and recorded properly, and are managed in compliance with applicable laws and regulations.

VII. **DESIGNATION OF DEPOSITORIES**

The banks, dealers and trust companies authorized for the deposit of monies, or purchase of permitted investments, up to the maximum amount of **$110,000,000** are:

HSBC/First Niagara Bank, N.A.	**Citibank, NA**
Wells Fargo Bank, N.A.	**Capital One**
JP Morgan Chase Bank, N.A.	**M & T Bank**
Key Bank	**TD Bank**
Provident Municipal Bank	**Citizens Bank, N.A.**
Hudson Valley Bank, N.A.	

The above-mentioned depositories shall provide to the Commissioner of Finance not later than November 30th of each year, a letter describing their level of compliance with the United States Community Reinvestment Act, stating how they plan to meet the neighborhood banking needs of Rockland's economically underprivileged communities. Within thirty (30) days of receipt the Commissioner of Finance shall provide copies of these responses to the County Executive and the Chairman of the Legislature. The Commissioner of Finance shall be responsible to communicate these reporting requirements of the County Policy to the Depository Banks.

VIII. COLLATERALIZING OF DEPOSITS

In accordance with the provisions of General Municipal Law, Sec. 10, all deposits of the County of Rockland, including certificates of deposit and special time deposits, in excess of the amount insured under the provisions of the Federal Deposit Insurance Act shall be secured:

1. By a pledge of "eligible securities" with an aggregate "market value" as provided by GML Sec. 10, equal to the aggregate amount of deposits from the categories designated in Appendix A to this policy.
2. By an eligible "irrevocable letter of credit" issued by a qualified bank other than the bank with the deposits in favor of the government for a term not to exceed 90

days with an aggregate value equal to 140% of the aggregate amount of deposits and the agreed upon interest, if any. A qualified bank is one whose commercial paper and other unsecured short-term debt obligations are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization or by a bank that is in compliance with applicable federal minimum risk-based capital requirements.

3. By an eligible surety bond payable to the government for an amount at least equal to 100% of the aggregate amount of deposits and the agreed upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims – paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations.

IX. SAFEKEEPING AND COLLATERALIZATION

Eligible securities used for collateralizing deposits shall be held by the depositary and/or a third party bank or trust company subject to security and custodial agreements. The security agreement shall provide that eligible securities are being pledged to secure local deposits together with agreed upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon default. It shall also provide the conditions under which the securities may be sold, presented for payment, substituted or released and the events which will enable the local government to exercise its rights against the pledged securities. In the event that the securities are not registered or inscribed in the name of the local government, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the County of Rockland or its custodial bank. The custodial agreement shall provide that securities held by the bank or trust company, or agent of and custodian for, the local government, will be kept separate and apart

from the general assets of the custodial bank or trust company and will not, under any circumstances, be co-mingled with or become part of the backing for any other deposit or other liabilities. The agreement should also describe that the custodian shall confirm the receipt, substitution or release of the securities. The agreement shall provide for the frequency of revaluation of eligible securities and for the substitution of securities when a change in the rating of a security may cause ineligibility. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

X. PERMITTED INVESTMENTS

As authorized by General Municipal Law, Sec. 11, the County of Rockland authorizes the Commissioner of Finance to invest moneys not required for immediate expenditure for terms not to exceed its projected cash flow needs in the following types of investments:

- Special time deposit accounts;
- Certificates of deposits;
- Obligations of the United States of America;
- Obligations guaranteed by agencies of the United States of America where payment of principal and interest are guaranteed by the United States of America;
- Obligations of the State of New York;
- Obligations issued pursuant to LFL Sec. 24.00 or 25.00 (with approval of the State Comptroller) by any municipality, school district or district corporation other than the County of Rockland;
- Certificates of Participation (COPs) issued pursuant to GML Sec. 109-b;
- Obligations of this local government, but only with any moneys in a reserve fund established pursuant to GML Sec. 6-c, 6-e, 6-g, 6-h, 6-j, 6-k, 6-m or 6-n.

All investment obligations shall be payable or redeemable at the option of the County of Rockland within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable at the option of the County of Rockland within two years of the date of purchase.

XI. AUTHORIZED FINANCIAL INSTITUTIONS and DEALERS

The County of Rockland shall maintain a list of financial institutions approved for investment purposes and establish appropriate limits to the amount of investments which can be made with each financial institution. All financial institutions with which the local government conducts business must be credit worthy. Security dealers not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the Federal Reserve Bank, as primary dealers. The Commissioner of Finance is responsible for evaluating the financial position and maintaining a listing of proposed depositories, trading partners and custodians. Such listing shall be evaluated at least annually.

XII. PURCHASE OF INVESTMENTS

The Commissioner of Finance is authorized to contract for the purchase of investments:

1. Directly, including through a repurchase agreement, from an authorized trading partner.
2. By participation in a cooperative program with another authorized governmental entity pursuant to Article 5G of the requirements set forth in the Office of the State Comptroller Opinion No. 88-46, and the specific program has been authorized by the governing board.

3. By utilizing an ongoing investment program with an authorized tracking partner pursuant to a contract authorized by the governing board. All purchased obligations, unless registered or inscribed in the name of the local government, shall be purchased through, delivered to and held in the custody of a bank or trust company.

Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company, only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the County of Rockland by the bank, or trust company. Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law, Sec. 10. The custodial agreement shall provide that securities held by the bank or trust company, as agent of and custodian for, the local government, will be kept separate and apart from the general assets of the custodial bank or trust company and will not, in any circumstances, be co-mingled with or become part of the backing for any other deposit or other liabilities. The agreement shall describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to provide the local government a perfected interest in the securities.

XIII. REPURCHASE AGREEMENTS

Repurchase agreements are authorized subject to the following restrictions:

- All repurchase agreements must be entered into subject to a Master Repurchase Agreement.
- Trading partners are limited to banks or trust companies authorized to do business in New York and primary reporting dealers.

- Obligations shall be limited to obligations of the United States of America and obligations guaranteed by agencies of the United States of America.
- No substitution of securities will be allowed.
- The custodian shall be a party other than the trading partner.

XIV. ADOPTION OF INVESTMENT POLICY

- By February 15th of each year, the Commissioner of Finance shall submit the suggested investment policy to the Legislature of Rockland County.
- The Legislature shall adopt said policy by April 1st of each year.

DEPARTMENTAL GUIDELINES FOR COMPLIANCE

WITH INVESTMENT POLICY

The objectives of the Investment Policy of the County of Rockland are to protect the safety of principal; to insure that investments mature when the cash is required to finance operations; and to insure a competitive rate of return. The Commissioner of Finance, or his designee, shall adhere to the guidelines established in the adopted Investment Policy. The following are the procedures established to insure compliance with the investment policy:

1. A cash flow statement shall be prepared from the annual budget as adopted by the County Legislature. The Cash Flow statement shall be updated as required to reflect cash needs during the year. An analysis of daily receipts and scheduled disbursements shall be used in order to insure cash to meet current financial obligations.
2. As cash becomes available for investment, all designated banks shall be called to obtain bank rate quotes. Call sheets shall be prepared, noting the bank to whom the call was made, and the banks rate quote.
3. Award to banks shall be made by 11:00 am of the day that quotes are taken, unless circumstances prevent same.
4. Utilize wire transfers of funds to and from the successful banks, whenever cost effective and practicable.
5. Notify any bank requesting same the quotes of that day.
6. The Commissioner of Finance, or his designee, are the authorized individuals to make the investments.

7. To insure internal control, the following functions shall be performed by different department personnel:
    a. Obtaining quotes from the banks;
    b. Preparation of wire transfers as required;
    c. Preparation of daily balances by banks;
    d. All transactions reviewed by the Commissioner of Finance or his designee on a periodic basis.
8. All awards should be consummated in writing with the banks.
9. A daily schedule of investments shall be maintained to ensure that no one institution receives more than the designated amount, and that necessary collateral is pledged.

APPENDIX A

SCHEDULE OF ELIGIBLE SECURITIES

- Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States government sponsored corporation.
- Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the Market Value of the obligation that represents the amount of the insurance or guaranty.
- Obligations issued or fully insured or guaranteed by the State of New York, obligations issued by a municipal corporation, school district or district corporation of such State, or obligations of any public benefit corporation which under a specific State statute may be accepted as security for deposit of public moneys.
- Obligations of counties, cities and other governmental entities of a state other than the State of New York having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization.

Introduced by: Referral No. 5906
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 62 OF 2013
APPROVING ADDITIONAL PURCHASES IN EXCESS OF $100,000
FROM GEA MECHANICAL EQUIPMENT US, INC.
TO PROVIDE PREVENTIVE MAINTENANCE AND REPAIR
TO THE THREE (3) WESTFALIA SEPARATOR CENTRIFUGES
IN OPERATION AT THE ROCKLAND COUNTY SEWER DISTRICT NO. 1
UNDER RFB-RC-2011-038
IN THE ADDITIONAL AMOUNT OF $90,000
AND IN A TOTAL AMOUNT NOT TO EXCEED $290,000
FOR THE TWO (2) YEAR PERIOD FROM JULY 28, 2011 THROUGH JULY 27, 2013
WITH THE OPTION TO RENEW
FOR THREE (3) ADDITIONAL ONE (1) YEAR TERMS
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]
($290,000)

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

WHEREAS, By Resolution No. 430 of 2011, the Legislature of Rockland County approved the purchases in excess of $100,000 from GEA Mechanical Equipment US, Inc. ("GEA"), 100 Fairway Court, Northvale, New Jersey 07647, to provide preventive maintenance and repair to the three (3) Westfalia Seperator centrifuges in operation at the Rockland County Sewer District No. 1 (RCSD) under RFB-RC-2011-038 (the "RFB") in an amount not to exceed $200,000 for the two (2) year period from July 28, 2011 through July 27, 2013 with the option to renew for three (3) additional one (1) year terms; and

WHEREAS, To date, $152,602.79 has been spent, however this amount does not include costs for pending work orders; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that they approve the additional purchases in excess of $100,000 from GEA for preventive maintenance and repair to the three (3) Westfalia Separator centrifuges in operation at the RCSD under the RFB in the additional amount of $90,000 and for a total amount not to exceed $290,000 for the two (2) year period from July 28, 2011 through July 27, 2013 with the option to renew for three (3) additional one (1) year terms; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 and 2013 Budgets of the RCSD; 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 the additional purchases in excess of $100,000 from GEA Mechanical Equipment US, Inc., 100 Fairway Court, Northvale, New Jersey 07647, to provide preventive maintenance and repair to the three (3) Westfalia Seperator centrifuges in operation at the Rockland County Sewer District No. 1 (RCSD) under RFB-RC-2011-038 in the additional amount of $90,000 and for a total amount not to exceed $290,000 for the two (2) year period from July 28, 2011 through July 27, 2013 with the option to renew for three (3) additional one (1) year terms, and authorizes all purchases to 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 2012 and 2013 Budgets of the RCSD.

Introduced by: Referral No. 5906
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 63 OF 2013
RESCINDING RESOLUTION NO. 572 OF 2012 A RESOLUTION APPROVING A $43,000,000 INCREASE IN COST OF THE WESTERN RAMAPO SEWER EXTENSION OF ROCKLAND COUNTY SEWER DISTRICT NO. 1, BRINGING THE TOTAL COST TO $168,000,000 AND MAKING OTHER DETERMINATIONS IN CONNECTION THEREWITH

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

WHEREAS, By Resolution No. 572 of 2012 the Legislature of Rockland County on December 18, 2012 approved a $43,000,000 increase in cost of the Western Ramapo Sewer Extension of Rockland County Sewer District No. 1 bring the Total cost to $168,000,000 and making other determinations in connection therewith; and

WHEREAS, Said Resolution was certified by the Clerk to the Legislature on December 19, 2012; and

WHEREAS, A certified copy said Resolution was to be published in the "Rockland Journal News" and "Rockland County Times" within ten (10) calendar days; and

WHEREAS, Inasmuch as the Resolution was not published, the Legislature of Rockland County hereby rescinds set Resolution No. 572 of 2012; 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 rescinds said Resolution No. 572 of 2012.

Debate:

Mr. Day

This came up in Planning and Public Works and the amount of the increase is about a 35%. I expressed concern about the amount of additional money that is being spent on this particular project. I am going to support the project, but what we heard in Planning and Public Works were comments that it is not unusual to find things that aren't expected during these projects. Two previous projects were pointed out where the amendments increased the cost by 20%. I certainly am not an expert in this area, but in my own professional life essentially a 35% increase in a change order is a bit unwieldy in my mind. I think the questions we had in committee made it clear to Ms. Philipps, who runs our Sewer Department, that we need more details when changes of this magnitude come forward. It is just a striking number. Again, this one time I will yield to it, but I think it is fair that we as Legislators expect a lot more the next time out.

Introduced by: Referral No. 5906
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 64 OF 2013

A RESOLUTION APPROVING A $43,000,000 INCREASE IN COST OF THE WESTERN RAMAPO SEWER EXTENSION OF ROCKLAND COUNTY SEWER DISTRICT NO. 1, BRINGING THE TOTAL COST TO $168,000,000 AND MAKING OTHER DETERMINATIONS IN CONNECTION THEREWITH.

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

WHEREAS, By proceedings heretofore duly had and taken pursuant to Article 5-A of the County Law, the County Legislature of the County of Rockland, New York, has established a County sewer district designated and known as the Rockland County Sewer District No. 1 ("RCSD"); and

WHEREAS, By proceedings heretofore duly had and taken pursuant to Article 5-A of the County Law, and approving orders of the New York State Comptroller, the County Legislature approved the Western Ramapo Sewer Extension of RCSD for sewer projects in unsewered areas and improvements to sewers in connection with extending service to the Villages of Hillburn and Sloatsburg and a portion of the unincorporated area of the Town of Ramapo, including an advanced wastewater treatment plant, pump stations, a sewer collection system and interconnection line, all at a maximum estimated cost of $125,000,000; and

WHEREAS, A revised engineer's report and estimate of cost relating to the Western Ramapo Sewer Extension dated June, 2010 and approved by the Board of the RCSD has been filed with the County Legislature indicating that in order to complete the improvements for the Extension, it will be necessary to expend the sum of $168,000,000, an increase of $43,000,000 over that previously authorized; and

WHEREAS, On July 2, 2012, the State Comptroller consented to the proposed increase in cost; and

WHEREAS, Said County Legislature duly adopted a resolution on August 7, 2012, calling a public hearing on the aforesaid increased cost of the Extension in accordance with the provisions of Section 269 of the County Law, said public hearing to be held at the Legislative Chambers, Allison-Parris County Office Building, in New City, New York, in said County, on the 19th day of September, 2012, at 7:10 o'clock P.M., Prevailing Time; and

WHEREAS, Notice of said public hearing was duly published in the manner provided by law and proof thereof has been submitted to said County Legislature; and

WHEREAS, Said public hearing was duly held at the time and place aforesaid; and

WHEREAS, Said County Legislature has duly considered the evidence at said public hearing;

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

BE IT RESOLVED, by the County Legislature of the County of Rockland, New York, as follows:

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase the cost of the establishment of the Western Ramapo Sewer Extension of Rockland County Sewer District No. 1 in the County of Rockland, New York as hereinbefore set forth and as more fully described in the aforesaid map and report including an estimate of cost, and the same is hereby authorized at a maximum estimated cost of $168,000,000, all as more fully described in the preambles hereto.

Section 2. The Clerk of the County Legislature shall, within ten (10) days, cause a certified copy of this resolution to be published in the "ROCKLAND JOURNAL NEWS," published in West Nyack, New York and the "ROCKLAND COUNTY TIMES," published by Citizen Publishing Corp., Nanuet, New York.

Section 3. This resolution is adopted subject to permissive referendum and shall take effect forty-five (45) days after its adoption unless a petition is presented with the required number of signatures requesting a referendum thereon.

Debate:

Mr. Grant

These two resolutions are paired together. The first resolution rescinded a prior determination by the Legislature and the second one reinstitutes that. There was a legal requirement that was not met with the publication when this was originally passed under Resolution No. 572. So we are required to do it again.

Introduced by: Referral No. 6167
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 65 OF 2013
APPROVING ACCEPTANCE OF FUNDS
IN THE AMOUNT OF $40,000 (NCTD)
FROM THE UNITED STATES SECRET SERVICE
FOR FEDERAL FISCAL YEAR 2013
(OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013)
TO BE USED IN CONNECTION WITH
THE PARTICIPATION OF THE ROCKLAND COUNTY
SHERIFF'S COMPUTER CRIME UNIT IN THE
NEW YORK/NEW JERSEY ELECTRONIC CRIMES TASK FORCE
[OFFICE OF THE SHERIFF]
($40,000)

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

WHEREAS, The Office of the Sheriff has advised the County Executive and the Rockland County Legislature that they have been awarded funds in the amount of $40,000 from the United States Secret Service for federal fiscal year 2013 (October 1, 2012 through September 30, 2013), to be used in connection with the Rockland County Sheriff's Computer Crime Unit in the New York/New Jersey Electronic Crimes Task Force; and

WHEREAS, These funds were awarded pursuant to the conditions and procedures associated with the reimbursement allocation found in Part III of the Memorandum of Understanding entered into between the County of Rockland/Rockland County Sheriff's Department and the United States Secret Service on or about February 24, 2006; and

WHEREAS, $24,000 of said award was already appropriated and estimated as revenue in the 2013 Adopted Budget of Dept. 3114 (Sheriff - Computer Crime Unit) and, therefore, only $16,000 of said award needs to be appropriated and estimated as revenue; and

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

WHEREAS, It is necessary to appropriate these funds to the proper account; 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 approves the acceptance of funds in the amount of $40,000 from the United States Secret Service for federal fiscal year 2013 (October 1, 2012 through September 30, 2013) to be used in connection with the participation of the Rockland County Sheriff's Department in the New York/New Jersey Electronic Crimes Task Force; and authorizes execution of all necessary documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That $24,000 of said award was already appropriated and estimated as revenue in the 2013 Adopted Budget of Dept. 3114 (Sheriff - Computer Crime Unit) and, therefore, only $16,000 of said award needs to be appropriated and estimated as revenue; and be it further

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

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

GENERAL FUND - 2013

Increase Approp. Accts (Credit):		
A-SHF-3114-E5060	Program Costs	16,000
Increase Est. Rev. Acct. (Debit):		
A-SHF-3114-R4389	Federal Aid - Public Safety	16,000

Introduced by: Referral No. 9361
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 66 OF 2013
APPROVING ACCEPTANCE OF GRANT FUNDS
IN THE AMOUNT OF $59,250 (NCTD)
FROM THE NEW YORK STATE DIVISION OF
HOMELAND SECURITY AND EMERGENCY SERVICES -
FY09 BUFFER ZONE PROTECTION PROGRAM (BZPP) GRANT
(NO. WM09839896)
TO BE USED TO PURCHASE EQUIPMENT AND SUPPLIES
TO HELP PROTECT THE CRITICAL INFRASTRUCTURE
UNDER THE TAPPAN ZEE BRIDGE
FOR THE PERIOD APRIL 1, 2009 THROUGH MARCH 31, 2013
AND AUTHORIZING EXECUTION OF ALL NECESSARY
GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
[OFFICE OF THE SHERIFF]
($59,250)

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

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

WHEREAS, The County Executive has been advised by the Office of the Sheriff that the New York State Division of Homeland Security and Emergency Services has awarded his department a FY09 Buffer Zone Protection Program (BZPP) grant (No. WM09839896) in the amount of $59,250 for the period April 1, 2009 through March 31, 2013; and

WHEREAS, This grant will be used to purchase equipment and supplies to help protect the critical infrastructure under the Tappan Zee Bridge; and

WHEREAS, This grant is federally funded but administered by New York State; and

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

WHEREAS, It is necessary to appropriate these funds to the proper accounts; 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 approves the acceptance of a FY09 Buffer Zone Protection Program (BZPP) grant (No. WM09839896) in the amount of $59,250 from the New York State Division of Homeland Security and Emergency Services for the period April 1, 2009 through March 31, 2013, and authorizes execution of all necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That this grant will be used to purchase equipment and supplies to help protect the critical infrastructure under the Tappan Zee Bridge; and be it further

RESOLVED, That this grant is federally funded but administered by New York State; and be it further

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

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

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):			
A -SHF -3113 -GS34	-E2050	Equipment	51,600
	-E3290	Operational Supplies	7,650
Increase Est. Rev. Acct. (Debit):			
A -SHF -3113 -GS34	-R4380	Public Safety Grant(s)	59,250

Introduced by: Referral No. 9361
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 67 OF 2013
AUTHORIZING THE INTERMUNICIPAL COOPERATION AGREEMENTS BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF CLARKSTOWN ($30,603.82), VILLAGE OF SPRING VALLEY ($14,677.20), TOWN OF HAVERSTRAW ($6,810.84), VILLAGE OF SOUTH NYACK ($1,792.98), TOWN OF STONY POINT ($7,774.32), TOWN OF ORANGETOWN ($21,626.69), VILLAGE OF PIERMONT ($1,060.92), VILLAGE OF SUFFERN ($1,218.40) AND THE TOWN OF RAMAPO ($14,434.83) FOR OVERTIME TRAINING REIMBURSEMENT UNDER THE STATE HOMELAND SECURITY PROGRAM (SHSP) AND AUTHORIZING THEIR EXECUTION BY THE COUNTY EXECUTIVE [SHERIFF'S DEPARTMENT] ($100,000)

Mr. Grant offered the following resolution, which was seconded by the Entire Legislature and unanimously adopted:

WHEREAS, By Resolution 586 of 2010 the Legislature of Rockland County approved the acceptance of a $1,037,030 Homeland Security Grant through the New York State Homeland Security Program (SHSP) to the Rockland County Sheriff's Department in order to provide funds for use in connection with the County's anti-terrorism activities for the period from August 1, 2009 through July 31, 2012 (which said expiration date was extended to January 31, 2013); and

WHEREAS, The Sheriff of Rockland County is recommending that the County enter into separate intermunicipal agreements with the following municipalities in the amounts shown:

Town of Clarkstown	$30,603.82
Village of Spring Valley	$14,677.20
Town of Haverstraw	$ 6,810.84
Village of So. Nyack	$ 1,792.98
Town of Stony Point	$ 7,774.32
Town of Orangetown	$21,626.69
Village of Piermont	$ 1,060.92
Village of Suffern	$ 1,218.40
Town of Ramapo	$14,434.83

for overtime training reimbursement to the Police Department for counter-terrorism training and backfill; and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, Funding for these agreements is currently appropriated within the State Homeland Security Program (SHSP) grant (Dept. GS22); 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 approves the intermunicipal cooperation agreements between the County of Rockland and the municipalities in the amounts shown below:

Town of Clarkstown	$30,603.82
Village of Spring Valley	$14,677.20
Town of Haverstraw	$ 6,810.84
Village of So. Nyack	$ 1,792.98
Town of Stony Point	$ 7,774.32
Town of Orangetown	$21,626.69
Village Piermont	$ 1,060.92
Village of Suffern	$ 1,218.40
Town of Ramapo	$14,434.83

for overtime training reimbursement to the Police Department for counter-terrorism training and backfill, and authorizes execution of the intermunicipal agreements by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That funding for these agreements is currently appropriated within the State Homeland Security Program (SHSP) grant (Dept. GS22).

Introduced by: Referral No. 9067
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 68 OF 2013
APPROVAL OF A ONE (1) YEAR RENEWAL TO LEASE AGREEMENT WITH SCENIC DEVELOPMENT, LLC IN AN ADDITIONAL AMOUNT OF $36,000 BASE RENT FOR THE PERIOD FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 FOR A TOTAL LEASE AMOUNT NOT TO EXCEED $216,000 FOR APPROXIMATELY 22 ACRES OF LAND LOCATED OFF ROUTE 202, SUFFERN, FOR THE SHERIFF'S HORSES AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[SHERIFF'S DEPARTMENT]
($216,000)

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

WHEREAS, Scenic Development, LLC is the owner of property known as Hasty Hills Stables which consists of approximately 22 acres of land and the Sheriff's Department would need to use only so much of the premises which includes the barn, corrals, office trailer, house trailer, and two (2) cargo trailers which are located off Route 202, Suffern; and

WHEREAS, The Rockland County Sheriff has advised the County Executive and the Rockland County Legislature that his department needs to extend the lease of property for the horses and related equipment used by the department; and

WHEREAS, By Resolution 203 of 2008, the Legislature of Rockland County approved the execution of the original lease of this property was approved for a lease term of January 1, 2008 through December 31, 2008 at a rate of $3,000 per month for a total lease amount not to exceed $36,000; and

WHEREAS, This original lease was entered on June 9, 2008 for the term of January 1, 2008 through December 31, 2008; and

WHEREAS, By Resolution 248 of 2009, the Legislature of Rockland County approved the execution extending of the lease at a rate of $3,000 per month for a total annual rent sum of $36,000, for a total lease amount not to exceed $72,000; and

WHEREAS, A lease extension was entered into on June 11, 2009, extending the lease through December 31, 2010 at a rate of $3,000 per month for total annual rent sum of $72,000, for a total lease amount not to exceed $108,000; and

WHEREAS, By Resolution 304 of 2011, the Legislature of Rockland County approved the further extension of the lease through December 31, 2011 at a rate of $3,000 per month for a total annual rent sum of $36,000, for a total lease amount not to exceed $144,000; and

WHEREAS, A lease extension was entered into on June 17, 2011 through December 31, 2011 at a rate of $3,000 per month for a total annual rent sum of $36,000,
for a total lease amount not to exceed $144,000; and

WHEREAS, By Resolution 168 of 2012, the Legislature of Rockland County approved the further extension of the lease through December 31, 2012 at a rate of $3,000 per month for a total annual rent sum of $36,000, for a total lease amount not to exceed $180,000; and

WHEREAS, The Sheriff recommends entering into a renewal of the lease agreement for a period of one (1) year, from January 1, 2013 through December 31, 2013, for the space at the rate of $3,000 per month a total annual rent sum $36,000, for a total lease amount not to exceed $216,000; and

WHEREAS, The Real Property Tax Officer has advised that the rental rate for this lease is reasonable in comparison to market rental rates and represents no increase over last year's lease; and

WHEREAS, Sufficient funds exist for the lease in the 2013 Budget of the Rockland County Sheriff's Department; 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 approves the renewal of a one (1) year lease agreement from January 1, 2013 through December 31, 2013, with Scenic Development, LLC, at the rate of $3,000 per month for a total annual rent sum $36,000, for a total lease amount not to exceed $216,000, for the premises which includes the barn, corrals, office trailer, house trailer, and two (2) cargo trailers which are located off Route 202, Suffern; and authorizes the County Executive to execute the renewal of the lease agreement and all other documents necessary to effectuate the renewal of the lease, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funds exist for this lease in the 2013 Budget of the Rockland County Sheriff's Department.

Introduced by: Referral No. 5327
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 69 OF 2013
APPROVING AMENDMENT AND EXTENSION TO AGREEMENT IN EXCESS OF $100,000 WITH PTD SYSTEMS, INC. IN THE ADDITIONAL AMOUNT OF $76,718, FOR A TOTAL CONTRACT SUM NOT TO EXCEED $230,154 FOR USE OF FORCE COORDINATOR SERVICES AT THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY UNDER RFP-RC-2010-23 FOR THE PERIOD FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[SHERIFF'S DEPARTMENT]
($230,154)

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

WHEREAS, The Director of Purchasing let bids for services at the Rockland County Police and Public Safety Academy under RFP-RC-2012-23 for management, training and consultant services; and

WHEREAS, The award for Use of Force Coordinator was made to PTD Systems, Inc., 2 Edgebrook Lane, Monsey, New York 10952; and

WHEREAS, The County entered into an agreement with PTD Systems, Inc., 2 Edgebrook Lane, Monsey, New York 10952, for said services, on February 14, 2011 in an amount not to exceed $76,718, for the period from January 1, 2011 through December 31, 2011; and

WHEREAS, By Resolution No. 166 of 2012 the Legislature of Rockland County approved the extension of and amendment to the agreement in excess of $100,000 with PTD Systems, Inc. 2 Edgebrook Lane, Monsey, New York 10952 for Use of Force Coordinator Services at the Rockland County Police Academy under RFP-2010-23 in the additional amount of $35,408, for the term period from January 1, 2012 through June 15, 2012, and for a total contract not to exceed $112,126; and

WHEREAS, By Resolution No. 361 of 2012 the Legislature of Rockland County approved the extension of and amendment to the agreement in excess of $100,000 with PTD Systems, Inc. 2 Edgebrook Lane, Monsey, New York 10952 for Use of Force Coordinator Services at the Rockland County Police Academy under RFP-2010-23 in the additional amount of $32,458, for the term period from June 16, 2012 through November 16, 2012, and for a total contract not to exceed $144,584; and

WHEREAS, By Resolution No. 558 of 2012 the Legislature of Rockland County approved the extension of and amendment to the agreement in excess of $100,000 with PTD Systems, Inc. 2 Edgebrook Lane, Monsey, New York 10952 for Use of Force Coordinator Services at the Rockland County Police Academy under RFP-2010-23 in the additional amount of $8,852, for the term period from November 16, 2012 through December 31, 2012 for a total contract not to exceed $153,436; and

WHEREAS, The Sheriff recommends that the County enter into an amendment and extension to the agreement with PTD Systems, Inc., 2 Edgebrook Lane, Monsey, New York 10952, for the period from January 1, 2013 through December 31, 2013, in an additional amount of $76,718, for a total contract sum not to exceed $230,154, for Use of Force Coordinator services at the Rockland County Police and Public Safety Academy, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and

WHEREAS, Sufficient funding for this agreement exists within the 2013 budget of the Sheriff's Department 3120-E4090; and

WHEREAS, Local Law No. 18 of 1996 provides for the Legislature to approve "execution of all contracts in excess of $100,000 entered into by the County," 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 approves the amendment and extension to the agreement, in excess of $100,000 with PTD Systems, Inc., 2 Edgebrook Lane, Monsey, New York 10952, for the period from January 21, 2013 through December 31, 2013, in an additional amount of $76,718, for a total contract sum not to exceed $230,154, for Use of Force Coordinator services at the Rockland County Police and Public Safety Academy, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and be it further

RESOLVED, That sufficient funding for this agreement exists in the 2013 Budget of the Sheriff's Department 3120-E4090.

Introduced by: Referral No. 5327
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 70 OF 2013
AUTHORIZING THE EXECUTION OF AN INTER-MUNICIPAL AGREEMENT BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF RAMAPO BY THE COUNTY EXECUTIVE FOR USE OF THE RAMAPO POLICE RANGE FACILITY FOR THE PERIOD JANUARY 1, 2013 THROUGH DECEMBER 31,2013 AT NO COST TO THE COUNTY
[SHERIFF'S DEPARTMENT]

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

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, The County of Rockland through its Sheriff's Department and the Town of Ramapo desire to enter into an intermunicipal agreement for the use of the Ramapo Police Range Facility by the Sheriff's Department and the Rockland County Police Academy for firearms training for the period January 1, 2013 through December 31, 2013; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds; 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 approves the execution by the County Executive of an intermunicipal agreement between the County of Rockland through its Sheriff's Department and the Town of Ramapo for the use of the Ramapo Police Range Facility by the Sheriff's Department and the Rockland County Police Academy for firearms training for the period January 1, 2013 through December 31, 2013, subject to the approval of the County Attorney.

Introduced by: Referral No. 5327
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 71 OF 2013
APPROVING AMENDMENT AND EXTENSION
TO AGREEMENT IN EXCESS OF $100,000 WITH
EAGLE PROFESSIONAL SERVICES CORP.
IN THE ADDITIONAL AMOUNT OF $91,718 FOR
A TOTAL CONTRACT SUM NOT TO EXCEED $275,154
FOR CONSULTANT SERVICES AS DIRECTOR OF THE POLICE ACADEMY AT
THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY
UNDER RFP-RC-2010-23 FOR THE PERIOD
FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[SHERIFF'S DEPARTMENT]
($275,154)

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

WHEREAS, The Director of Purchasing let bids for services at the Rockland County Police and Public Safety Academy under RFP-RC-2010-23 for management, training and consultant services; and

WHEREAS, The award for Director of the Police Academy was made to Eagle Professional Services Corp., 805 Sherman Avenue, Thornwood, New York, 10594; and

WHEREAS, By Resolution No. 602 of 2010, the Legislature of Rockland County approved the execution of a contract with Eagle Professional Services Corp., 805 Sherman Avenue, Thornwood, New York, 10594, in an amount not to exceed $91,718; and

WHEREAS, The County entered into said contract with Eagle Professional Service Corp., on February 17, 2011; and

WHEREAS, By Resolution No. 165 of 2012, the Legislature of Rockland County approved an amendment to the contract with Eagle Professional Services Corp. in the additional amount of $42,331 for a total contract amount not to exceed $134,049 and extending the contract term from January 1, 2012 through June 15, 2012; and

WHEREAS, The County entered into said amendment to the contract with Eagle Professional Service Corp., on April 23, 2012; and

WHEREAS, By Resolution No. 360 of 2012, the Legislature of Rockland County approved an amendment to the contract with Eagle Professional Services Corp. in the additional amount of $38,804 for a total contract amount not to exceed $172,853 and extending the contract term from June 16, 2012 through November 16, 2012; and

WHEREAS, The County entered into said amendment to the contract with Eagle Professional Service Corp., on July 26, 2012; and

WHEREAS, By Resolution No. 559 of 2012, the Legislature of Rockland County approved an amendment to the contract with Eagle Professional Services Corp. in the additional amount of $10,583 for a total contract amount not to exceed $183,436 and extending the contract term from November 16, 2012 through December 31, 2012; and

WHEREAS, The County entered into said amendment to the contract with Eagle Professional Service Corp., on January 18, 2013; and

WHEREAS, The Sheriff recommends that the County enter into an amendment and extension to the agreement with Eagle Professional Services Corp., 805 Sherman Avenue, Thornwood, New York, 10594, for the extended period from January 1, 2013 through December 31, 2013, in an additional amount of $91,718, for a total contract sum not to exceed $275,154, for Director of Police Academy services at the Rockland County Police and Public Safety Academy; and

WHEREAS, Sufficient funding for this agreement exists within the 2013 budget of the Sheriff's Department 3120-E4090; and

WHEREAS, Local Law No. 18 of 1996 provides for the Legislature to approve "execution of all contracts in excess of $100,000 entered into by the County;" 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 approves the amendment and extension, in excess of $100,000 with Eagle Professional Services Corp., 805 Sherman Avenue, Thornwood, New York, 10594, for the period from January 1, 2013 through December 31, 2013 in an additional amount of $97,118, for a total contract sum not to exceed $275,154 for Director of Police Academy services at the Rockland County Police and Public Safety, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement exists in the 2013 Budget of the Sheriff's Department 3120-E4090.

Legislator Aron B. Wieder arrived late at 7:27 p.m.

RESCINDED ON FEBRUARY 19. 2013 & REPLACED WITH RESOLUTION NO. 89 OF 2013

AMENDED
Referral No. 6707/9490

Introduced by:
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 72 OF 2013
EXCLUDING CERTAIN POSITIONS FROM
THE PROVISIONS OF THE COUNTY OF ROCKLAND
AND THE ROCKLAND ASSOCIATION OF MANAGEMENT (RAM)
MEMORANDUM OF AGREEMENT AS RELATE TO
CERTAIN LEAVE BENEFITS

Mr. Grant offered the following amended resolution, which was seconded by Mr. Moroney and adopted:

WHEREAS, pursuant to Resolution 461 of 2012, the Rockland County Association of Management Memorandum of Agreement dated September 13, 2012, governs the benefits provided to certain non-union management persons employed by the County of Rockland; and

WHEREAS, in the event that an employee is also a current retiree in the NYS Retirement System, the Memorandum of Agreement provides for no vacation, holiday, sick, and personal leave; and

WHEREAS, the exclusion of these benefits for said positions will create an inequity and a hardship in filling the positions with qualified and experienced individuals, a result not foreseen; and

WHEREAS, in the event that an employee is also a current retiree in the NYS Retirement System, the Legislature believes that a position should be exempt from the provisions of the current RAM contract as relate to current retirees from the NYS Retirement system and specifically assigns the following benefits in terms of vacation, holiday, sick, and personal leave:

- Paid holidays to include New Year's Day, MLK Day, Lincoln's Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day, Veteran's Day, Thanksgiving Day and Christmas Day.
- Effective January 1st, each year will receive fifteen (15) days of annual vacation. All vacation days must be taken within the calendar year. No days may be carried over to the following calendar year, and said employees shall not be compensated for unused vacation accruals upon separation from County service.
- Accrue ½ paid sick day per pay period, credited on the last day of the pay period. Unused sick days may be accumulated and carried over to subsequent years, but in no event will said employees be compensated for unused sick leave time upon separation from County service.
- Four (4) personal days annually credited on January 1st. Personal leave is leave with pay for personal business, including religious observances but may not be used to extend a vacation. All personal days must be used within the calendar year credited and cannot carry over to a subsequent year. Unused credits shall not be compensated for in the event of separation from County service.

now, therefore be it

RESOLVED, that in the event that a non-union management employee whose benefits are governed by the RAM Memorandum of Agreement is also a current retiree in the NYS Retirement System, the Legislature of Rockland County hereby approves excluding said non-union management employee of Rockland County from the provisions of the RAM Memorandum of Agreement dated September 13, 2012; and be it further

RESOLVED, that in the event that a non-union management employee is also a current retiree in the NYS Retirement System, the Legislature of Rockland County hereby approves that said employee of Rockland County be entitled to the following vacation, holiday, sick, and personal leave:

- Paid holidays to include New Year's Day, MLK Day, Lincoln's Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day, Veteran's Day, Thanksgiving Day and Christmas Day.
- Effective January 1st, each year will receive fifteen (15) days of annual vacation. All vacation days must be taken within the calendar year. No days may be carried over to the following calendar year, and said employees shall not be compensated for unused vacation accruals upon separation from County service.
- Accrue ½ paid sick day per pay period, credited on the last day of the pay period. Unused sick days may be accumulated and carried over to subsequent years, but in no event will said employees be compensated for unused sick leave time upon separation from County service.
- Four (4) personal days annually credited on January 1st. Personal leave is leave with pay for personal business, including religious observances but may not be used to extend a vacation. All personal days must be used within the calendar year credited and cannot carry over to a subsequent year. Unused credits shall not be compensated for in the event of separation from County service.

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; and be it further

RESOLVED, that the Department of Personnel shall implement such changes as are necessary to provide the aforesaid benefits.

The vote resulted as follows:

Ayes:	13	(Legislators Carey, Earl, Grant, Low-Hogan, Meyers, Moroney, Murphy, Paul, Soskin, Sparaco, Wieder, Wolfe, Cornell)
Nay:	01	(Legislator Day)
Absent:	03	(Legislators Hood, Jr., Jobson, Schoenberger)

Debate:

Mr. Wolfe

We had some discussions and so what I would like to do is offer the double red-dot version of this resolution that I would like to offer as an amendment to the mover and then I will be happy to speak on it.

Mr. Grant

I will accept the resolution as amended.

Mr. Wolfe

We had a very lengthy and spirited discussion about this issue at the committee meetings last week. This originally came to us at the request of the Sheriff to do a carve out of one particular position that had recently been filled. This stems from a past resolution of this Legislature, which affords certain non-union management positions with the same types of benefits that are afforded to the union management employees under the RAM contract. The RAM contract had a provision in it that affected those who were current retires of the system, non-RAM members. It created kind of a problem. I think the consensus of the committee was satisfied with the application to the position of Under-Sheriff however after giving it some further thought, realizing there is only a handful of employees that this would affect, they weren't really comfortable cherry picking it by position. So instead I thought it was a better approach to apply it to those who find themselves in this particular circumstance.

The only thing that this really does is provide basic employment benefits when it comes to things like sick days and time off. Without a resolution such as this, someone who is working would be docked for taking off on Thanksgiving, Christmas, New Year's Day or Memorial Day, or for being sick and things of that nature. As far as the financial application this doesn't change what is already budgeted, because there is an annual salary that is already afforded to any position this would apply to in the budget. So it really is just a matter of undoing an unintended consequence in what essentially is an unusual provision in the RAM contract.

I think that neutralizing the resolution instead of having it applied to one position and having to come back based on someone who might be in the position where it happens to apply to them, which could change from year to year, I thought this was a better practice.

Mrs. Low-Hogan

After the discussion having to do with the Under-Sheriff I felt that it was a good thing to do and it made sense to me. It makes sense to me on a certain level that I probably can't even explain. Do we know who these "non-union management" positions are? Do we know how many? I guess what I am struggling with is that we are dealing with a group of individuals it says under the first RESOLVED on page 2 that it only applies to that non-union management employee who is current retiree in the New York State retirement system. Last week I didn't like the fact that non-RAM people were being governed by RAM rules. I understood it, but I didn't like the fact that these non-RAM employees had to follow "RAM Rules." I liked the fact last week that we talked about changing that. Now what I am concerned about is that it is going to apply if you are a New York State retiree, but it is not going to apply to you if you are not a New York State retiree.

Mr. Wolfe

This carries through with exactly what we talked about last week.

Mrs. Low-Hogan

Are there non-RAM management employees who are not retirees from the New York State Retirement System?

Mr. Wolfe

I would say that the lion's share of them are not retirees. Most County employees are not retirees. This resolution only affects a very small group of people.

Mrs. Low-Hogan

So this resolution won't affect them. You could have a non-union management person serving at the pleasure of the Sheriff and you could have a non-union management person serving at the pleasure of the County Executive and the one who is the New York State retiree is covered by this and the one who is not a retiree still has to follow the RAM rules.

Mr. Grant

The first RESOLVED is essentially a clause that was inserted into the RAM contract that has no impact on active RAM employees that seek to circumscribe the benefits of non-RAM employees that are currently receiving retirement benefits. In 2000 the Legislature adopted a resolution to create structure and fairness for the benefits of non-RAM management employees essentially saying that those benefits that relate to vacation, sick time and holiday pay would be the same. What the administration did in the negotiations of the most recent RAM contract was to insert a clause that includes the contents of the first RESOLVED in an attempt to circumscribe vacation, sick time and holiday benefits of non-RAM employees that are currently receiving retirement benefits only. In fact, it is just a small subset of the non-RAM management employees that are active employees not receiving retirement benefits would continue to receive those vacation, sick and holiday pay benefits same as RAM. Clearly it was never the intention of the Legislature when it adopted the fairness resolution to create an opportunity for RAM union members to negotiate away the benefits of someone else. Essentially that is what the most recent RAM contract did.

The administration clearly did it by intent and had a motivation for it, but they haven't shared that with us. It was included in the contract that we approved, but the alternative would have been to disapprove the contract and start all over again. The amendment that is offered by Legislator Wolfe impacts the Under-Sheriff in the Sheriff's Department. The Sheriff maintains that he is a co-employer and should have had a say in how those benefits affect his employees. He recruited the Under-Sheriff to join his force with the understanding that he was entitled to these benefits. There are four employees in the District Attorneys Office that are also impacted by this. The District Attorney is currently pursuing another means to direct that issue. My understanding is the Commissioner of Hospitals and the Supervisor in the Security Department are the other remaining employees that fit the description in the first RESOLVED. Does that help?

Mrs. Low-Hogan

A little bit. So if you are not a New York State retiree you get these benefits anyway. If I am not a New York State Retiree am I still governed by the "RAM contract?"

Mr. Grant

If you are an active employee of the County of Rockland and a non-RAM management employee you will be entitled to the same vacation, sick and holiday benefits. Resolution of 2013 codifies those benefits that RAM union employees receive and non-RAM management employees are entitled to.

Chairwoman Cornell

There were a few words that were left out of the first RESOLVED clause that should be added.

RESOLVED, that in the event that a non-union management employee whose benefits - "are governed by the RAM Memorandum of Agreement" - is also a current retiree in the NYS Retirement System, the Legislature of Rockland County hereby approves excluding said non-union management employee of Rockland County from the provisions of the RAM Memorandum of Agreement dated September 13, 2012.

Mr. Meyers

There is a cost to this, because the individuals that are living under this when they want to take a holiday, personal or vacation day the County of Rockland now doesn't pay them and presumable whether we budgeted for it or not that is a savings to the County for those employees and any future employees that they get docked for those days. I guess the theory behind it, although the County Executive may not have shared his theory with us, is that they are already getting their pension benefits so they are being paid every day by New York State for not working, because they are a retiree and getting their pension benefits and so we are not going to let them double dip on days they are not performing their duties for their new position. So there is a cost to the County in doing this. One of the things that concerns me is I do not know what that cost is. Are we just unilaterally giving back a benefit? Are we getting something in return? So, because others have complained we just going to give the benefit to everyone, which is such a government way of handling things.

I move to amend the resolution to remove WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and unanimously approved this resolution. It is not really accurate, because the resolution that the Budget and Finance Committee of the Legislature met and unanimously approved had to do just with the Under-Sheriff. This is a material change from that and more in my view in the nature of new business than an amendment, because it is extending a resolution that was and debated at the committee level for one position to a countywide change in the RAM contract. I think that is a substantial difference and we certainly shouldn't be saying that the Budget and Finance Committee approved this double red-dot version, because that is not true.

I am not sure how I feel about it. I think that if we have a benefit under a contract we should keep that benefit until the next time the contract or the Memorandum of Agreement is negotiated and then we can give it up in return for other things. It sounds unfair that somebody would not be able to get off those days and get paid, but that is what the Memorandum of Agreement provides.

Although the resolution says that when you leave the County employ you can't be paid for it, if you don't use it at the end of the year can you get a check for the unused days or if you don't use it you just lose it?

Mr. Grant

You can't cash out these benefits. To your point about the WHEREAS clause regarding The Budget and Finance Committee, if you are offering that as an amendment to remove it I will certainly accept the amendment.

Either you decide that what is negotiated in the RAM contract to the detriment of non-RAM employees is acceptable and the way we should follow through then that is the one issue. The other issue is disparate treatment, and to take these one at a time and possible treat some one way and others a different way I think is an equally profound issue to take up. I think Legislator's Wolfe intent with the amendment that he offered was not to do that. His amendments intent is to treat employees equally and fairly in terms of benefits that they receive. Certainly, some are paid higher than others and some are paid substantially less than others.

There is the issue of what Legislator Meyers referred to as "double dipping." It offends the sensibilities of the public. The fact of the matter is it rarely costs County government more money. When you hire a retiree you do not pay the cost of medical benefits. They may be retired from County service, but they also may be retired from village service, town service or State and those entities will be paying those benefits. We no longer contribute to the retirement system for them so there is a savings there and that can vary by tens of thousands of dollars a year. A family medical plan would cost in excess of $20,000 so that is a savings too. Yes, it offends the sensibilities of the public, because they are public employees returning to public service. No one would have a problem with a private sector employee coming to work for the County and receiving those benefits. No one would have a problem with a public sector employee going to work in the private sector and receiving those benefits. There is a unique situation where people return to government service and receive those benefits.

Mr. Meyers

Thank you for our response, it made me feel much more comfortable. Is this in any form in the CSEA or any of our other union contracts?

Mr. Grant

We did not discuss that in Budget and Finance. My understanding is it may have been an issue and with what the District Attorney was proposing as a solution to this problem, because there are management non-union employees and there are clerical non-union employees. I think the clerical non-union employees are linked to the CSEA contract in a similar way.

Mr. Day

The language in this resolution is that this particular matter that we are discussing was not heard in the Budget and Finance Committee, is that correct?

Chairwoman Cornell

The Budget and Finance Committee was focused on a resolution having to do with one member, the new Under-Sheriff.

Mr. Grant – Point of Information

The District Attorney had proposed a different solution for the four employees that are impacted by this same issue. He and the County Executive agreed to pull that resolution from consideration. We didn't take it up and vote on it, but we did discuss it in broad terms during the committee.

Mr. Day

As I understood it, the original resolution was focused on one position, which I do support primarily because it was heard in the largest committee we have. Presumably it was vetted completely and we are ready to move forward. Then we get a red-dot resolution and then we get a second red-dot resolution. I have serious trouble with the way this is being done. I have no quarrel at all with hearing this matter in the light of day. I support the original agreement. I hope that we are not going to scuttle the initial agreement over the amendment, because I think that would be wrong. My intent is to divide the question.

I saw the same email that most of us did from the Hospital Commissioner. It seems to me that was probably what generated most of the paperwork that is on our desk this tonight and that troubles me. I do not have an issue with our Commissioner who is in the audience., but the Commissioner served for a period of time and this issue had not come up for a number of years, until now.

As it relates to the issue of the costs of the contract, sometimes an employee who comes back to public service does not opt into certain benefits. I have a pension from the New York City Police Department, one that I paid into. When I went into other employment, at the time when I started with the firm, I was able to gain some additional benefits and pay, because I was not opting into health care and I already had health care covered as a retiree. In my view, these are things that are worked out when you come on to a new position. Even if we take the logic that I am hearing this evening I see no compelling reason why we are having this massive discussion this evening. To assert that there is no financial impact is not true, which was brought up by Legislator Meyers. There is a value to any time off and there is a cost to taxpayers.

What troubles me tonight is the rush. We had a resolution focused on one particular position fully vetted by the Budget and Finance Committee at most some conversation expanding it to other positions and then we get a second red-dot resolution and we are looking to make what I will call policy on the fly. I have a real problem with that and I think it is the wrong way to go. If this issue has such merit, which it very well may have, we should hear this in committee as a separate item. If we are going to make policy for a number of people working for this County let's do it the right way, let's hear it the right way, and let's not do it on the fly. It is wrong.

There is no way I am supporting this amendment. I am going to divide the question. I will support what was vetted, but I am not going to support changing policy on the fly. Thank you.

Mr. Grant

Regarding the double red-dot, I am typically not a fan of late introduction either. I viewed this one though as trying to give form and structure to a very difficult, sometimes hard to follow, concept with this issue that was negotiating with one bargaining group to affect the terms of employment of other people that are not in that bargaining group. I think Legislator Wolfe's amendment should probably be viewed in those terms. It is also intended to address the whole issue and not one-seventh of the issue, as we understand it right now. The District Attorney was the first to raise this issue, because it affected four of his employees, although he has been pursuing another way to handle it with the same results.

Paid holidays to include New Year's Day, which is past, MLK Day, which is past, Lincoln's Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Columbus Day, Election Day, Veteran's Day, Thanksgiving Day and Christmas Day. These are reasons for taking up the issues and resolving the problem fairly and equitably for all of the people impacted by it.

Mr. Carey

I understand the issue and I support it. My one concern is not being able to see the whole picture. We think it is seven, but we do not know the real numbers. I am okay to move forward. Is there a way we can get a formal document form somebody that tells us who it applies to? I understand that we would be doing that after the fact.

Chairwoman Cornell

Yes, we can certainly do that. At this point it appears that there are three people, plus possibly the four in the District Attorney's office. I can certainly try to get that clarified.

Mr. Carey

It is the maybes that concern me.

Chairwoman Cornell

The DA was the person who first came forth. I think none of us had ever either heard or remembered that there was an issue with people having to follow the RAM agreement, which I think originally, was done years ago to create fairness. In this case it created inequity.

Mr. Carey

Can we bound this to those seven people now and follow it up with a formal piece of paper. I just want closure on that for now.

Mr. Grant – Point of Information

The Commissioner of Personal was in attendance at our Budget and Finance Committee meeting when the question was asked to identify the management people impacted by this clause that we inserted into the RAM agreement that impacts non-RAM employees. She identified the four in the District Attorney's office, one in the Sheriff's Department, one in the Hospital and the one in General Services Security Department. Those were the only seven that she identified.

Chairwoman Cornell

We heard that the District Attorney is working with the County Executive on those four.

Mr. Grant – Point of Information

The proposal that the District Attorney had submitted was a resolution to link his management non-union employees to Investigator's salary or all of his non-union employees to Investigator's salary, because of the difference in management and clerical personal he was working with the County Executive to resolve which contracts they were linked to. His intent was to link them to the Investigator's contract, which does not include the clause that preempts the vacation, sick and holiday benefits.

Mr. Carey

Legislator Grant you answered it, I get it and I am okay with this, but I would be more comfortable if follow-up to this was specific piece of paper from the Commissioner of Personal telling us who the seven people are and we are not going to find out a year from now that thirty other people suddenly were able to take advantage of this. This to me is a small problem and I want to make sure it stays that way.

Chairwoman Cornell

I am good with that.

Mrs. Low-Hogan

I didn't agree with the fact that this was ever a negotiated item anyway, but there are so many questions here that I am concerned about it. It sounds like this does not cover the four employees in the District Attorney's office, because they are pursuing other solutions. I think I actually agree with Legislator Day on what he said about this being vetted in committee.

Chairwoman Cornell

I think we are vetting this pretty completely now.

Mr. Wolfe

This was discussed in committee. I was here until 11:00 p.m. that night as were others that were at the committee meeting, except those that left early. The fact is that while the discussion at the committee concerned the Under-Sheriff position this concept was discussed and we talked about it for a half hour to forty minutes. This was something that we discussed in excruciating detail. You can dramatize it anyway you like, Legislator Day, but the fact is there is a double red-dot, because there was a typo in the single red-dot. It is not like you are being hit amendment after amendment after amendment. It is an extension of an issue that was discussed in excruciating detail last week to more than one particular position. The reason we are suggesting to do it this way is because a piecemeal approach is simply not the way to go.

What if the next Under-Sheriff is not a retiree in the New York State Retirement System? Then we would have to clean it up all over again. What if there are other positions in County government? Quite frankly, if every single management employee were a Rockland County retiree we would be doing pretty well, because we would be saving a lot of money. It is not like we are extending a new benefit to people. We are simply creating equity and not giving anything away.

Legislator Day, I want to hit on something that you said, you are running for County Executive and if you were elected to County Executive you would be able to collect your pension, as you are entitled to that you paid into, but you wouldn't expect to be docked for not coming into work if you were sick or for being with your family on Christmas Day. That sounds absurd, doesn't it? It is absurd.

Mr. Day

Are you asking me a question?

Mr. Wolfe

No, I am making a statement. My point is that all we are doing is creating equity. I don't want to know who is occupying a particular position. We are trying to create a rule that makes sense. I want to make sure that it is very clear that this resolution does not change the rights or obligations of a RAM employee. This resolution has nothing to do with the RAM contract. It takes a fresh look at what this Legislature did more than a decade ago. I think there is no reason to not move forward with this tonight when it was surely fleshed out in great exhaustive detail last week.

Mr. Day – Point of Personal Privilege

First of all, I have gone to great lengths not to get involved in whatever the political aspirations of anybody in this body are going to be and apply it to debate. I think Legislator Wolfe you owe me an apology for that. I think that is absolute nonsense. We have two members of this body who are pursuing their nominations of their perspective parties for that position. To assert that somehow that is any kind of connection to this debate is absurd.

Chairwoman Cornell

Legislator Day, I really don't think that Legislator Wolfe meant it in any sort of derogatory way. It was a statement of fact.

Mr. Day – Point of Personal Privilege

It was a statement of fact that was unnecessary to the debate. As far as the issue about me being dramatic about this, if Legislator Wolfe is asserting that this was well heard, the sponsor of the bill already stated as fact that the Budget and Finance Committee did not, in fact, consider this matter. So this matter was not considered. There may have been some minor discussion. I am not a member of the Budget and Finance Committee; unfortunately the majority has the massive percentage of that particular committee.

Here is the bottom-line, no matter which way you try to slice it there is no compelling reason this needs to be decided this evening. I would really have a lot more respect for what is going on here this evening if there was a simple motion to table this and hear this the proper way as opposed to going through all this right now to try to make this fit into whatever motivation is truly behind all this.

Mr. Wolfe – Point of Order

That was my point of order, Legislator Day was recognized to assert a point of persona privilege he wasn't recognized at this point so we can continue debate if there is anyone left on the list.

Chairwoman Cornell

I am going to allow him to make the motion.

Mr. Day made a motion to table the amended resolution, which was seconded by Mrs. Low-Hogan and failed.

The vote resulted as follows:

Ayes:	03	(Legislators Day, Low-Hogan, Wieder)
Nays:	11	(Legislators Carey, Earl, Grant, Meyers, Moroney, Murphy, Paul, Soskin, Sparaco, Wolfe, Cornell)
Absent:	03	(Legislators Hood, Jr., Jobson, Schoenberger)

Mr. Meyers

I didn't support the motion to table. I think the points that Legislator Day made are all extremely well taken, but I made my decision on this matter and I don' think that if it goes back to committee I would personally change my mind. I have come not to rely on committee vetting to decide on how I am going to vote. The way I look at this resolution, which has become clear during this debate, I believe that since this was a new rule put in place people like Commissioner Maloney who always had the benefit would suddenly lose them, because they are tied to a RAM contract that no loner affords those benefits to retirees. It is outrageous that people would be losing benefits that they already have.

Mr. Wieder

So this motion on the floor is a result of the previous resolution that was adopted by this body?

Chairwoman Cornell

This resolution on the floor is an amended resolution that we are voting on in order to create equity for County employees who are not RAM members, but who were affected by the RAM contract in an adverse way.

Mr. Wieder

The reason that they were affected in and adverse way was because the body adopted a resolution to link them together?

Chairwoman Cornell

Many years ago there was a resolution of the Legislature to have people follow the RAM contract believing that this would assist employees. I think there was no understanding that something like this would occur.

Mr. Wieder

We are essentially saying tonight that the earlier resolution might have not been correct through and through.

Chairwoman Cornell

Times change and it may be something we might need to look at to change as well, but that isn't what is before us tonight.

Mr. Wieder

Would there be any RAM employees that are already retirees that will not get the benefits and the sick leave as a result of the contract?

Chairwoman Cornell

I think that question was asked and answered earlier. No, it doesn't affect any RAM employees.

Mr. Wieder

It wouldn't affect any RAM employees, but the contract that was negotiated does that affect RAM employees?

Chairwoman Cornell

Yes, the contract that was negotiated affects RAM employees.

Mr. Wieder

Those RAM employees will then come and say that there is an inequity, because they are linked together in some way.

Chairwoman Cornell

No, they continue to have all of the benefits that were negotiated. The debate that we have been debating for an hour is affecting just those people who are non-RAM members.

Mr. Wieder

Shouldn't we say that we do not want to link these two together in any way shape or form so we shouldn't have RAM employees come and say that there is an inequity for them, because if they are retirees they will not get sick or leave days, because of the contract.

Chairwoman Cornell

If they are RAM employees they are covered by the contract, which they voted for.

Mr. Wieder

They can say there is an inequity, because they are linked to these. I understand it was negotiated in their contract.

Chairwoman Cornell

No, they are not linked. They are covered by the contract. They are not linked to the contract in the same way these few people are.

I am not sure that I can be any clearer or that there is anything else to say about it.

Mr. Day

I would like to make a motion to divide the resolution. The first resolution to be the matter that was heard by committee initially and presented to us. The second resolution to be the amended resolution offered by Legislator Wolfe.

Mrs. Yeger, Legal Counsel

I don't believe that we can do that. First of all what we had here was an original resolution that an amendment was offered. The mover accepted the amendment so therefore resolution that is now before the body is the complete motion affecting this class of employees. That is a general question and cannot be divided into individual parts as though you were trying to approve two different contracts. It is not capable of standing alone. It has to be a straight up or down.

Mr. Meyers – Point of Order

I think the appropriate resolution that Legislator Day is trying to make is a motion to amend the resolution to return it to the form it originally was earlier this evening, which just affects the Under-Sheriff.

Mr. Day made a motion to return the resolution to the original form starting with the one position that was heard by the Budget and Finance Committee. There was no second.

Introduced by: Referral No. 8850
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 73 OF 2013
APPROVING ACCEPTANCE OF GRANT
IN THE AMOUNT OF $65,147 (NCTD) FROM THE
NEW YORK STATE ARCHIVES
LOCAL GOVERNMENT RECORDS MANAGEMENT
IMPROVEMENT FUND (LGRMIF)
FOR THE PERIOD JULY 1, 2012 THROUGH JUNE 30, 2013
(PROJECT NO. 0580-13-3921) TO DIGITIZE 414,700 IMAGES OF
MORTGAGES COVERING THE PERIOD 1930 THROUGH 1963
AND AUTHORIZING EXECUTION OF THE NECESSARY
GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
[ROCKLAND COUNTY CLERK]
($65,147)

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

WHEREAS, The County Clerk has advised the County Executive and the Legislature of Rockland County that his department has been awarded a Local Government Records Management Improvement Fund (LGRMIF) grant from the New York State Archives (Project No. 0580-13-3921) in the amount of $65,147 for the period July 1, 2012 through June 30, 2013; and

WHEREAS, Said grant funds will be used to digitize 414,700 images of mortgages covering the period 1930 through 1963; and

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

WHEREAS, It is necessary to appropriate these funds to the proper account; 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 acceptance of a Local Government Records Management Improvement Fund (LGRMIF) grant from the New York State Archives (Project No. 0580-13-3921) in the amount of $65,147 for the period July 1, 2012 through June 30, 2013; and authorizes execution of the necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That said grant funds will be used to digitize 414,700 images of mortgages covering the period 1930 through 1963; and be it further

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

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

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):		
A-CLK-1460-GC12-E4090	Fees for Services-Non-Employee	65,147
Increase Est. Rev. Acct. (Debit):		
A-CLK-1460-GC12-R3060	Records Management	65,147

Introduced by: Referral No. 9019
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 74 OF 2013
APPROVING THE ACCEPTANCE OF FUNDS IN THE AMOUNT OF $190,000 [NCTD] FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE (OTDA) TO REIMBURSE THE COUNTY FOR ELIGIBLE COSTS ASSOCIATED WITH THE ADMINISTRATION OF THE 2012 SUMMER YOUTH EMPLOYMENT PROGRAM (SYEP) FOR THE PERIOD MAY 1, 2012 THROUGH SEPTEMBER 30, 2012 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY DOCUMENTS [YOUTH BUREAU] ($190,000)

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

WHEREAS, The Executive Director of the Youth Bureau has advised the County Executive and the Legislature of Rockland County that he has been advised by the Executive Director of the Workforce Investment Board of Rockland County Inc., that the Youth Bureau has been awarded funds in the amount of $190,000 from the New York State Office of Temporary and Disability Assistance (OTDA) to reimburse the County for eligible costs associated with the administration of the 2012 Summer Youth Employment Program (SYEP) for the period May 1, 2012 through September 30, 2012; and

WHEREAS, The SYEP provides employment training, as well as full and part-time work based learning experiences to county residents who meet eligibility requirements; and

WHEREAS, $18,000 in Youth Bureau personnel expenses associated with this program will be reimbursed by this award but does not need to be appropriated since said expenses were already appropriated in the 2012 Adopted Budget; and

WHEREAS, The Department of Social Services (DSS) staff provided 21 hours of comprehensive pre-employment training to each program participant and this award will provide $7,500 in reimbursement to DSS for said training; and

WHEREAS, The remaining $164,500 will cover the cost of participant salaries associated with this program; and

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

WHEREAS, No County tax dollars (NCTD) are required to accept this award; 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 acceptance of funds in the amount of $190,000 from the New York State Office of Temporary and Disability Assistance (OTDA) to reimburse the County for eligible costs associated with the administration of the 2012 Summer Youth Employment Program (SYEP) for the period May 1, 2012 through September 30, 2012, and authorizes the County Executive to execute all necessary documents, subject to the approval of the County Attorney; and be it further

RESOLVED, That $18,000 in Youth Bureau personnel expenses associated with this program will be reimbursed by this award but does not need to be appropriated since said expenses were already appropriated in the 2012 Adopted Budget; and be it further

RESOLVED, That the Department of Social Services (DSS) staff provided 21 hours of comprehensive pre-employment training to each program participant and this award will provide $7,500 in reimbursement to DSS for said training; and be it further

RESOLVED, That the remaining $164,500 will cover the cost of participant salaries associated with this program; and be it further

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

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):			
A - YB - 1250	-E4098	Services from Other County Depts	7,500
	-E5830	RC Youth Employment Program	164,500
Increase Est. Rev. Acct. (Debit):			
A - YB – 1250	-R3889	State Aid - Culture & Recreation	172,000

Introduced by: Referral No. 9019
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 75 OF 2013
APPROVING THE ACCEPTANCE OF A CONTINUATION GRANT
IN THE AMOUNT OF $142,392
FROM THE NYS COMMISSION ON NATIONAL AND COMMUNITY SERVICE
FOR THE COUNTY'S AMERICORPS PROGRAM
AND APPROPRIATING ANTICIPATED REVENUE IN THE AMOUNT OF $65,000
FROM VARIOUS AMERICORPS PROGRAM HOST SITES
WHICH WILL BE USED TO PARTIALLY COVER REMAINING NON-GRANT FUNDED
AMERICORPS PROGRAM COSTS
WHICH GRANT WILL REQUIRE A LOCAL SHARE IN THE AMOUNT OF $60,000
FOR THE PERIOD OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013
AND AUTHORIZING THE COUNTY EXECUTIVE
TO EXECUTE ALL NECESSARY GRANT DOCUMENTS
[YOUTH BUREAU]
($142,392)

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

WHEREAS, The Assistant Director of the Youth Bureau has advised the County Executive and the Legislature of Rockland County that the Rockland County AmeriCorps (RCA) has been awarded a continuation grant in the amount of $142,392 from the New York State Commission on National and Community Service to help fund the AmeriCorps Program for the period October 1, 2012 through September 30, 2013; and

WHEREAS, Enrollees in the AmeriCorps Program work to improve the environmental quality of parks and open spaces in Rockland County through cleanup, beautification and an early literacy program; and

WHEREAS, The Youth Bureau anticipates receiving approximately $65,000 in revenue from the various Host Sites that will be accepting RCA members during this period, which funds will be used to partially cover any remaining non-grant funded AmeriCorps Program costs during this period; and

WHEREAS, The AmeriCorps Program requires a local share in the amount of $60,000 which will be derived from the local share match line of the 2012 budget of the AmeriCorps Program (Dept. 1251); and

WHEREAS, It now is necessary to appropriate these funds to the proper accounts; 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 acceptance of a continuation grant in the amount of $142,392 from the New York State Commission on National and Community Service to help fund the AmeriCorps Program for the period October 1, 2012 through September 30, 2013, and authorizes the County Executive to execute all necessary grant documents, subject to the approval of the County Attorney; and be it further

RESOLVED, That Youth Bureau anticipates receiving approximately $65,000 in revenue from the various Host Sites that will be accepting RCA members during this period, which funds will be used to partially cover any remaining non-grant funded AmeriCorps Program costs during this period; and be it further

RESOLVED, That the AmeriCorps Program requires a local share in the amount of $60,000 which will be derived from the local share match line from the 2012 budget of the AmeriCorps Program (Dept. 1251); and be it further

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):			
A -YB -1251	-E1100	Salaries, Employees	66,613
	-E1800	Relief Positions	104,476
	-E1910	Health	9,300
	-E1911	Dental	1,500
	-E1912	Vision	300
	-E1920	Retirement	24,000
	-E1930	Social Security	13,100
	-E1940	Unemployment Insurance	150
	-E1950	Workers' Compensation	135
	-E1980	MTA Mobility Tax	580
	-E3010	Food	600
	-E3130	Office Supplies	850
	-E3290	Operational Supplies	5,068
	-E4040	Travel	1,000
	-E4090	Fees for Services-Non-Employee	39,720
Decrease Approp. Acct. (Debit):			
A -YB -1251	-E5390	Local Share Match	60,000
Increase Est. Rev. Acct. (Debit):			
A -YB -1251	-R1251	Departmental Fees	65,000
	-R4880	Youth Program Grant(s)	142,392

UNEMPLOYMENT FUND - 2012

Increase Approp. Acct. (Credit):			
Q -PER -9050	-E8010	Employee Benefits	150
Increase Est. Rev. Acct. (Debit):			
Q -PER -9050	-R2809	Interfund Revenues	150

and be it further

RESOLVED, That should outside funding be reduced and/or eliminated, any position(s) previously created under this grant shall automatically terminate without further action of this Legislature.

Introduced by: Referral No. 6704
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Frank A. Sparaco, Sponsor

RESOLUTION NO. 76 OF 2013
APPROVING AMENDMENT TO INTERMUNICIPAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF ROCKLAND AND NEW YORK CITY CHIEF MEDICAL EXAMINERS OFFICE WITH AN ADDITIONAL AMOUNT OF $986.00 THE TOTAL AMOUNT NOT TO EXCEED $3,486.00 FOR FORENSIC DNA LABORATORY SERVICES FOR THE PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2012 AND AUTHORIZING EXECUTION OF THE AGREEMENTS BY THE COUNTY EXECUTIVE
[OFFICE OF THE DISTRICT ATTORNEY]
($3,486.00)

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

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, The County of Rockland through its Office of the District Attorney and New York City Chief Medical Examiners Office entered into an agreement on March 7, 2012, 421 East 26th Street, New York, New York 10016, for DNA testing, in the amount of $2,500.00; and

WHEREAS, The County of Rockland through its Office of the District Attorney and New York City Chief Medical Examiners Office desire to enter into an intermunicipal cooperation amendment agreement for forensic DNA laboratory services, an additional amount of $986.00 for a total not to exceed $3,486.00, for the period January 1, 2012 through December 31, 2012; and

WHEREAS, The agreement shall be in an amount not to exceed $3,486.00; and

WHEREAS, That sufficient funding for these agreements exists within the 2012 Operating Budget for the District Attorney's Office; 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 execution of the intermunicipal cooperation amendment agreement between the County of Rockland through its Office of the District Attorney, and New York City Chief Medical Examiners Office desire for forensic DNA laboratory services, an additional amount of $986.00 for a total not to exceed $3,486.00, for the period January 1, 2012 through December 31, 2012, subject to the approval of the County Attorney; and be it further

RESOLVED, That the agreement shall be in an amount not to exceed $3,486.00 and be it further

RESOLVED, That sufficient funding for these agreements exists within the 2012 Operating Budget for the District Attorney's Office.

Introduced by: Referral No. 2867
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 77 OF 2013
APPROVING AGREEMENT WITH
SOLID WASTE MANAGEMENT AUTHORITY
TO REIMBURSE THE COUNTY FOR THE DEPARTMENT
OF HEALTH'S HOUSEHOLD HAZARDOUS WASTE PROGRAM
IN THE AMOUNT OF $29,208.16 FOR THE PERIOD
FROM JANUARY 1, 2012 THROUGH DECEMBER 31, 2012
[DEPARTMENT OF HEALTH]
($29,208.16)

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

WHEREAS, The Rockland County Department of Health maintains a Household Hazardous Waste Program for residents of the County; and

WHEREAS, The Commissioner of the Department of Health is recommending to the County Executive and the Rockland County Legislature that the County enter into an agreement with the Solid Waste Management Authority, 420 Torne Valley Road, Hillburn, New York 10931, for reimbursement to the County for the Department's Household Hazardous Waste Program, in the amount of $29,208.16 for the period from January 1, 2012 through December 31, 2012; and

WHEREAS, Said reimbursement to the County is for services rendered to the Authority by County employees of the Department of Health; and

WHEREAS, This is a revenue contract and will not require the use of any County funds; and

WHEREAS, The revenue related to this agreement has been included in the 2012 Budget and does not require any further action; and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; 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 approves the agreement with the Solid Waste Management Authority, 420 Torne Valley Road, Hillburn, New York 10931, for reimbursement to the County for the Department's Household Hazardous Waste Program, in the amount of $29,208.16 for the period from January 1, 2012 through December 31, 2012, and authorizes its execution by the County Executive subject to the approval of the County Attorney; and be it further

RESOLVED, The revenue related to this agreement has been included in the 2012 Budget and does not require any further action.

Introduced by: Referral No. 2867
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 78 OF 2013
APPROVING AGREEMENT IN EXCESS OF $100,000 WITH SOLID WASTE MANAGEMENT AUTHORITY TO REIMBURSE THE COUNTY FOR THE DEPARTMENT OF HEALTH'S FLOW CONTROL ENFORCEMENT PROGRAM IN THE AMOUNT OF $339,465.00 FOR THE PERIOD FROM JANUARY 1, 2012 THROUGH DECEMBER 31, 2012
[DEPARTMENT OF HEALTH]
($339,465.00)

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

WHEREAS, The Rockland County Department of Health maintains a Household Hazardous Waste Program for residents of the County; and

WHEREAS, The Commissioner of the Department of Health is recommending to the County Executive and the Rockland County Legislature that the County enter into an agreement with the Solid Waste Management Authority, 420 Torne Valley Road, Hillburn, New York 10931, for reimbursement to the County for the Flow Control Enforcement Program, in the amount of $339,465.00 for the period from January 1, 2012 through December 31, 2012; and

WHEREAS, Said reimbursement to the County is for services rendered to the Authority by County employees of the Department of Health; and

WHEREAS, This is a revenue contract and will not require the use of any County funds; and

WHEREAS, The revenue related to this agreement has been included in the 2012 Budget and does not require any further action; and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, Local Law No. 18 of 1996 provides for the Legislature to approve "execution of all contracts in excess of $100,000 entered into by the County;" 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 approves the agreement in excess of $100,000 with the Solid Waste Management Authority, 420 Torne Valley Road, Hillburn, New York 10931, for reimbursement to the County for Flow Control Enforcement Program, in the amount of $339,465.00 for the period from January 1, 2012 through December 31, 2012, and authorizes its execution by the County Executive subject to the approval of the County Attorney; and be it further

RESOLVED, The revenue related to this agreement has been included in the 2012 Budget and does not require any further action.

Introduced by: Referral No. 9121
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Nancy Low-Hogan, Sponsor

RESOLUTION NO. 79 OF 2013
APPROVING AMENDMENT TO AGREEMENT IN EXCESS OF $100,000 WITH CENTER FOR DISEASE DETECTION, LLC. FOR LABORATORY TESTING SERVICES FOR PAP SMEAR AND HPV DNA TESTING FOR THE DEPARTMENT OF HEALTH UNDER RFP-RC-08-151 IN THE ADDITIONAL AMOUNT OF $35,000 FOR A TOTAL CONTRACT SUM NOT TO EXCEED $165,000 FOR THE PERIOD FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF HEALTH]
($165,000)

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

WHEREAS, The Director of Purchasing let bids under RFP-RC-08-151 for laboratory testing services for Pap Smear and HPV DNA for the Department of Health for a period of one year with the option to renew for four additional one-year terms; and

WHEREAS, It was determined that the most responsive vendor to the RFP was Center for Disease Detection, LLC., 3370 Nacogdoches Road Suite 100, San Antonio, Texas 78217; and

WHEREAS, On May 22, 2009, the County entered into an agreement with Center for Disease Detection, LLC., 3370 Nacogdoches Road Suite 100, San Antonio, Texas 78217 for laboratory testing services for Pap Smear and HPV DNA, for a total contract sum not to exceed $30,000, for the period through December 31, 2009 with the option to renew for four additional one year terms; and

WHEREAS, On August 2, 2010, the County entered into an amendment to the agreement with Center for Disease Detection, LLC., 3370 Nacogdoches Road Suite 100, San Antonio, Texas 78217 for laboratory testing services for Pap Smear and HPV DNA, for the additional sum of $30,000, for a total contract sum not to exceed $60,000, for the period from January 1, 2010 through December 31, 2010 with the option to renew for three additional one year terms; and

WHEREAS, On January 28 2011, the County entered into a second amendment to the agreement with Center for Disease Detection, LLC., 3370 Nacogdoches Road Suite 100, San Antonio, Texas 78217 for laboratory testing services for Pap Smear and HPV DNA, for the additional sum of $35,000, for a total contract sum not to exceed $95,000, for the period from January 1, 2011 through December 31, 2011 with the option to renew for two additional one year terms; and

WHEREAS, By Resolution No. 24 of 2012 the Legislature of Rockland County approved the agreement with Center for Disease Detection, LLC, 11603 Crosswinds Way, Suite 100, San Antonio, Texas 78233 for Laboratory Testing Services for Pap Smear and HPV DNA Testing for the Department of Health in an additional amount of $35,000 for a total contract sum not to exceed $130,000 for the period from January 1, 2012 through December 31, 2012; and

WHEREAS, On February 1, 2012, the County entered into a third amendment to the agreement with Center for Disease Detection, LLC., 3370 Nacogdoches Road Suite 100, San Antonio, Texas 78217 for laboratory testing services for Pap Smear and HPV DNA, for the additional sum of $35,000, for a total contract sum not to exceed $130,000, for the period from January 1, 2012 through December 31, 2012; and

WHEREAS, The Commissioner of Health recommends that the County of Rockland enter into a fourth amendment to the agreement with Center for Disease Detection, LLC., 11603 Crosswinds Way, Suite 100, San Antonio, Texas 78233 for laboratory testing services for Pap Smear and HPV DNA, for the additional sum of $35,000, for a total contract sum not to exceed $165,000, for the period from January 1, 2013 through December 31, 2013;

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

WHEREAS, That sufficient funding for these services is provided for in the 2013 Budget of the Department of Health subject to available intra-departmental transfer; 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 an amendment of the agreement in excess of $100,000 with Center For Disease Detection, LLC., 11603 Crosswinds Way, Suite 100, San Antonio, Texas 78233 for laboratory testing services for Pap Smear and HPV DNA, in the additional amount of $35,000, for a total contract sum not to exceed $165,000, for the period from January 1, 2013 through December 31, 2013, 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 these services is provided for in the 2013 Budget of the Department of Health subject to available intra-departmental transfer.

Introduced by: Referral No. 9173
Hon. Michael M. Grant, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Frank A. Sparaco, Sponsor
Hon. Douglas J. Jobson, Sponsor

RESOLUTION NO. 80 OF 2013
ESTABLISHING ONE POSITION
AND ABOLISHING ONE POSITION
IN THE DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, The Commissioner of Social Services has requested the establishment of one position along with the concurrent abolishment of one position, and

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

WHEREAS, The Commissioner of Social Services is requesting no additional funds to establish this position, and

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

RESOLVED, That one position of Resident Assistant (Shelter), position #9090 (SG 47 - $34,504 - $41,841), be hereby established in the Department of Social Services – 6010, and be it further

RESOLVED, that the title of Resident Assistant (Shelter) be allocated to salary grade 47 ($34,504 - $41,841) as provided in the contract between the County of Rockland and the Civil Service Employees' Association, and be it further

RESOLVED, that one position of Adult Home Attendant, position #5190 (SG 47 - $34,504 - $41,841), be hereby concurrently abolished.

Introduced by: Referral No. 9489
Hon. Michael A. Grant, Sponsor
Hon. Philip Soskin, Co-Sponsor
Hon. Toney L. Earl, Co-Sponsor
Hon. Aney Paul, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor
Hon. Alden H. Wolfe, Co-Sponsor

RESOLUTION NO. 81 OF 2013
APPROVING THE CONSOLIDATION OF THE
VITAL REGISTRATION DISTRICTS OF THE VILLAGE OF WEST HAVERSTRAW
AND HELEN HAYES HOSPITAL

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

WHEREAS, the Registrars of Vital Statistics of the Village of West Haverstraw (district 4322) and Helen Hayes Hospital (district 4393) have entered into an agreement to consolidate the primary registration districts of Helen Hayes Hospital and the Village of West Haverstraw into one primary registration district in the Village of West Haverstraw; and

WHEREAS, in accordance with Public Health Law § 4121.2(2), such action is subject to the approval of the Rockland County Legislature; and

WHEREAS, upon approval of the Rockland County Legislature, the New York State Commissioner of Health may issue an order combining the two districts; and

WHEREAS, the Multi Services Committee has met, considered and by a unanimous vote, approved this resolution; now therefore be it

RESOLVED, that the Rockland County Legislature hereby approves the consolidation and combination of the Village of West Haverstraw primary registration district 4322 and the Helen Hayes Hospital primary registration district 4393 into a single Village of West Haverstraw primary registration district; 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 Ann G. Rabbitt, 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.

Legislator Douglas J. Jobson arrived late at 8:23 p.m.

Introduced by: Referral No. 2416
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Alden H. Wolfe, Sponsor

RESOLUTION NO. 82 OF 2013
CONFIRMING THE APPOINTMENT OF
KIERA POLLOCK
CORNWALL, NEW YORK
TO THE ROCKLAND COUNTY
COMMUNITY SERVICES BOARD

Mr. Soskin offered the following resolution, which was seconded by Chairwoman Cornell and unanimously adopted:

WHEREAS, Article 41 of the New York State Mental Hygiene Law requires the County, as a condition for eligibility for state aid, to establish a community services board ("Board") composed of fifteen (15) members, who either have certain professional qualifications or represent the community interest in all of the problems of the mentally disabled, and further provides that, because the County has a population of over 100,000 the board members shall have staggered terms; and

WHEREAS, Article 41 of the New York State Mental Hygiene Law also requires that wherever practical, a psychologist and a physician or two physicians be appointed to the Board; and

WHEREAS, There are currently two (2) vacancies on the Community Services Board; and

WHEREAS, Section C9.03 of the Charter Law of Rockland County established the Rockland County Community Services Board and provides that it shall be constituted in accordance with the Mental Hygiene Law, whose members shall be appointed by the County Executive, subject to confirmation by the Legislature; 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, Article 41 of the New York State Mental Hygiene 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 appointment of Kiera Pollock, Cornwall, New York has been recommended by the Commissioner of Mental Health; and

WHEREAS, The County Executive has appointed Kiera Pollock, Cornwall, New York to a five-year term to commence upon the certification of the resolution on the Rockland County Community Services Board, to fill the vacancy created by the resignation of Irving Caminsky; and

WHEREAS, Kiera Pollock is a representative from the Rockland Family Shelter and has demonstrated an interest in the field of science for persons with mental disabilities; and

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

RESOLVED, That the Legislature of Rockland County hereby confirms the appointment of Kiera Pollock, Cornwall, New York to the Rockland County Community Services Board; and be it further

RESOLVED, That the Clerk to the Legislature is directed to forward a copy of this resolution to the Community Services Board and to the appointee, Kiera Pollock, Cornwall, New York.

Debate:

Mrs. Low-Hogan

This person lives in Cornwall.

Chairwoman Cornell

She works for Rockland Center for Safety and Change, formerly known as the Rockland Family Shelter. She is their representative on this board. Yes, she does live in Cornwall.

Introduced by: Referral No. 2416
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Alden H. Wolfe, Sponsor

RESOLUTION NO. 84 OF 2013
CONFIRMING THE APPOINTMENT OF
DOMINIC FERRO, M.D., NANUET, NEW YORK
TO THE ROCKLAND COUNTY
COMMUNITY SERVICES BOARD

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

WHEREAS, Article 41 of the New York State Mental Hygiene Law requires the County, as a condition for eligibility for state aid, to establish a community services board ("Board") composed of fifteen (15) members, who either have certain professional qualifications or represent the community interest in all of the problems of the mentally disabled, and further provides that, because the County has a population of over 100,000 the board members shall have staggered terms; and

WHEREAS, Article 41 of the New York State Mental Hygiene Law also requires that wherever practical, a psychologist and a physician or two physicians be appointed to the Board; and

WHEREAS, By Resolution No. 464 of 2009, Evelyn S. Ha, M.D., a physician was confirmed by the Legislature; and

WHEREAS, By the adoption of this resolution the appointee, Dr. Ferro is a physician; and

WHEREAS, Upon approval of this Resolution the Board will consist of two physicians; and

WHEREAS, There are two (2) resolutions confirming other appointments to the Board currently pending; and

WHEREAS, Upon the approval by the Legislature of the two (2) other resolutions there will be one (1) vacancy on the Board; and

WHEREAS, Section C9.03 of the Charter Law of Rockland County established the Rockland County Community Services Board and provides that it shall be constituted in accordance with the Mental Hygiene Law, whose members shall be appointed by the County Executive, subject to confirmation by the Legislature; 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, Article 41 of the New York State Mental Hygiene 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 appointment of Dominic Ferro, M.D., Nanuet New York has been recommended by the Commissioner of Mental Health; and

WHEREAS, The County Executive has appointed Dominic Ferro, M.D., Nanuet, New York to a five-year term on the Rockland County Community Services Board, to fill a vacancy on the Board; and

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

RESOLVED, That the Legislature of Rockland County hereby confirms the appointment of Dominic Ferro, M.D., Nanuet, New York to the Rockland County Community Services Board; and be it further

RESOLVED, That the Clerk to the Legislature is directed to forward a copy of this resolution to the Community Services Board and to the appointee, Dominic Ferro, M.D., Nanuet, New York.

Introduced by: Referral No. 2416
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Alden H. Wolfe, Sponsor

RESOLUTION NO. 83 OF 2013
CONFIRMING THE APPOINTMENT OF
ARLENE THOMAS-STRAND
SPRING VALLEY, NEW YORK
TO THE ROCKLAND COUNTY
COMMUNITY SERVICES BOARD

Mr. Soskin offered the following resolution, which was seconded by Mr. Earl and Mr. Meyers and unanimously adopted:

WHEREAS, Article 41 of the New York State Mental Hygiene Law requires the County, as a condition for eligibility for state aid, to establish a community services board ("Board") composed of fifteen (15) members, who either have certain professional qualifications or represent the community interest in all of the problems of the mentally disabled, and further provides that, because the County has a population of over 100,000 the board members shall have staggered terms; and

WHEREAS, Article 41 of the New York State Mental Hygiene Law also requires that wherever practical, a psychologist and a physician or two physicians be appointed to the Board; and

WHEREAS, By Resolution No. 464 of 2009, the Legislature of Rockland County confirmed the appointment of Evelyn S. Ha, M.D., a physician; and

WHEREAS, There is one (1) vacancy on the Board; and

WHEREAS, Section C9.03 of the Charter Law of Rockland County established the Rockland County Community Services Board and provides that it shall be constituted in accordance with the Mental Hygiene Law, whose members shall be appointed by the County Executive, subject to confirmation by the Legislature; 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, Article 41 of the New York State Mental Hygiene 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 appointment of Arlene Thomas-Strand, Spring Valley, New York has been recommended by the Commissioner of Mental Health; and

WHEREAS, The County Executive has appointed Arlene Thomas-Strand, Spring Valley, New York to a five-year term on the Rockland County Community Services Board, to fill a vacancy; and

WHEREAS, Arlene Thomas-Strand, is a representative from the Child Care Resources of Rockland and has demonstrated an interest in the field of services for persons with mental disabilities; and

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

RESOLVED, That the Legislature of Rockland County hereby confirms the appointment of Arlene Thomas-Strand, Spring Valley, New York to the Rockland County Community Services Board; and be it further

RESOLVED, That the Clerk to the Legislature is directed to forward a copy of this resolution to the Community Services Board and to the appointee, Arlene Thomas-Strand, Spring Valley, New York.

RESOLUTION NO. 85 OF 2013
WAIVE THE RULES OF THE LEGISLATURE
TO CONSIDER PROPOSED RESOLUTION
UNDER NEW BUSINESS

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

RESOLVED, that the Rules of the Legislature be waived to consider Item 12 A, Resolution No. 86 of 2012 under New Business.

NEW BUSINESS
Referral No. 9481

Introduced by:
Hon. Harriet D. Cornell, Sponsor

RESOLUTION NO. 86 OF 2013
TRANSFER OF FUNDS AMENDING RESOLUTION NO. 541 OF 2012
ADOPTION OF THE 2013 COUNTY BUDGET RESTORING SPECIFIC POSITIONS
[DEPARTMENT OF FINANCE]

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

WHEREAS, Resolution No. 541 of 2012 adopted the 2013 County Budget; and

WHEREAS, The County Executive vetoed certain items modified and adopted by the Rockland County Legislature in Resolution No. 541 of 2012; and

WHEREAS, By Resolution No. 568 of 2012, the Legislature overrode the County Executive's veto by a majority vote to adopt the 2013 County Budget as modified; and

WHEREAS, Resolution No. 541 of 2012 abolished positions that are essential to continuing functions in departments; and

WHEREAS, The County Executive has requested that such positions be restored; now therefore be it

RESOLVED, That the following positions be reestablished:

Laundry Worker I (Relief) Position Control Number 6956 – Department of Hospitals (HSPe825)

Watchman (Relief) Position Control Number 2372 – Department of General Services (DGSi247)

Security Aide (Relief) Position Control Number 8293 – Department of General Services (DGSi247); and be it further

RESOLVED, That Resolution No. 541 of 2012 shall in all respects remain in full force and effect; and be it further

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

GENERAL (A) FUND

Increase Appropriation Account:

A	UNC1610	Unallocated General Services	E4240	Unallocated General Services	$ 338,925
A	TRF9525	Contribution to Hospital (EH) Fund	E9010	Contribution	$ 18,075
					$ 357,000

Decrease Appropriation Account:

A	UNC1990	Contingency	E5050	Contingency	$ 357,000

INTERNAL SERVICES (M) FUND

Increase Appropriation Account:

M	DGSi247	DGS-Security	E1800	Watchman - Relief	$ 28,125
M	DGSi247	DGS-Security	E1800	Security Aide - Relief	$ 118,800
M	DGSi247	DGS-Security	E1110	Overtime	$ 120,000
M	DGSi247	DGS-Security	E1920	Retirement	$ 50,000
M	DGSi247	DGS-Security	E1930	Social Security	$ 22,000
					$ 338,925

Increase Est. Revenue Account:

M	DGS2600	DGS-Unallocated Revenue	R2803	Unallocated Revenue	$ 338,925

HOSPITAL (EH) FUND

Increase Appropriation Account:

EH	HSPe825	Hospital -Laundry	E1800	Laundry Worker I - Relief	$ 9,000
EH	HSPe825	Hospital -Laundry	E1110	Overtime	$ 5,000
EH	HSPe825	Hospital -Laundry	E1920	Retirement	$ 2,875
EH	HSPe825	Hospital -Laundry	E1930	Social Security	$ 1,200
					$ 18,075

Increase Est. Revenue Account:

EH	UNC4982	Contribution from General Fund	R2810	Contribution	$ 18,075

Debate:

Mr. Meyers

To confirm the record, it is an emergency, because these positions have to get filled to get the work done.

Chairwoman Cornell

Yes, that is correct.

ADJOURNMENT IN MEMORY OF PATRICK FURLONG

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Patrick Furlong.

ADJOURNMENT IN MEMORY OF LUIGI CRISPINO, SR.

Mr. Hood, Jr. offered the following memorial, which was seconded by Mr. Grant and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Luigi Crispino, Sr..

ADJOURNMENT IN MEMORY OF MICHAEL J. BLAKE

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Michael J. Blake.

ADJOURNMENT IN MEMORY OF CHARLES BOOTH

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Charles Booth.

ADJOURNMENT IN MEMORY OF PAUL A. STEPHENS

Mr. Day offered the following memorial, which was seconded by Mr. Carey and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Paul A. Stephens.

ADJOURNMENT IN MEMORY OF IDA CHARNAS

Mr. Day offered the following memorial, which was seconded by Mr. Carey and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Ida Charnas.

ADJOURNMENT IN MEMORY OF WILLIAM ALLISON

Chairwoman Cornell offered the following memorial, which was seconded by the Entire Legislature and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of William Allison.

ADJOURNMENT IN MEMORY OF RICHARD ANDERSON

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Richard Anderson.

ADJOURNMENT IN MEMORY OF HARVEY LANDIS

Mr. Day offered the following memorial, which was seconded by Mr. Carey and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Harvey Landis.

ADJOURNMENT IN MEMORY OF ELIZABETH V. BIDWELL

Mr. Day offered the following memorial, which was seconded by Mr. Jobson and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Elizabeth V. Bidwell.

ADJOURNMENT IN MEMORY OF VIVIAN ROMANO

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Vivian Romano.

ADJOURNMENT IN MEMORY OF WALTER J. CROWLEY, JR.

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Walter J. Crowley, Jr.

ADJOURNMENT IN MEMORY OF REBECCA DAVIS

Mr. Schoenberger offered the following memorial, which was seconded by Mr. Murphy and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Rebecca Davis.

ADJOURNMENT IN MEMORY OF MENASHE ALTMAN

Mr. Schoenberger offered the following memorial, which was seconded by Mr. Soskin and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Menashe Altman.

RESOLUTION NO. 87 OF 2013 ADJOURNMENT

Mr. Murphy offered the following resolution, which was seconded by Mr. Jobson and unanimously adopted (8:26 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Tuesday, February 19, 2013 at 7:00 p.m.

Respectfully Submitted,

DARCY SHAPIN - GREENBERG
Proceedings Clerk