

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, March 20, 2012 at 7:00 P.M., pursuant to the adjournment of the March 6, 2012 meeting.

Very truly yours,

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 15th day of March 2012

The Legislature of Rockland County convened in regular session pursuant to the adjournment of the March 6, 2012 meeting.

A Roll Call being taken, the following Legislators were present and answered to their names:

- Christopher J. Carey
- Edwin J. Day
- Toney L. Earl
- Michael M. Grant
- Douglas J. Jobson
- Nancy Low-Hogan
- Jay Hood, Jr.
- Joseph L. Meyers
- Patrick J. Moroney
- John A. Murphy
- Aney Paul
- Ilan S. Schoenberger
- Philip Soskin
- Frank P. Sparaco
- Aron B. Wieder
- Alden H. Wolfe, Vice Chairman
- Harriet D. Cornell, Chairwoman

Honorable Jay Hood, Jr., Legislator, District 3, led in the Salute to the Flag and delivered the invocation.

**RESOLUTION NO. 112 OF 2012
ADOPTION OF MINUTES OF LEGISLATIVE MEETINGS
OF JANUARY 17, 2012 AND FEBRUARY 7, 2012**

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

Resolved, that the transcribed minutes of the Legislative meetings of January 17, 2012 and February 7, 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 7:08 p.m. and the following persons appeared and spoke:

- ❖ Katie Anne Baster, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ George Leahy, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ Elan Weinberger, Concerned with gas prices
- ❖ Roberta Banks, Hi Tor Animal Shelter representative
- ❖ Carmil Reilly, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ Phillip Sheridan, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ Linda Sheridan, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ Joe O'Brien, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ Matt Reilly, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ Bette Nussbaum, Misc. concerns
- ❖ Neil Cosgrove, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ Tom Leary, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ Helen Kilgallen Murphy, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ Arlene H. Kahn, Hi Tor Concerns
- ❖ Elisha Melneck, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ Joanne Singer, In favor of Hateful Conduct Resolution No. 113 of 2012 & Hi Tor concerns
- ❖ Danoal Muhane, Hi Tor concerns
- ❖ Shi Hughes, In favor of Hateful Conduct Resolution No. 113 of 2012
- ❖ Tina Christiana, Hi Tor concerns
- ❖ Richard Mauer, Hi Tor concerns

Public Participation ended at 7:35 p.m.

AMENDED
Referral No. 9272

Introduced by:

- Hon. Patrick J. Moroney, Sponsor
- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Philip Soskin, Co-Sponsor
- Hon. Jay Hood, Jr., Co-Sponsor
- Hon. Aney Paul, Co-Sponsor
- Hon. Joseph L. Meyers, Co-Sponsor
- Hon. Douglas J. Jobson, Co-Sponsor
- Hon. Christopher J. Carey, Co-Sponsor
- Hon. Edwin J. Day, Co-Sponsor
- Hon. Toney L. Earl, Co-Sponsor
- Hon. Michael M. Grant, Co-Sponsor
- Hon. Nancy Low-Hogan, Co-Sponsor
- Hon. Aron B. Wieder, Co-Sponsor
- Hon. Alden H. Wolfe, Co-Sponsor

**RESOLUTION NO. 113 OF 2012
EXPRESSING THE ROCKLAND COUNTY LEGISLATURE’S OUTRAGE
AND DISGUST FOR THE HATEFUL CONDUCT THAT IS TAKING PLACE
IN ROCKLAND COUNTY ON THE EVE OF ST. PATRICK’S DAY,
UNEQUIVOCALLY CONDEMNING ALL ACTS OF A DEROGATORY
AND/OR DEFAMATORY NATURE THAT MISREPRESENT OR PROMOTE HATE, BIAS AND
RIDICULE DIRECTED AT RELIGIOUS, ETHNIC, RACIAL AND CULTURAL GROUPS, AND
PROCLAIMING THE ROCKLAND COUNTY LEGISLATURE’S FULL SUPPORT FOR THE
RELIGIOUS, ETHNIC, RACIAL AND CULTURAL GROUPS THAT COMPRISE ONE OF THE
MOST DIVERSE COUNTIES IN NEW YORK STATE AND THE UNITED STATES OF AMERICA**

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

WHEREAS, the Rockland County Legislature is proud of Rockland’s racial, cultural and ethnic diversity, and the fact that Rockland is home to residents of different ancestry; and

WHEREAS, the Rockland County Legislature continuously seeks, as a matter of public policy, to promote harmony in all communities, and to represent faithfully all Rockland residents; and

WHEREAS, by resolutions 112 of 2007 and 238 of 2012, the Rockland County Legislature previously condemned offensive behavior and will continue to oppose such action whenever they occur; and

WHEREAS, the Rockland County Legislature is proud of its large Irish community and is respectful of that community’s integrity and community spirit; and

WHEREAS, while the Rockland County Legislature respects the sacredness of the First Amendment to the United States Constitution and the freedoms that it embodies, the Legislature of Rockland County has become aware of the most offensive, derogatory materials now offered for sale throughout Rockland County, in particular the Palisades Center, West Nyack, New York, which specifically target members of Rockland’s Irish-American community; and

WHEREAS, materials, including hats, shirts and other materials which promote ridicule and seek to degrade any ethnic culture should not be permitted to be sold in a public forum especially where children may be exposed and have access to said materials; 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 expresses its outrage at and disgust for the hateful conduct that is taking place in Rockland County on the eve of St. Patrick’s Day, and unequivocally condemns all acts of hate and bias directed at religious, ethnic, racial and cultural groups, and proclaims its full support for all religious, ethnic, racial and cultural groups that comprise our county; and be it further

RESOLVED, that the County should endeavor to publish this resolution's intent through the various media outlets in Rockland County and encourage the removal of these offensive materials; and be it further

RESOLVED, that the Clerk to the Legislature be and he is hereby authorized and directed to send a certified copy of this resolution to the Friendly Sons of St. Patrick, the Ancient Order of Hibernians, the Anti-Defamation League; the American and New York chapters of the Civil Liberties Union; all Rockland County School District Superintendents and School Boards, all Rockland County Parent-Teacher organizations; Rockland County Commission on Human Rights, General Manager of the Palisades Center/A Pyramid Management Group LLC, and such other persons or organizations as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

Debate:

Mr. Wolfe

I am not on the Multi-Services Committee and I had not read the language of the resolution. I just want to offer a minor amendment that I think might help achieve the goal. In talking about this with Pat the first thing that came to mind as an attorney who does leasing is that a lot of the control for the offering for sale of this merchandise really rests in the context of the landlord-tenant relationship. Most commercial leases of this kind, especially a lease from a major mall, likely has language in it that prohibits the sale of offensive language items. I would like to offer an amendment. First, on the second page, the Whereas at the top of the page where it says that the Legislature of Rockland County has become aware of the most offensive, derogatory materials now offered for sale throughout Rockland County – we should insert here: "in particular the Palisades Center". And then the Resolved Clause should include that we send a copy of the resolution to the General Manager of the Palisades Center and the President of Pyramid. I think that might send a message to an entity that may have better ability to exert some control over the situation so perhaps they would control their tenant in a way that would be positive. So I am just suggesting that as an amendment.

Mr. Moroney

I have no problem with the amendment.

First off all, I want to thank my friends for coming in tonight and taking the time to speak on this issue. Not only were they disgusted at this merchandise that was displayed upon all of us at the mall, but also some of the reactions that came from some of the people at the mall and some of the telephone calls that were made, especially to Katie our first speaker here tonight, was absolutely scandalous and should probably be prosecuted. It was certainly defamatory.

I thank Neil Cosgrove for his lesson on Irish history and their contributions to the United States of America. I just might add a little bit to his dialog. A couple of years back we had a fellow by the name of John Leahy who served in the Korean War amongst a lot of young Irishmen and women that came out here from Ireland. They served in the Korean War during that period of time and they weren't even citizens of the United States. Through John's efforts, fifty years later, posthumous bestowed upon twenty-eight young Irishmen from Ireland, who gave their lives in Korea, down in Washington DC and I was privileged to be at that ceremony.

I would like for this letter from Congressman Engel and nine of his colleagues put into the record. This is certainly a step in the right direction for what we are trying to establish here this evening to have the support of ten members of the Congress of the United States. Especially for them to take their time to express their opinions on this issue is a great thing for me personally, for all of us here this evening and for all people of Irish decent.

This is not just about the Irish; it is about all ethnic groups. You can look up at this body before you and see we are a very diverse group of individuals. I thank my colleagues for their support this evening. I want to point out, as Mr. Cosgrove also mentioned, that I have a letter here in front of me that comes from the Palisades Mall. Listen to the hypocrisy of this, "To promote the shopping center atmosphere customers, guests and employees shall be fully clothed. The wearing of apparel, which is likely to provoke a disturbance or embroil other groups or the general public or incites conflict is prohibited." They can send out a letter like this, because it is in their bylaws. Yet, they can tolerate this merchandise under their roof. It is absolutely horrendous.

I appreciate every one of you coming here this evening. I know you all didn't speak, but I appreciate the fact that you were here and took your time out to be here. Madam Chair, I thank my colleagues in the Legislature and everybody else who participated in bringing this to fruition. I appreciate and thank Mr. Wolfe for his amendment.

Congress of the United States
Washington, DC 20515

February 27, 2012

Tedford Marlow
Chief Executive Officer
Urban Outfitters Group
5000 South Broad St
Philadelphia, PA 19112

Dear Mr. Marlow,

We recently learned of images used by *Urban Outfitters* in its St. Patrick's Day clothing line that depict severe and negative stereotypes of Irish and Irish-American people as well as may promote binge drinking. We strongly urge you to end the sale of these items.

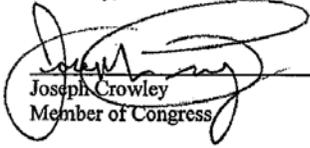
Some of the items in question are a hat which refers to "Irish Yoga" as someone throwing up, a beverage container with the words "Leprechaun (expletive)", and a T-shirt with the slogan "Irish I Were Drunk."

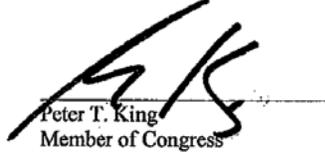
We understand that such items may have been created with the intent of good humor. And, as members of the Ad Hoc Committee on Irish Affairs, we know that Irish and Irish-Americans often revel in self-deprecating and blunt humor. However, we believe these items represent a step too far, crossing a line into stereotyping and denigration, which is why you are likely hearing from so many Irish-Americans about the matter.

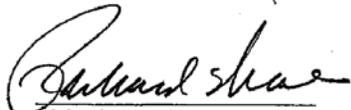
We are also concerned about what some might interpret as encouragement of binge drinking – a very serious problem affecting many of our nation's young people. According to the World Health Organization, 2.5 million people around the world die each year from alcohol-related causes. As the *New York Times* reported in August 2011, "About 2,000 alcohol-related deaths occur each year among American college students. Alcohol or drug abuse is a factor in more than a half-million injuries each year -- and also in sexual and other assaults, unsafe sex, poor academic performance and many other problems." American families understand that this is no laughing matter.

Again, we strongly urge you to review your St. Patrick's Day clothing line and consider its effects on the 35 million-strong Irish-American community, as well as its implications for binge drinking. We also hope your review results in the withdrawal from distribution and sale of the items in question.

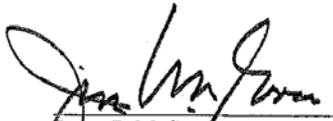
Sincerely,

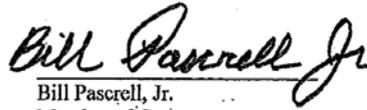

Joseph Crowley
Member of Congress

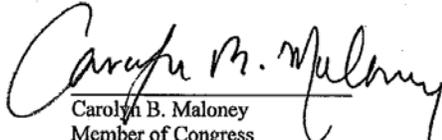

Peter T. King
Member of Congress

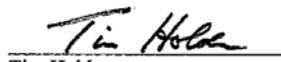

Richard E. Neal
Member of Congress

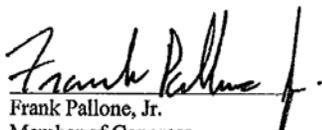

Eliot L. Engel
Member of Congress

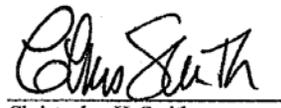

James P. McGovern
Member of Congress


Bill Pascrell, Jr.
Member of Congress


Carolyn B. Maloney
Member of Congress


Tim Holden
Member of Congress


Frank Pallone, Jr.
Member of Congress


Christopher H. Smith
Member of Congress

Mr. Day

This resolution came about in a very rapid fashion due to what was going on. I would ask the sponsor if could also be added as a co-sponsor. I want to thank Katie; first off, I saw a lot of the emails that went back-and-forth. I want thank you for staying on this, making the visits back there and expressing an outrage that many felt. I also want to acknowledge the AOH and their friends, my governmental colleagues Pat Moroney, John Murphy, Ilan Schoenberger and Congressman Engel.

This started with getting a telephone call from George Leahy for me before I headed out to work. He laid out what was going on and sent me photos of these items. I was absolutely flabbergasted. I made a point of visiting the Palisades Center that afternoon. Because of the pressure many of you all brought to bear the kiosk had already removed the materials ostensibly to a loss of \$3,000.00, and they claim they are really crying in pain. Spencers still had the merchandise there and they are well known of being a place to not bring children to, but it doesn't excuse what they do.

I am Irish-Italian decent. I probably have one of the greatest sense of humors one can have based on those two things alone, but I didn't find this funny at all. I think it really speaks to how terrible the situation is when the Congress of the United States sends a letter that states what happened - they have to use Irish yoga, Leprechaun expletives and Irish that were drunk, which were bad enough, but we are talking about the "F-word" out in plain view for our children. Have we lost it? The language that I saw there in that store that was out on the floor, which Katie saw, is absolutely beyond me. Sex acts being depicted absolutely outraged me. This is not about humor. This is just about an assault on our own community morals. This is really what it comes down to. I know a comment was made about the dress code where you can't wear anything to incite any other group and you have to be respectful of other people, but they allow this merchandise to be sold. I just find that absolutely remarkable. The letter I sent to the Pyramid people reflected that also.

It was mentioned before that if we substituted any other ethnic or religious group there would be an absolute outrage. The Palisades Center operates under the cover of privacy, because it is a private owner. You can't demonstrate, there and you can't take pictures there, because it is a private facility. It doesn't excuse what the Pyramid Center has done. I will be honest with you, until this is rectified I am going to urge every one of my friends and neighbors not to even go to the Palisades Center. They don't deserve your business if they tolerate this. This body band the "N" word some years ago. Almost every Legislator here has made a point of standing up strong when a swastika was painted and when we had Kristallnacht commemorations at the courthouse. This is exactly what this is all about. This is about hate and it doesn't belong in this community. I think the proper response now is to not share your commerce with this particular location until they apply their own rules to the sale of these items as opposed to wearing these items. I think the community has had enough. I know the Irish community has had enough. Enough! This has got to stop. I ask everybody to support this with their pocketbooks. Do not shop at this center until they take the appropriate action, which is the only thing they are going to understand. Thank you.

Mr. Schoenberger

I want to acknowledge and thank Legislator Moroney for his leadership on this issue. I want to thank him for allowing me to be a main sponsor on this resolution. He and I were the only County Legislators who attended the press conference and to speak against this hateful material and I thank him for that opportunity. I spoke at length at the press conference and I am sure that most of the Legislators tonight will want to speak so I am not going to repeat everything I said and I am not going to be lengthy tonight.

I believe that this material is hateful and insensitive and should not be sold. What is also very troubling to me is not just the message of hate that it conveys, but the insensitivity to the wonderful and great things the Irish people have done in America and that it is this particular holiday St. Patrick's Day. What is also very troubling to me is that this hateful insensitive merchandise is aimed at our children and our grandchildren, because no adult is going in to buy that. A retail store is selling our children and grandchildren hateful materials and trying to convey to them that if they buy this and if they wear it they are going to be "cool". And they are not going to be. It is conveying the wrong message of behavior to our children, particularly before St. Patrick's Day. This kind of behavior desensitizes our children. It poisons their minds to believe that in some way hate is cool or good or something that is going to impress other people and make them special. Our children have to know and understand that to hate one group is hate to all and cannot be tolerated particularly in this County, which is so multi racial and multi religious.

All of us can express our disgust by going with our money elsewhere and not in stores that seek to make a profit on hate. Thank you.

Mr. Meyers

In the first Resolved Clause on the second to last line I think the word "for" is missing after the word support. It should read, full support for all religious, ethnic, racial and cultural. I think there should be an "s" after the word group. I offer those changes as an amendment.

Chairwoman Cornell

Those are just corrections.

Mr. Meyers

I definitely agree that people should not patronize those shops as long as they are willing to engage in this kind of conduct. I didn't hear very much discussion about the Palisades Mall itself as to whether the Palisades Mall actually was contacted and had an indifferent attitude towards it. That is totally wrong and Legislator Wolfe is absolutely accurate that the Palisades Mall leasing has language that prohibits tenants from engaging in offensive conduct and selling merchandise that would be considered offensive. So they have the tools to enforce certain levels of conduct. I am assuming that a lot was done and it is outrageous that they didn't respond to it.

We are a little short on sales tax lately, perhaps you have heard. So I hope we can resolve these matters so that people can shop at the Palisades Mall, which is our main source of revenue for our sales tax income.

I do agree with this resolution. I think that we perhaps might need to go further as a body with the Palisades Mall to encourage good behavior. Thank you.

Mr. Carey

As a proud member of the Pearl River AOH-Division 3 it is my honor to support this resolution tonight and I thank those who brought it forward. I just think it is wrong and I hope this rectifies that.

Mr. Murphy

Since our rules don't allow the audience to participate in the discussion that follows any resolution I will try to represent Mr. George Leahy by sharing his observations of his experiences when he went to speak to the mall. I hope I get it right, George.

I understand that George, Katie and Linda Sheridan did go speak to the onsite management at the mall. They did go speak to the Poughkeepsie headquarters management or the Albany manager. They were denigrated. They were humiliated. They were embarrassed and they were intimidated. I would think that the greatest obligation not only fell upon the retailer who was displaying the material, but that it fell more importantly on the mall management itself. I think in addition to essentially protecting the poor taste of the retailer they insulted our Irish leaders. They were rude. George Leahy is a retired teacher from the Nanuet School District and a Professor at St. Thomas Aquinas College. He is, if nothing else, a perfect gentleman. He went there with the most noble of all purposes and as far as I can see he was almost thrown out of the mall, as was Linda. So I think we need to focus our disapproval, first of all, on the mall that permitted the sale and secondly, the retailer themselves.

These good people went to the kiosk that was operated by a Jewish young man from Monsey who out of respect and sensitivity actually removed the objects from display. I thought that was a lovely act of brotherhood. I hopefully reported accurately the experience that Linda and George had at the mall. I would think that rather than speak to each other that every Legislator here should go to the mall, knock on the door of the general manager and say you have sought this government's cooperation to be created and in furthering your goals that you now owe the community an apology for allowing this material to be on display.

I want to thank Katie, Linda and George for their boldness and for the fact that they reacted with grace to being denigrated. I hope everybody will knock on the door of the management and tell them of your disgust. Thank you.

Mr. Soskin

I was very proud to help steward this resolution through the Multi-Services Committee. It is amazing that in our society commercialism is replacing the better part of peoples action. In our society every group has to look out for the other group, because if you don't somebody is going to go after your group. This is something we must learn. I learned this in the Army. Everybody is a brotherhood. Every Rockland County resident must look after the other one. In our society, unfortunately, commercialism has taken over and the big buck seems to rule and that goes nationally and internationally. Therefore I am very proud to help support that with this resolution. I urge all my colleagues, whom I know will support it, to support it. I want to thank all of you for coming down, because it is important that you come down and express your disgust with things like this and that is the only way things will get done. I wish you all well and a very happy St. Patrick's Day.

Mr. Wieder

Madam Chair, I just came back from Poland where I visited the infamous death camp Auschwitz. Auschwitz was the most sophisticated human killing machine in the history of mankind. In the summer of 1944, at the height of its operation, the Nazis were able to slaughter in just two months alone, over four hundred thousand Hungarian Jews and amongst them were all of my four grandparents families.

Madam Chair, I walked on the hollow grounds of Auschwitz. Indeed I walked down the very same path that these most unfortunate souls did and I even entered the very same gas chambers they did.

The question of "how" – how this horrific crime was able to be perpetrated will never, never properly be answered. But, I do know how it all started. It started with words, hateful and derogatory words. The despicable and anti-Semitic rhetoric was uttered in the 1920's by an individual who was at that time considered to be from the fringes of society. Unfortunately no one condemned him, no one denounced him, and that is where it all started. As a result, twenty years later in the 1940's these vicious words morphed into horrific crimes.

Let this be a lesson that we need to condemn hate in its infancy. Tonight I stand shoulder to shoulder with my dear colleagues unequivocally denouncing any hate of any kind.

Madam Chair, let the record reflect that I would like to be a co-sponsor of this bill. Thank you.

Mrs. Paul

Rockland County is one of the most culturally diversified counties and it is important to embrace the diversification of our ever-changing community. Everyone has to develop respect for cultural differences and establish dialogue across racial, ethnic, cultural, and religious boundaries. Education, awareness and acceptance of group differences are the basis of a long-term solution to prejudice, discrimination and bias and for creating a healthier and stronger society.

Mr. Earl

I would like to thank Legislators Moroney and Schoenberger for taking a stance on this. I was out of town for a few days so I really didn't get a chance to get a real grasp on this until tonight. I am glad to see a couple of my former co-workers here tonight and glad they spoke on this issue. We have to beat this and to see all of you here tonight to come and express yourself and try to put a hand to it is very gratifying to see you. I know in my community we have a lot going on. I am honored to be a sponsor of this tonight and I stand shoulder with my colleagues. Thank you.

Mr. Hood, Jr.

Of course I agree with everything that has been said. To be honest at first I probably wouldn't have thought much of it, because I guess I have been desensitized to a point. I am so glad that Pat and Ilan brought this up to us, because we are more sensitive to other populations. I represent a lot of Hispanics in my district and if someone said something derogatory about Hispanics I would have been right there so I didn't think of this and I think we all have to and this really brought it to light. I thank you for that. It is sad to say, like you said Legislator Soskin, that commerciality has taken over and if anybody can make a buck off of something whether it is disgusting or right or moral it just doesn't matter they will sell it. I am glad that everybody has come together on this. I am glad the pressure is going to be on the Palisades Mall and Spencers. I hope that this does not ever happen again in the future. Thank you all for coming out and giving your comments.

Mrs. Low-Hogan

I just want to add my support and say hello to my friends from Orangetown. It is terrible that we had one event where we were showing off our Irish pride and have to deal with this at the same time. I would like to find out where that office is located in the mall, because I would like to go there and knock on that door and perhaps bring Michael with me and then they will be sorry. Good luck. Thank you.

Mr. Jobson

Obviously we are all in favor of this resolution. I am on the Multi-Services Committee and I voted to move it out of committee to the Legislature. I am a co-sponsor also. I want to thank George and all the folks for coming down tonight and letting us know how you really feel. It is a shame that we have to pass resolutions like this and that this still goes on in the year 2012, but unfortunately it does. I am glad that the Rockland County Legislature is on the record as saying how disgusted we are with it.

Mr. Grant

I would like to thank Legislators Moroney and Schoenberger for bringing this to the Legislature's attention. I would like to thank everyone here for their energy and perseverance in fighting a good fight and seeing that this is made right. I urge everyone to be vigilant in any kind of expression like this that demeans our society as a whole, and our County in particular. I am a free speech advocate. I am an advocate for decency and courtesy in our every day life. I wonder how frequently we see not only on hats and t-shirts, but also on bumper stickers, Facebook and other social media a lack of decency and courtesy and we really have to be vigilant about that. We need to make sure that it is not acceptable. Certainly, this is what it leads to. We have to work together to make sure that it doesn't happen again. I would like to commend Legislator Wolfe for also including the Palisades Mall and Pyramid Corporation, because if I were a shareholder in that corporation I wouldn't want to see my name associated with any kind of resolution condemning the sale of products in my establishment. Tenants should not want to be associated with an establishment that devalues the place where I pay rent and try to do business on a daily basis. I think I would have something to say about that. I urge you to speak to those merchants when you shop there and let them know how unhappy you are with the situation. I will vote in support of this and would like to be added as a co-sponsor.

Chairwoman Cornell

I also thank you all so much, not only for being here tonight, but for taking the lead in actually tracking down and going to the mall and calling this to all of our attention. Thank you Pat for this, and also John Murphy, because I did receive his emails as well about this.

As you can see from the Legislature we are made up of all races, religions, men and women and we all support this and are all horrified by this. All of us have had a variety of experiences and I agree totally with my colleague Michael Grant. I think actually Katie said it at the beginning as well, we all have to be respectful of one another.

Language is hateful. There is hateful language every day if you go on and read blogs that are unsigned, they are anonymous and they create hate and a lack of civility. I think these things added with the commercial aspect of this leads to really awful things. In 2008 two women ran for President, one in a primary and one in a general election. The materials that were circulated nationally were so vile, vicious and sexually explicit that they were awful. There are other kinds of things that affect other religions and races and it is up to all of us to speak out in the way that you all spoke out in this particular situation, and to be vigilant.

This Country was built by immigrants. It was built by people who came from Ireland, Italy, Russia, Poland and they came from just about every place that you can think of. We see today lots of new people coming into our County and we have to remember where we all came from. We have to remember that we have to speak civilly and set good examples, because otherwise this kind of thing will just continue.

Thank you very much. Thank you Pat for the resolution. We all stand with you and you will stand with us if this kind of thing happens in any other way.

Introduced by:

Referral No. 9209

Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Nancy Low-Hogan, Sponsor

**RESOLUTION NO. 114 OF 2012
APPROVING A CONTRACT IN EXCESS OF \$100,000
WITH VERIZON BUSINESS SERVICES TO CREDIT TELEPHONE
CHARGES TO THE COUNTY OF ROCKLAND
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF COMMUNICATIONS]
(\$120,217.37)**

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

WHEREAS, The County of Rockland utilizes telephone services from Verizon Business Services (“Verizon”), One International Drive, Rye Brook, New York 10573; and

WHEREAS, The Department of General Services – Division of Communications has advised the County Executive and the Legislature of Rockland County that it had disputed certain bills from Verizon arising under a Service Agreement for Intellipath II Digital Centrex Service (“Intellipath”) between the County and Verizon entered into on August 27, 2007 (the “Agreement”); and

WHEREAS, The dispute concerned alleged billing of Tariff rates in lieu of custom contracted rates for the period between March 9, 2011 and December 12, 2011; and

WHEREAS, During that period, Verizon billed the County at a monthly rate of \$22.71 per line per month for Intellipath; and

WHEREAS, The Department of General Services – Division of Communications determined that the County should have been billed the contract rate of \$18.62 per line per month for these services; and

WHEREAS, Verizon has agreed to process a one-time credit to the County’s account numbers 845-364-2000, 845-574-4000, 845-364-8900 and 845-638-5000 in the amount of \$120,217.37 as full and final settlement of the dispute; and

WHEREAS, To process this credit, Verizon requires that the County execute a Settlement Letter and Release relating to the dispute; and

WHEREAS, Local Law No. 18 of 1996 requires that all contracts in excess of \$100,000.00 be approved by the Legislature; and

WHEREAS, The credit shall be appropriated to the operating account of the Department of General Services – Division of Communications; 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 approves a contract in excess of \$100,000 with Verizon Business Services, One International Drive, Rye Brook, New York 10573, to resolve a dispute concerning alleged billing of Tariff rates in lieu of custom contracted rates arising under a Services Agreement for Intellipath II Digital Centrex Service in the amount of \$120,217.37 and authorizes the execution of a Settlement Letter and Release by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That the credit shall be appropriated to the operating account of the Department of General Services – Division of Communications.

Debate:

Mr. Day

In committee this was a very matter of fact item brought forward by our Department of General Services-Division of Communications. What I think is important here is that our employees did something very special. I made mention of that at committee and I think it bear repeating again.

This was something where County government was overcharged by \$120,000. Routine work by our employees identified the overcharge. They followed through and garnered \$120,217.37 credit for essentially the taxpayers of our County. I just wanted to acknowledge that the department did good work and much appreciation. Thank you.

Mr. Carey

I am an employee of Verizon and I want to get an opinion from Counsel if there is a conflict of interest.

Mr. McKay, Legal Counsel

It is my understanding that you will receive no financial gain from this. There is no sharing of the refund or any effect on your employment as a result of this resolution. Your mere association does not cause a conflict. You are entitled to vote on this.

Introduced by:

Referral No. 7493

- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Edwin J. Day, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 115 OF 2012
 APPROVING PURCHASES IN EXCESS OF \$100,000
 BY FORMAL PURCHASE ORDER UNDER
 VARIOUS NEW YORK STATE OGS CONTRACTS
 FOR THE PERIOD FROM JANUARY 1, 2012 THROUGH DECEMBER 31, 2012
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]**

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

WHEREAS, The Director of Purchasing requests that the County Executive and the Legislature of Rockland County approve purchases in excess of \$100,000 by formal purchase order under various New York State OGS contracts as follows:

<u>Contract Title Purchases</u>	<u>Vendor</u>	<u>State Contract #</u>	<u>Estimated</u>
Office Supplies	Staples	PC 63830	175,000
Industrial and Commercial Supplies and Equipment	W.W. Grainger	PC 62993	225,000
Fuel – Unleaded	Sprague Energy	PC 65523	650,000
Fuel-Ultra-Low Sulfur Diesel	Global Montello Group	PC 65528	460,000

WHEREAS, All purchases will be made by formal purchase order, encumbering the funds in advance of services provided, and shall be in accordance with the approved 2012 Budgets for each county department which purchases off of these contracts, subject to the approval of the Director of Purchasing; and

WHEREAS, Local Law No. 18 of 1996 provides for the Legislature “[t]o approve the execution of all contracts in excess of \$100,000 entered into by the County”; and

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

RESOLVED, That the Legislature of Rockland County hereby approves purchases in excess of \$100,000 from the following New York State OGS contracts for the period from January 1, 2012 through December 31, 2012, subject to the approval of the Director of Purchasing, in the amounts listed:

<u>Contract Title Purchases</u>	<u>Vendor</u>	<u>State Contract #</u>	<u>Estimated</u>
Office Supplies	Staples	PC 63830	175,000
Industrial and Commercial Supplies and Equipment	W.W. Grainger	PC 62993	225,000
Fuel – Unleaded	Sprague Energy	PC 65523	650,000
Fuel-Ultra-Low Sulfur Diesel	Global Montello Group	PC 65528	460,000

and be it further

RESOLVED, That all purchases shall be made by formal purchase order, encumbering the funds in advance of services provided, and shall be in accordance with the approved 2012 Budgets of the departments making said purchases, subject to the approval of the Director of Purchasing.

Introduced by:

Referral No. 5337

Hon. Michael M. Grant, Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Ilan S. Schoenberger, Sponsor
 Hon. Edwin J. Day, Sponsor
 Hon. Douglas J. Jobson, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Harriet D. Cornell, Sponsor
 Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 116 OF 2012
 APPROVING AN AMENDMENT AND EXTENSION OF A CONTRACT
 IN EXCESS OF \$100,000 WITH JAMES W. SEWALL COMPANY
 FOR HOSTING AND MAINTENANCE OF DIGITAL TAX MAPPING
 UNDER RFP-RC-2011-002 IN THE ADDITIONAL AMOUNT OF
 \$109,405.78 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$232,094.78
 FOR THE PERIOD FROM MARCH 1, 2012 THROUGH FEBRUARY 28, 2013
 WITH THREE ADDITIONAL ONE YEAR OPTIONS
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF PLANNING]
 (\$232,094.78)**

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

WHEREAS, Under RFP-RC-2011-002, the Director of Purchasing requested proposals for hosting and maintenance of digital tax max mapping for the Rockland County Planning Department; and

WHEREAS, Seventy-four (74) vendors were notified of the solicitation by electronic bid notification; twenty-six (26) vendors downloaded the specifications and three (3) responses were received and reviewed by the Selection Committee; and it was determined after review and oral presentations by the responders, that one firm best met the criteria outlined in the Request for Proposals and based on Best and Final Offers received, they also provided the lowest cost solution; and

WHEREAS, James W. Sewall Company, 136 Center Street, P.O. Box 433 Old Town, Maine, 04468, was the firm selected by the Selection Committee; and

WHEREAS, By Resolution No. 288 of 2011 the Legislature of Rockland County authorized the execution of an agreement with James W. Sewall Company, 136 Center Street, P.O. Box 433, Old Town, Maine, 04468 for hosting and maintenance of digital tax mapping in a total contract amount not to exceed \$122,689.00 for the period from contract finalization through February 29, 2012, with four additional one year options; and

WHEREAS, The Director of Purchasing and the Commissioner of Planning recommend to the County Executive and the Legislature of Rockland County that the County approve an amendment and extension of this agreement with James W. Sewall Company, 136 Center Street, P.O. Box 433 Old Town, Maine, 04468, to provide hosting and maintenance of digital tax mapping in the additional amount of \$109,405.78 for a total contract amount not to exceed \$232,094.78 for the period from March 1, 2012 through February 28, 2013 with three additional one year options; 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 is provided in the 2012 Budget of the Planning Department under Line Item # 4380 contingent upon future budget appropriations in 2013; 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 this amendment and extension of this agreement in excess of \$100,000 with James W. Sewall Company, 136 Center Street, P.O. Box 433 Old Town, Maine, 04468, to provide hosting and maintenance of digital tax mapping in the additional amount of \$109,405.78 for a total contract amount not to exceed \$232,094.78 for the period from March 1, 2012 through February 28, 2013 with three additional one year options, 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 amended agreement is provided in the 2012 Budget of the Planning Department under Line Item # 4380 contingent upon future budget appropriations in 2013.

Introduced by:

Referral No. 9252

Hon. Michael M. Grant, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 117 OF 2012
APPROVING A LICENSE AGREEMENT WITH PALISADES INTERSTATE PARK
COMMISSION FOR THE INSTALLATION, MAINTENANCE, OPERATION,
AND REPLACEMENT OF ANTENNAS AND COMMUNICATIONS EQUIPMENT
FOR THE OPERATION OF THE COUNTY PUBLIC SAFETY RADIO COMMUNICATIONS
PROJECT FOR A TOTAL SUM NOT TO EXCEED \$25,000
FOR THE PERIOD FROM MARCH 1, 2012 THROUGH FEBRUARY 28, 2017
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
AND ALL OTHER NECESSARY DOCUMENTS CAPITAL PROJECT 1860
[OFFICE OF FIRE AND EMERGENCY SERVICES]
(\$25,000)**

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

WHEREAS, The Office of Fire and Emergency Services has advised the County Executive and the Legislature of Rockland County that it has negotiated a license agreement ("Agreement") for the County of Rockland (County) with the Palisades Interstate Park Commission (PIPC), Administration Building Bear Mountain, New York 10911-0427 for the installation, maintenance, operation and replacement of antennas and communications equipment for the operation of the County Public Safety Radio Communications Project for the period from March 1, 2012 to February 28, 2017; and

WHEREAS, Pursuant to the Agreement, the PIPC shall lease to the County the use of 2,412 square feet of area near the Palisades Interstate Park (the "Site"); and

WHEREAS, Pursuant to the Agreement, the County shall pay to the PIPC the sum of twenty-five (\$25,000) thousand dollars in a lump sum payment for the improvements to the electrical service to the Site; and

WHEREAS, Thereafter, pursuant to the Agreement, the County shall pay the PIPC on the anniversary date of the Agreement an annual lease fee of one (\$1.00) dollar, the receipt and sufficiency of which is expressly waived; and

WHEREAS, The Director of the Office of Fire and Emergency Services requests that the County Executive and the Legislature of Rockland County approve the Agreement with the PIPC for the five year term in a total contract amount not to exceed \$25,000; and

WHEREAS, The funding for this agreement is provided in the 2012 capital budget under Capital Project 1860; and

WHEREAS, County Law §215 authorizes the Legislature of Rockland County to lease real property for county purposes for terms not exceeding five years with the privilege of renewal; 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 approves the lease agreement with the Palisades Interstate Park Commission, Administration Building Bear Mountain, New York 10911-0427 for the installation, maintenance, operation and replacement of antennas and communications equipment for the operation of the County Public Safety Radio Communications Project for a total sum not to exceed \$25,000 for the period from March 1, 2012 to February 28, 2017 and authorizes its execution by the County Executive and all other documents necessary to effectuate the intent and purpose of this resolution, subject to the approval of the County Attorney; and be it further

RESOLVED, That funding for this agreement is provided in the 2012 capital budget under Capital Project 1860.

Introduced by:

Referral No. 5906

Hon. Alden H. Wolfe, Sponsor
 Hon. Ilan S. Schoenberger, Sponsor
 Hon. Edwin J. Day, Sponsor
 Hon. Douglas J. Jobson, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Harriet D. Cornell, Sponsor
 Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 118 OF 2012
 APPROVING AMENDMENT TO CONTRACT IN
 EXCESS OF \$100,000 WITH GHD CONSULTING ENGINEERS, LLC
 (F/K/A/ STEARNS & WHELER, LLC.)
 IN THE ADDITIONAL AMOUNT OF \$697,400
 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$2,632,779
 FOR EVALUATION OF INTERCEPTORS AND
 AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [ROCKLAND COUNTY SEWER DISTRICT NO. 1]
 (\$2,632,779)**

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

WHEREAS, The Rockland County Sewer District No.1 entered into a contract with GHD Consulting Engineers, LLC f/k/a Stearns & Wheler, LLC on October 16, 2006 for \$571,600, to comply with an Order on Consent with NYSDEC to reduce overflows during wet weather events; and

WHEREAS, The contract was amended on October 25, 2007 for \$164,433, March 19, 2008 for an extension of terms, October 15, 2008 for \$217,636, October 28, 2009 for \$398,500 and an extension of terms, October 13, 2010 for \$527,510 including an extension of terms and amended on May 19, 2011 for \$55,700 including an extension of terms for a total contract amount not to exceed \$1,935,379 through June 30, 2012; and

WHEREAS, The Executive Director of the Rockland County Sewer District No. 1 has requested that the contract with GHD Consulting Engineers LLC, f/k/a/ Stearns and Wheler, LLC be amended by increasing the contract in the amount of \$697,400, for evaluation of interceptors and alternatives to further reduce overflows during extreme wet weather events, for a total contract amount not to exceed \$2,632,779.00; and

WHEREAS, The program to identify and remove sources of inflow during wet weather events, the subject of the consent order, has been a success and the Rockland County Sewer District No. 1 needs to perform this additional work as the next step in this project; 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 contract amendment exists in Capital Project #6250 - Wet Weather Inflow Identification and Removal; 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 an amendment to the contract with GHD Consulting Engineers LLC f/k/a/ Stearns & Wheler, LLC, One Remington Avenue, Cazenovia, New York 13035, in an additional amount of \$697,400, for evaluation of interceptors and alternatives to further reduce overflows during extreme wet weather events for a total contract sum not to exceed \$2,632,779, 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 contract amendment exists in Capital Project #6250 - Wet Weather Inflow Identification and Removal.

Introduced by:

Referral No. 5906

Hon. Alden H. Wolfe, Sponsor
 Hon. Ilan S. Schoenberger, Sponsor
 Hon. Edwin J. Day, Sponsor
 Hon. Douglas J. Jobson, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Harriet D. Cornell, Sponsor
 Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 119 OF 2012
 APPROVING AMENDMENT OF CONTRACT
 IN EXCESS OF \$100,000 WITH NRP GROUP
 IN THE ADDITIONAL AMOUNT OF \$152,830.25
 FOR TOTAL NOT TO EXCEED AMOUNT OF \$370,011.50
 TO INSTALL AND OPERATE ODOR CONTROL SYSTEM
 AT VARIOUS PUMP STATIONS FOR THE SEWER DISTRICT
 UNDER RFB-RC-2010-012 AND EXTENDING THE SECOND
 OPTION TERM FROM JUNE 22, 2012 THROUGH JUNE 22, 2013
 [SEWER DISTRICT]
 (\$370,011.50)**

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

WHEREAS, The Director of Purchasing under RFB-RC-2010-012 had requested a contract to install and operate odor control systems at various pump stations for the Sewer District; and

WHEREAS, One hundred and twelve vendors were notified of this solicitation and the County received one response from NRP Group, 9131 East 37th Street, North Wichita, Kansas 67226 and NRP Group was awarded this contract dated June 21, 2010 for a term of what should have been one year with two one-year options to renew; and

WHEREAS, The June 21, 2010 contract was however executed with a term for ten months from June 21, 2010 through April 21, 2011 with a total not to exceed amount of \$64,350 and no two, one-year options to renew; and

WHEREAS, By addendum to agreement dated March 28, 2011 the term of the agreement was corrected to reflect the actual understanding of the parties so as to make clear the original term of the agreement and the terms of the two (2) options to renew, for consistency with bid documents, such that the original term is one (1) year from the date of award with option to renew agreement for two (2) additional one (1) year options, and the term of the first extension set forth in the February 18, 2011 agreement was corrected and amended to read from June 22, 2011 to June 22, 2012, and authorized an additional \$30,566.25 for a total of contract sum not to exceed \$94,916.25; and

WHEREAS, By Resolution 270 of 2011 the Rockland County Legislature authorized an amendment and extension to the agreement with NRP Group, 9131 East 37th Street, North Wichita, Kansas 67226 to increase the amount by \$122,265 for a total sum not to exceed \$217,181.25 to install and operate odor control systems at various pump stations for the Sewer District No. 1 for the period June 22, 2011 through June 22, 2012; and

WHEREAS, Odor Control Services are usually provided between the months of May to October, however the Sewer District now requires this service year round for improved odor control and corrosion protection; and

WHEREAS, The Executive Director of the Rockland County Sewer District recommends that an additional \$152,830.25 be approved by the Rockland County Legislature, to be paid to NRP Group, for a total contract sum not to exceed \$370,011.50 through June 22, 2013; and

WHEREAS, That sufficient funds for this agreement exist within the 2012 Budget of the Sewer District No. 1; 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 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 County entering into an amendment and extension of the agreement with NRP Group, 9131 East 37th Street, North Wichita, Kansas 67226, to install and operate odor control systems at various pump stations under RFB-RC 10-012 for an additional amount of \$152,830.25 for the period June 22, 2012 to June 22, 2013 in a total contract sum not to exceed \$370,011.50 and authorizes its execution by the County Executive upon approval of the County Attorney.

RESOLVED, That sufficient funding for this agreement is provided in the 2012 Budget of the Sewer District No. 1.

Introduced by:

Referral No. 5906

Hon. Alden H. Wolfe, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 120 OF 2012
AWARD CONTRACT TO NATIONAL WATER MAIN CLEANING CO. IN
EXCESS OF \$100,000 AND APPROVING AGREEMENT
FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$598,280.29
FOR THE SEWER SYSTEM MAINTENANCE PROJECT
CONTRACT SM2012-01 FOR A PERIOD OF 210 DAYS
FROM THE NOTICE TO PROCEED
OR DECEMBER 31, 2012, WHICHEVER IS EARLIEST, AND
AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]
(\$598,280.29)**

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

WHEREAS, The Rockland County Sewer District ("Sewer District") advertised for bids for SM2012-01 Sewer System Maintenance Project; and

WHEREAS, This contract is for Sewer System Maintenance in the Towns of Clarkstown, Orangetown, and Ramapo which consists of sanitary sewer cleaning, televising, testing and sealing; manhole sealing-grout; internal manhole chimney seals; and miscellaneous additional work for a period of 210 calendar days from the Notice to Proceed or December 31, 2012, whichever is earliest; and

WHEREAS, The work is required under the SPDES permit issued to the Sewer District by the NYSDEC; and

WHEREAS, Two (2) bids were received by the Sewer District and the bids were checked and tabulated by the staff of the Sewer District; and

WHEREAS, National Water Main Cleaning Co. has submitted the lowest bid for the work described in the contract documents; and

WHEREAS, National Water Main Cleaning, has completed similar work in the past in a satisfactory manner; and

WHEREAS, By Resolution No. 3 of 2012 the Board of Sewer Commissioner's awarded Contract SM2012-01 to National Water Main Cleaning Co., 875 Summer Avenue, Newark, New Jersey 07104, for the Sewer System Maintenance Project, subject to the approval of the Rockland County Legislature; and

WHEREAS, Sufficient funding for this agreement exists in the 2012 Operating Budget of the Rockland County Sewer District No. 1, G/SWR/8120/E4380; 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 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 awards Rockland County Sewer District contract SM2012-01 to the low bidder National Water Main Cleaning Co, 875 Summer Avenue, Newark, New Jersey 07104 in the amount not to exceed \$598,280.29; and be it further

RESOLVED, That the Legislature of Rockland County hereby approves execution of an agreement in excess of \$100,000 with National Water Main Cleaning Co., 875 Summer Avenue, Newark, New Jersey 07104, for the Rockland County Sewer District Sewer System Maintenance Project, Contract SM2012-01 in an amount not to exceed \$598,280.29, for a period of 210 calendar days from the Notice to Proceed or December 31, 2012, whichever is earliest, 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 2012 Operating Budget of the Rockland County Sewer District No. 1, G/SWR/8120/E4380.

Introduced by:

Referral No. 5906

Hon. Alden H. Wolfe, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 121 OF 2012
AWARD CONTRACT TO WEST-FAIR ELECTRIC CONTRACTORS, INC.
IN EXCESS OF \$100,000 AND APPROVING AGREEMENT
FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$1,375,000
FOR REPLACEMENT OF ELECTRICAL SUBSTATION NO. 2
CONTRACT CIP2008-02 FOR A PERIOD OF 365 CALENDAR DAYS
FROM THE NOTICE TO PROCEED AND
AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]
(\$1,375,000)**

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

WHEREAS, The Rockland County Sewer District ("Sewer District") advertised for bids for CIP2008-02 for replacement of Electrical Substation No. 2; and

WHEREAS, This contract is for replacement of Electrical Substation No. 2 at the wastewater treatment plant in Orangeburg which consists of removal and disposal of the existing Substation No. 2, installation of new Substation No. 2 and installation of temporary electrical service from Substation No. 4; and

WHEREAS, CIP2008-02 is part of Wastewater Treatment Plant and Pump Station Capital Improvement Program Phase I (#6210); and

WHEREAS, Six (6) bids were received by the Sewer District and the bids were checked and tabulated by the staff of the Sewer District; and

WHEREAS, West-Fair Electric Contractors, Inc. has submitted the lowest bid for the work described in the contract documents; and

WHEREAS, West-Fair Electric Contractors, Inc. has completed similar work in the past in a satisfactory manner and its references were verified; and

WHEREAS, By Resolution No. 2 of 2012 the Board of Sewer Commissioner's awarded Contract CIP2008-02 to West-Fair Electric Contractors, 200 Brady Avenue, Hawthorne, New York 10532, for the replacement of Electric Substation No. 2, for a period of 365 calendar days from the Notice to Proceed, subject to the approval of the Rockland County Legislature; and

WHEREAS, Sufficient funding for this agreement exists in the 2012 Capital Budget of the Rockland County Sewer District No. 1, Capital Project #6210; 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 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 awards Rockland County Sewer District No. 1 contract CIP2008-02 to the low bidder West-Fair Electric Contractors, Inc., 200 Brady Avenue, Hawthorne, New York 10532 in an amount not to exceed \$1,375,000; and be it further

RESOLVED, That the Legislature of Rockland County hereby approves execution of an agreement in excess of \$100,000 with West-Fair Electric Contractors, Inc., 200 Brady Avenue, Hawthorne, New York 10532, for the replacement of Electrical Substation No. 2, Contract CIP2008-02 in an amount not to exceed \$1,375,000, for a period of 365 calendar days from the Notice to Proceed, 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 2012 Capital Budget of the Rockland County Sewer District No. 1, Capital Project #6210.

Introduced by:

Referral No. 5906

Hon. Alden H. Wolfe, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Edwin J. Day, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 122 OF 2012
APPROVING PURCHASES IN EXCESS OF \$100,000 WITH JWC ENVIRONMENTAL
IN THE ADDITIONAL AMOUNT OF \$161,836.80 FOR A TOTAL CONTRACT
AMOUNT NOT TO EXCEED \$239,082.00 FOR THE PURCHASE AND
REPAIR OF SEWAGE GRINDER UNITS FOR THE ROCKLAND COUNTY
SEWER DISTRICT #1 FOR THE PERIOD FROM JUNE 10, 2012 THROUGH JUNE 9, 2013
WITH THREE ADDITIONAL ONE YEAR OPTIONS UNDER RFB-RC-2011-021
BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
(\$239,082)**

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

WHEREAS, The Director of Purchasing solicited bids for the purchase and repair of sewage grinder units for the Rockland County Sewer District #1 ("Sewer District") with an initial contract term from June 10, 2011 through June 9, 2012 with four one year options under RFB-RC-2011-021; and

WHEREAS, Over seventy-five (75) vendors were notified of the solicitation and four (4) bids were received and evaluated by members of the Division of Purchasing and the Sewer District; and

WHEREAS, JWC Environmental, 290 Paularino Avenue, Costa Mesa, CA 92626 was determined to be the lowest responsible bidder who submitted the lowest bid that met all the requirements of RFB-RC-2011-021; and

WHEREAS, The Director of Purchasing awarded Section A of the contract to JWC Environmental for the refurbishing of sewage grinder units for the Sewer District for the period from June 10, 2011 through June 9, 2012; and

WHEREAS, The Director of Purchasing and the Sewer District desire to exercise the first option for the period from June 10, 2012 through June 9, 2013; and

WHEREAS, Purchase orders have been approved through December 31, 2011 in the amount of \$77,245.20; and

WHEREAS, The Sewer District has advised that there may be additional work required to be completed by JWC Environmental at an estimated cost of \$161,836.80; and

WHEREAS, The Director of Purchasing recommends that the County Executive and the Legislature of Rockland County approve purchases with JWC Environmental, 290 Paularino Avenue, Costa Mesa, CA 92626 in the additional amount of \$161,836.80 for a total amount not to exceed \$239,082.00; and

WHEREAS, The purchases shall be made by formal purchase order, subject to the approval of the Director of Purchasing, in accordance with funds in the 2012 Budget and contingent upon the 2013 appropriated budget of the Rockland County Sewer District #1; 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 Planning & Public Works and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves purchases in excess of \$100,000 with JWC Environmental, 290 Paularino Avenue, Costa Mesa, CA 92626 for the purchase and repair of sewage grinder units for Rockland County Sewer District # 1 in the amount not to exceed \$239,082 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 this purchase is provided in the 2012 Budget and is contingent upon 2013 appropriated budget of the Rockland County Sewer District #1.

Introduced by:

Referral No. 2784

Hon. Ilan S. Schoenberger, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Nancy Low-Hogan, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 123 OF 2012
ACCEPTANCE OF CONTINUATION GRANT IN THE AMOUNT OF \$272, 220 (NCTD)
[\$247,473 + POTENTIAL COST-OF-LIVING ADJUSTMENT (COLA)
OF NO MORE THAN 10% OR \$24,747]
FROM THE NEW YORK STATE DEPARTMENT OF HEALTH
FOR THE FAMILY HEALTH SERVICES PROGRAM
FOR THE PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2012
AND AUTHORIZING EXECUTION OF ALL NECESSARY
DOCUMENTS AND AGREEMENTS BY THE COUNTY EXECUTIVE
[DEPARTMENT OF HEALTH]
(\$272,220)**

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

WHEREAS, The Commissioner of Health has advised the County Executive and the Rockland County Legislature that the department has been awarded a continuation grant from the NYS Department of Health for Family Health Services Program; and

WHEREAS, This grant was approved by the NYS Department of Health for the 2012 Family Health Services Program with a base award of \$247,473, with a potential Cost-of-Living Adjustment (COLA) of no more than 10% or \$24,747, for a total grant not to exceed \$272,220, for the period January 1, 2012 through December 31, 2012; and

WHEREAS, Said grant funds will be used to provide family planning, outreach and education for underserved at-risk young and adult women in Rockland County; and

WHEREAS, \$235,000 of said grant award was already appropriated and estimated as anticipated revenue in the 2012 Adopted Budget of Dept. 4035 - Family Health Services (lines R3480 and R4480 added together); and

WHEREAS, The 2012 Budget for said department needs to be amended to appropriate the \$37,220 of additional grant funds previously not budgeted; and

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

WHEREAS, It is necessary to appropriate these funds to the proper accounts; 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 acceptance of a continuance grant in the amount of \$247,473, with a potential Cost-of-Living Adjustment (COLA) of no more than 10% or \$24,747, for a total grant award not to exceed \$272,220, from the New York State Department of Health for the Family Health Services Program in order to provide family planning, outreach and education for underserved at-risk young and adult women in Rockland County for the period January 1, 2011 through December 31, 2011, and authorizes execution by the County Executive of all necessary documents and agreements, subject to the approval of the County Attorney; and be it further

RESOLVED, That \$235,000 of said grant award was already appropriated and estimated as anticipated revenue in the 2011 Adopted Budget of Dept. 4035 - Family Health Services (lines R3480 and R4480 added together); and be it further

RESOLVED, The 2012 Budget for said department needs to be amended to appropriate the \$37,220 of additional grant funds previously not budgeted; and be it further

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

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A-DOH-4035	-E4090 Fees for Services-Non-Employee	12,473
	-E5060 Program Costs	24,747

Increase Est. Rev. Acct. (Debit):

A-DOH-4035	-R3480 Health Grant(s)	33,977
	-R4480 Health Grant(s)	3,243

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. 2784

- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 124 OF 2012
 ESTABLISHING TWO POSITIONS IN CONNECTION WITH
 THE GRANT AWARD FROM NEW YORK STATE IN THE
 DEPARTMENT OF HEALTH FOR THE COUNTY'S
 WOMEN, INFANTS, AND CHILDREN (WIC)
 PROGRAM CONTINUATION GRANT (NLS) ACCEPTED BY
 RESOLUTION NO. 522 OF 2011
 (DEPARTMENT OF HEALTH)**

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

WHEREAS, By Resolution No. 522 of 2011, the Legislature of Rockland County approved acceptance of a continuation grant from the New York State Department of Health for the County's Women, Infants and Children (WIC) Program for the period October 1, 2011 through September 30, 2012; and

WHEREAS, Resolution No. 522 of 2011 did not include the establishment of two positions of Assistant Nutritionist (Public Health) (Relief), requested by the Commissioner of Health, and such positions are needed to comply with New York State Department of Health programmatic requirements; and

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

WHEREAS, The Commissioner of Health is requesting no additional funds to establish these positions as full funding will be provided by said grant from the New York State Department of Health; and

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

RESOLVED, That the following two positions be established in the Department of Health
- 4082

<u>Title</u>	<u>Salary</u>	<u>Position #</u>
Assistant Nutritionist (Public Health) (Relief)	SG 16 – (\$52,702 - \$66,612)	9006
Assistant Nutritionist (Public Health) (Relief)	SG 16 – (\$52,702 - \$66,612)	9007

and be it further

RESOLVED, That should outside funding be reduced or eliminated, these positions shall be abolished without further action of this Legislature.

Introduced by:

Referral No. 8894

- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Nancy Low-Hogan, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 125 OF 2012
 APPROVING ACCEPTANCE OF CONTINUATION GRANT
 AND APPROVING CONTRACT OVER \$100,000
 FROM THE NEW YORK STATE DEPARTMENT OF HEALTH
 FOR THE EARLY INTERVENTION (EI) ADMINISTRATION PROGRAM
 IN THE AMOUNT OF \$205,908 FOR THE PERIOD
 OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2012
 AND AUTHORIZING EXECUTION OF ALL NECESSARY
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
 (DEPARTMENT OF HEALTH)
 (\$205,908)**

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

WHEREAS, The Commissioner of Health has advised the County Executive and the Legislature that the New York State Department of Health has awarded a \$205,908 grant to continue the Early Intervention (EI) Administration Program, for the period October 1, 2011 through September 30, 2012, and

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

WHEREAS, Traditionally, this grant does not issue a COLA award; and

WHEREAS, No County tax dollars (NCTD) are require to accept said \$205,908; and

WHEREAS, It is necessary to appropriate all above said funds to the proper accounts, 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 acceptance of a continuation grant from the New York State Department of Health in the amount of \$205,908 for the Early Intervention (EI) Administration Program for the period October 1, 2011 through September 30, 2012, 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 is federally funded but administered by New York State, and be it further

RESOLVED, That no County tax dollars (NCTD) are require to accept said \$205,908 and be it further

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

GENERAL FUND - 2011

Increase Approp. Acct. (Credit):

A -DOH -4045	-E1100	Salaries, Employees	26,698
	-E1800	Relief Positions	6,822
	-E1910	Health	9,500
	-E1911	Dental	900
	-E1912	Vision	140
	-E1920	Retirement	2,500
	-E1930	Social Security	2,565
	-E1940	Unemployment Insurance	50
	-E1950	Worker's Compensation	34
	-E1980	MTA Mobility Tax	115
	-E4098	Services from Other County Depts.	1,912

Increase Est. Rev. Acct. (Debit):

A -DOH -4045-R4480	Health Grant(s)	51,236
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UNEMPLOYMENT FUND - 2011

Increase Approp. Acct. (Credit):

Q -PER -9050	-E8010	Employee Benefits	50
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Increase Est. Rev. Acct. (Debit):

Q -PER -9050	-R2809	Interfund Revenues	50
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GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A -DOH -4045-	E1100	Salaries, Employees	80,095
	-E1800	Relief Positions	21,414
	-E1910	Health	28,500
	-E1911	Dental	3,000
	-E1912	Vision	500
	-E1920	Retirement	7,500
	-E1930	Social Security	7,765
	-E1940	Unemployment Insurance	150
	-E1950	Worker's Compensation	102
	-E1980	MTA Mobility Tax	345
	-E4098	Services from Other County Depts.	5,301

Increase Est. Rev. Acct. (Debit):

A -DOH -4045-R4480	Health Grant(s)	154,672
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UNEMPLOYMENT FUND - 2012

Increase Approp. Acct. (Credit):

Q -PER -9050	-E8010	Employee Benefits	150
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Increase Est. Rev. Acct. (Debit):

Q -PER -9050	-R2809	Interfund Revenues	150
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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. Ilan S. Schoenberger, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Nancy Low-Hogan, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 126 OF 2012
 APPROVING ACCEPTANCE OF CONTINUATION GRANT
 IN THE AMOUNT OF \$380,000 (NCTD) FROM THE NEW YORK STATE
 DIVISION OF CRIMINAL JUSTICE SERVICES (NYSDCJS)
 CRIMES AGAINST REVENUE PROSECUTION (CARP) PROGRAM
 FOR THE PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2012
 AND AUTHORIZING THE EXECUTION OF ALL NECESSARY
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
 [OFFICE OF THE DISTRICT ATTORNEY]
 (\$380,000)**

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

WHEREAS, The Office of the District Attorney has informed the County Executive and the Rockland County Legislature that it has been awarded a \$380,000 Crimes Against Revenue Prosecution (CARP) continuation grant from the New York State Division of Criminal Justice Services (NYSDCJS) for the period January 1, 2012 through December 31, 2012; and

WHEREAS, The purpose of this grant is to enhance crimes against revenue prosecution in order to investigate and prosecute those who violate tax laws, help in the pursuit of revenue lost due to these violations and increase voluntary compliance with applicable laws by developing a revenue crimes enforcement strategy for the County in collaboration with relevant local, state and federal agencies; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds; 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 the County of Rockland hereby approves the acceptance of a \$380,000 continuation grant from the New York State Division of Criminal Justice Services (NYSDCJS) for the Crimes Against Revenue Prosecution (CARP) program for the period January 1, 2012 through December 31, 2012, and authorizes the execution of all necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A -DA -1165 -GA17	-E2050	Equipment	5,000
	-E3130	Office Supplies	2,500
	-E4090	Fees for Services-Non-Employee	200,000
	-E4098	Services from Other County Depts.	172,500

Increase Est. Rev. Acct. (Debit):

A -DA -1165 -GA17	-R3380	Public Safety Grant(s)	380,000
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Introduced by:

Referral No. 9473

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

**RESOLUTION NO. 127 OF 2012
 APPROPRIATING THE SUM OF \$1,500 TO
 FROMM-MAXWELL-DEBAUN AMERICAN LEGION POST 859,
 SUFFERN, NEW YORK
 FOR PATRIOTIC OBSERVANCES IN 2012**

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

WHEREAS, the Rockland County Legislature has set aside in the 2012 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the Fromm-Maxwell-DeBaun American Legion Post No. 859, Suffern, New York, is contracting with the County of Rockland to conduct patriotic observances in 2012, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

WHEREAS, the Budget and Finance Committee of the Legislature, has met, considered and 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 to the Fromm-Maxwell-DeBaun American Legion Post No. 859, Suffern, New York, for providing patriotic observance events in Rockland County in calendar year 2012; 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- 7591-5010	Fromm-Maxwell-DeBaun American Legion Post No. 859 P.O. Box 7 Suffern, NY 10901	\$1,500
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Decrease Approp. Acct.:

A-LEG-1010-5042	Patriotic Observances	\$1,500
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Introduced by:

Referral No. 9473

- Hon. John A. Murphy, Sponsor
- Hon. Ilan S. Schoenberger, Co-Sponsor
- Hon. Jay Hood, Jr., Co-Sponsor
- Hon. Alden H. Wolfe, Co-Sponsor
- Hon. Harriet D. Cornell, Co-Sponsor
- Hon. Michael M. Grant, Co-Sponsor
- Hon. Philip Soskin, Co-Sponsor
- Hon. Toney L. Earl, Co-Sponsor
- Hon. Nancy Low-Hogan, Co-Sponsor
- Hon. Douglas J. Jobson, Co-Sponsor

**RESOLUTION NO. 128 OF 2012
 APPROPRIATING THE SUM OF \$1,500 TO THE JOHN M. PERRY
 AMERICAN LEGION POST 1044 SPARKILL, NEW YORK
 FOR PATRIOTIC OBSERVANCES IN 2012**

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

WHEREAS, the Rockland County Legislature has set aside in the 2012 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the John M. Perry American Legion Post 1044 Sparkill, New York, is contracting with the County of Rockland to conduct patriotic observances in 2012, 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 2012 and be it further

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

GENERAL FUND

<u>Increase Approp. Acct.:</u>		
A-CA- 7630-5010	American Legion Post 1044 620 Route 340 Sparkill, NY 10976	\$1,500
<u>Decrease Approp. Acct.:</u>		
A-LEG-1010-5042	Patriotic Observances	\$1,500

Introduced by:
 Hon. John A. Murphy, Sponsor
 Hon. Ilan S. Schoenberger, Co-Sponsor
 Hon. Jay Hood, Jr., Co-Sponsor
 Hon. Alden H. Wolfe, Co-Sponsor
 Hon. Harriet D. Cornell, Co-Sponsor
 Hon. Michael M. Grant, Co-Sponsor
 Hon. Philip Soskin, Co-Sponsor
 Hon. Toney L. Earl, Co-Sponsor
 Hon. Douglas J. Jobson, Co-Sponsor

Referral No. 9473

**RESOLUTION NO. 129 OF 2012
 APPROPRIATING THE SUM OF \$1,500 TO
 MARINE CORPS LEAGUE - DEPARTMENT OF NEW YORK
 ROCKLAND COUNTY DETACHMENT,
 HAVERSTRAW, NEW YORK
 FOR PATRIOTIC OBSERVANCES IN 2012**

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

WHEREAS, the Rockland County Legislature has set aside in the 2012 Budget and designated an account for funding of patriotic observances; and

WHEREAS, Marine Corps League, - Department of New York - Rockland County Detachment, Haverstraw, New York, is contracting with the County of Rockland to conduct patriotic observances in 2012, 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 2012; and be it further

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

GENERAL FUND

<u>Increase Approp. Acct.:</u>		
A-CA-7519-5010	Marine Corps League – Department of New York, Rockland County Detachment P.O. Box 191 Haverstraw, NY 10927	\$1,500
<u>Decrease Approp. Acct.:</u>		
A-LEG-1010-5042	Patriotic Observances	\$1,500

Introduced by:

Referral No. 9473

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

**RESOLUTION NO. 130 OF 2012
 AMENDING THE 2012 ADOPTED BUDGET AND APPROVING THE
 ACCEPTANCE OF FUNDS IN EXCESS OF \$100,000 FROM THE NEW YORK STATE
 OFFICE FOR PEOPLE WITH DEVELOPMENTAL DISABILITIES IN THE
 AMOUNT OF \$172,678 [NCTD] OF WHICH \$132,000 HAS BEEN APPROPRIATED
 IN THE 2012 ADOPTED BUDGET AND APPROPRIATING THE BALANCE OF
 \$40,678 FOR THE CALENDAR YEAR 2012 AND AUTHORIZING THE
 COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY DOCUMENTS
 [DEPARTMENT OF MENTAL HEALTH]
 (\$172,678)**

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

WHEREAS, The Commissioner of Mental Health has advised the County Executive and the Legislature of Rockland County that the New York State Office for People with Developmental Disabilities has approved our 2012 application for state aid in the amount of \$172,678 for the calendar year 2012; and

WHEREAS, The 2012 Adopted Budget has appropriated the amount of \$132,000 of this state aid for distribution to Venture, Inc. and it is necessary to appropriate the balance of \$40,678 for the calendar year 2012; and

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

WHEREAS, It is necessary to appropriate these funds to the proper account; 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 Legislature of Rockland County is the appropriating body for the County under the Charter; 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 amends the 2012 Adopted Budget and approves the acceptance of funds in excess of \$100,000 from the New York State Office for People with Developmental Disabilities in the amount of \$172,678 for the calendar year 2012 and authorizes the County Executive to execute all necessary documents related to the acceptance of these additional funds; and be it further

RESOLVED, That the 2012 Adopted Budget has appropriated the amount of \$132,000 of this state aid for distribution to Venture, Inc. and it is necessary to appropriate the balance of \$40,678 for the calendar year 2012; and

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A-DMH-4305-E5010	Venture, Inc.	\$40,678
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Increase Est. Rev. Acct. (Debit):

A-DMH-4305-R3475	State Aid - OPWDD	\$40,678
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Introduced by:

Referral No. 8896

- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 131 OF 2012
 APPROVING ACCEPTANCE AND APPROPRIATION OF FUNDS
 IN THE AMOUNT OF \$6,050 (NCTD)
 FROM CONTINGENCY MANAGEMENT CONSULTING GROUP, LLC
 TO REIMBURSE THE COUNTY FOR 2011 EXPENSES INCURRED
 IN CONNECTION WITH TRAINING SCHOOL BUS
 DRIVERS IN EVACUATION PROCEDURES
 [OFFICE OF FIRE AND EMERGENCY SERVICES]
 (\$6,050)**

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

WHEREAS, The Office of Fire and Emergency Services has advised the County Executive and the Legislature of Rockland County it has received funds in the amount of \$6,050 from Contingency Management Consulting Group, LLC, 5000 Ritter Road Suite 202, Mechanicsburg, PA 17055, to reimburse the County for 2011 expenses incurred in connection with training school bus drivers in evacuation procedures; 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 \$6,050 from Contingency Management Consulting Group, LLC, 5000 Ritter Road Suite 202, Mechanicsburg, PA 17055, to reimburse the County for 2011 expenses incurred in connection with training school bus drivers in evacuation procedures; and be it further

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

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

<u>GENERAL FUND - 2011</u>		
<u>Increase Approp. Acct. (Credit):</u>		
A-EME-3643-E5060	Program Costs	6,050
<u>Increase Est. Rev. Acct. (Debit):</u>		
A-EME-3643-R2770	Unclassified Revenue	6,050

Introduced by:

Referral No. 8896

- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 132 OF 2012
 APPROPRIATION OF FUNDS IN THE AMOUNT OF \$7,500
 (NCTD) FROM ENTERGY SERVICES, INC.
 IN ORDER TO FACILITATE INDIAN POINT
 EMERGENCY PLANNING SEMINARS
 FOR DAYCARE PROVIDERS IN THE YEAR 2012
 [OFFICE OF FIRE AND EMERGENCY SERVICES]
 (\$7,500)**

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

WHEREAS, The Office of Fire and Emergency Services has advised the County Executive and the Legislature of Rockland County that the County has received \$7,500 of funds from Entergy Services, Inc. in order to facilitate Indian Point emergency planning seminars for daycare providers in the year 2012; 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 \$7,500 of funds from Entergy Services, Inc. to facilitate Indian Point emergency planning seminars for daycare providers in the year 2012; and be it further

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

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

GENERAL FUND - 2012

<u>Increase Approp. Acct. (Credit):</u>		
A-EME-3643-E5060	Program Costs	7,500
<u>Increase Est. Rev. Acct. (Debit):</u>		
A-EME-3643-R2770	Unclassified Revenue	7,500

Debate:

Mr. Schoenberger

We vote to accept this money so that we can comply with the law about emergency planning seminars, but I know that I not only speak for me, but a great many of the Legislators, not all of us, that by accepting this money we still do not approve of the continuation of Indian Point in Westchester County. Thank you.

Introduced by:

Referral No. 8203

Hon. Ilan S. Schoenberger, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 133 OF 2012
ADOPTING THE LIST OF PERSONS REQUIRED TO FILE
AN ANNUAL STATEMENT OF FINANCIAL DISCLOSURE
FOR THE REPORTING YEAR 2011**

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

WHEREAS, The financial disclosure law of the County of Rockland, codified as Article II of chapter 66 of the Rockland County Administrative Code, requires certain officers and employees of the County of Rockland to file an annual statement of financial disclosure; and

WHEREAS, By Local Law No. 2 of 1993, the Legislature of Rockland County amended the financial disclosure law to authorize the annual approval of the list of those persons required to file an annual statement of financial disclosure by resolution; and

WHEREAS, By Local Law No. 16 of 2007, the Legislature of Rockland County amended the financial disclosure law to provide that there be two forms of the annual statement of financial disclosure designated as Form A and Form B; and

WHEREAS, Financial Disclosure Form "A" shall be utilized by persons in positions identified annually by resolution of the Rockland County Legislature, designating which positions are elected officers, employees and appointees who hold professional licenses, policymaking or policy influencing positions; and

WHEREAS, Financial Disclosure Form "B" shall be utilized by volunteer members and chairpersons of boards and commissions as designated in the annual resolution on financial disclosure; and

WHEREAS, The County Executive has referred the annexed list of persons required to file an annual statement of financial disclosure for the reporting year 2011 to the Rockland County Legislature for its review and adoption; 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 adopts the annexed list of persons required to file an annual statement of financial disclosure for the reporting year 2011.

INCUMBENTS OF THE FOLLOWING POSITIONS

PAGE 1 OF 8

ROCKLAND COUNTY

**INDIVIDUALS REQUIRED TO COMPLETE AND FILE
2011 ANNUAL STATEMENTS OF FINANCIAL DISCLOSURE**

INCUMBENTS OF THE FOLLOWING POSITIONS

Accounting Supervisor, Grade A
Administrative Assistant
Administrative Specialist (Social Services)
Assistant Coordinator, Welfare Management Systems
Assistant to the Director (Community Development)

Assistant Director, Drug Task Force
Assistant Director of Fire and Emergency Services
Assistant Director of Food Services (Health Complex)
Assistant Director of Legal Services
Assistant Director of MIS (Customer Support Services)

Assistant Director of MIS (Technical Support and Operations)
Assistant Director of Nursing
Assistant Director of Nursing (Admissions)
Assistant Director of Nursing (Psychiatric)
Assistant Director of Patient Services

Assistant Director of Plant Facilities
Assistant Director, Emergency Preparedness (Public Health)
Assistant Director, Office for the Aging
Assistant Director, Public Health Education
Assistant Director, Public Health Social Work (Adult Services)

Assistant Director, Public Health Social Work (Children's Services)
Assistant Director for Sewer Operations
Assistant Director, Youth Bureau
Assistant to the Chairwoman of the Legislature
Assistant to the County Executive II

Assistant to the Sheriff (Administration/Personnel)
Assistant to the Sheriff (Public Safety Advocate; Counter Terrorism)
Associate Planner (GIS)
Auditor (Child Care Program)
Auditor (Social Services)

INCUMBENTS OF THE FOLLOWING POSITIONS

PAGE 2 OF 8

Budget Director
Chairman of the County Legislature
Chief Deputy Sheriff (Civil)
Chief of Communications
Chief Criminal Investigator

Chief of Corrections
Chief of Patrol
Chief of Staff (County Executive)
Chief Operator
Children Special Services Administrator

Clerk of the Works I
Clerk of the Works II
Clerk to the Legislature
Commissioner of Elections
Commissioner of Finance

Commissioner of General Services
Commissioner of Health
Commissioner of Hospitals
Commissioner of Human Rights
Commissioner of Labor Relations

Commissioner of Mental Health
Commissioner of Personnel
Commissioner of Planning
Commissioner of Social Services
Community Relations Coordinator

Compliance Administrator (Sewers)
Confidential Assistant to the County Executive
Confidential Assistant to the Commissioner of Personnel
Confidential Investigator
Confidential Investigator (Computer Crimes)

Consumer Protection Coordinator (Operations)
Coordinator, Adult Day Care Program
Coordinator, Assistance Programs
Coordinator, Communicable Disease Program (Public Health)
Coordinator, Community Resource Programs

Coordinator, Employee Rights, Relations, and Training
Coordinator, Employment Programs and Services
Coordinator of Environmental Resources
Coordinator, Fire Instruction
Coordinator, Planning (Mental Health)

INCUMBENTS OF THE FOLLOWING POSITIONS

PAGE 3 OF 8

Coordinator, Planning (Social Services)
Coordinator, Safety, Compliance, & Fire Services
Coordinator of Services, Children, Youth, and Families
Coordinator of Services, Adults & Seniors
Coordinator, Special Projects (DGS)

Coordinator, TRIPS Operations
Coordinator, WIC Program
Correction Captain
Correctional Health Services Administrator
County Archivist

County Auditor
County Clerk
County Communications Coordinator
County Executive
County Legislator

Deputy Budget Director
Deputy Clerk to the Legislature
Deputy Commissioner of Elections
Deputy Commissioner of Mental Health
Deputy Commissioner of Social Services

Deputy County Clerk
Deputy Sheriff Lieutenant (Civil)
Director, Alcohol & Substance Abuse Services (Mental Health)
Director, Alternative to Incarceration Program
Director of Clinical Services

Director of Communications (CE)
Director of Community Relations (County Executive)
Director of Compliance and Resource Recovery
Director of Consumer Protection and Public Advocate
Director of County Veterans Service Agency

Director, Drainage Agency
Director, Drug Task Force
Director, Emergency Preparedness (Public Health)
Director, Environmental Public Health
Director of Epidemiology and Public Health Planning

Director, Facilities Management
Director of Fire and Emergency Services
Director Fiscal Operations (PH)
Director of Food Services (Health Complex)
Director, GIS

INCUMBENTS OF THE FOLLOWING POSITIONS

PAGE 4 OF 8

Director, Hospitals (Mental Health)
 Director of Housing & Community Development
 Director of Insurance & Risk Management
 Director of Intergovernmental Relations
 Director of Legal Services

Director of MIS
 Director, Medical Services
 Director, Medical Services (DSS)
 Director of Nursing
 Director, Office for the Aging

Director of Patient Services
 Director of Pharmacy Services
 Director of Plant Facilities
 Director of Probation III
 Director, Public Health Education

Director of Purchasing
 Director of Rehabilitative Services
 Director of Research (Planning)
 Director of Social Services (PH)
 Electrical Inspector (pt)

Emergency Planning and Public Information Coordinator
 Environmental Biologist
 Executive Director of Sewer Operations and Engineering (Sewer District #1)
 Executive Director, Youth Bureau
 Fiscal Administrator

Fleet Manager
 Flow Control Engineer
 Geologist II
 Highway Maintenance Supervisor III
 Home Program Coordinator

Housing and Community Development Supervisor
 Human Resources Coordinator
 Industrial Training Coordinator
 Legislative Analyst
 Legislative Fiscal Analyst

Legislative Research Coordinator
 Management Analyst & Programmer
 Manager, Computer Operations
 Network Administrator II (MIS)
 Nursing Coordinator (Psychiatric)

INCUMBENTS OF THE FOLLOWING POSITIONS

PAGE 5 OF 8

Operations Analyst (Budget)
Operations Analyst (Hospital)
Parks Operations Manager
Patient Services Administrator
Patrol Captain

Personnel Administrator
Personnel Administrator II
Personnel Coordinator (Classifications+Transactions)
Personnel Coordinator (Examinations)
Plumbing Examiner

Pollution Control Supervisor
Pre-School Program Coordinator
Principal Planner
Principal Planner (Transportation)
Program Coordinator, Hazardous Materials

Public Health Administrator
Public Health Education Coordinator
Public Health Sanitarian
Real Property Tax Services Officer
Research Assistant (County Executive)

Second Deputy County Clerk
Section 8 Program Coordinator (Community Development)
Security Administrator (MIS)
Security Administrator II (MIS)
Security Operations Coordinator

Senior Budget Specialist
Senior Criminal Investigator
Senior Environmental Health Specialist
Senior Medical Investigator
Senior Personnel Technician

Senior Public Health Sanitarian
Senior Public Information Specialist
Sheriff
Stop DWI and Traffic Safety Program Coordinator
Superintendent of Highways

Supervising Nurse
Supervising Nurse Practitioner (PH)
Supervising Public Health Nurse
Support Services Project Coordinator
Surveyor

INCUMBENTS OF THE FOLLOWING POSITIONS

PAGE 6 OF 8

Systems Administrator (MIS)
Systems Administrator II (MIS)
Systems Administrator & Programmer (MIS)
Systems Development Administrator (MIS)
Transit Administrator

Tourism & Local Development Coordinator
Undersheriff
Unified Services Coordinator

Individuals employed by the County of Rockland and possessing a professional license as an attorney, physician, dentist, engineer or accountant, if such individual's earnings from the County of Rockland during calendar year 2011 was more than \$7500. Such requirement shall include, but not be limited to:

INCUMBENTS OF THE FOLLOWING TITLES FOR WHICH A PROFESSIONAL LICENSE IS REQUIRED:

ENGINEERS

Associate Public Health Engineer *

Engineer III *

Engineer III (Sewers) *

Engineer IV *

Engineer IV (Highway) *

Engineer IV (Hydraulic) *

Engineer IV (Sewers) *

Public Health Engineer *

Senior Public Health Engineer *

*Requires Professional Engineer's License

ATTORNEYS

Assistant County Attorney
Assistant District Attorney
Assistant Public Defender
Attorney II
Attorney III

Chief Assistant County Attorney
Chief Assistant District Attorney
County Attorney

INCUMBENTS OF THE FOLLOWING POSITIONS

PAGE 7 OF 8

Deputy Public Defender
District Attorney
Executive Assistant County Attorney
Executive Assistant District Attorney
Executive Assistant District Attorney (Narcotics)

Executive Assistant District Attorney (Special Programs & Investigations)
First Assistant District Attorney
Legislative Counsel
Principal Assistant County Attorney
Public Defender

Senior Assistant County Attorney
Senior Assistant District Attorney
Senior Assistant Public Defender
Supervising Assistant District Attorney
Supervising Assistant District Attorney (Financial Crimes)

Supervising Assistant Public Defender

PHYSICIANS & DENTISTS

Assistant Medical Examiner (PT)
Clinic Dentist
Clinic Physician
Clinic/Consulting Physician
Deputy Medical Examiner (LTFT)

Director, TB and Communicable Disease Programs
Internist
Jail Physician
Medical Director (Medicaid)
Medical Examiner

Pathologist
Psychiatrist I
Psychiatrist II
Psychiatrist III

INCUMBENTS OF THE FOLLOWING POSITIONS

PAGE 8 OF 8

AT ROCKLAND COMMUNITY COLLEGE

Trustee
President
Vice President for Planning and Technology
Vice President of Academic Affairs
Executive Vice President
Vice President of Student Development
Director of Campus Communications
Director of Human Resources
Associate Vice President of Finance/Comptroller
Dean of Academic Services
Dean of Enrollment Management
Dean of Student Development
Dean of the Center for Personal and Professional Development

THE CHAIRPERSON OF THE FOLLOWING BOARDS/COMMISSIONS

Agricultural and Farm Protection Board
Arts in Public Places Committee
Board of Electrical Examiners
Board of Governors
Board of Health
Community Services Board
Disability Advisory Council
Environmental Management Council
Fair Housing Board
Fire Advisory Board
Historic Preservation Board
Home Improvement Licensing Board
Human Rights Commission
Local Emergency Planning Committee
Office for the Aging Advisory Board
Parks Commission
Planning Board
Plumbing, Heating & Cooling Examiners Board
Rockland County Board of Appeals (Stream Control Act)
Rockland County Rent Guidelines Board
Rockland County Soil & Water Conservation District
Traffic Safety Board
Youth Bureau

MEMBERS OF THE FOLLOWING BOARDS/COMMITTEES

Board of Ethics
Sewer Commission
The Committee of the Rockland County Workers Compensation Self-Insurance Plan

Introduced by:

Referral No. 7342

Hon. Ilan S. Schoenberger, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 134 OF 2012
APPROVING MEMORANDUM OF UNDERSTANDING
BETWEEN THE UNITED STATES COAST GUARD AND
ROCKLAND COUNTY SHERIFF'S DEPARTMENT
FOR LIMITED USE OF THE RADIO SYSTEM FOR INTEROPERABILITY
FOR THE PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2012 AND
AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[SHERIFF'S DEPARTMENT]**

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

WHEREAS, Sheriff has advised the County Executive and the Legislature of Rockland County that the United States Coast Guard wishes to renew a Memorandum of Understanding with the Rockland County Sheriff's Department; and

WHEREAS, The Memorandum of Understanding increases direct communications with allied agencies and their ability to jointly respond to various situations, and allows the exchange of real time tactical information and intelligence; and

WHEREAS, The Rockland County Sheriff's Department would like to enhance its radio communications system in the New York City Metropolitan area as a result of our increased duties associated with homeland security with the United States Coast Guard; and

WHEREAS, The Sheriff is recommending that the County renew this Memorandum of Understanding with the United States Coast Guard for limited use of the radio system for interoperability; and

WHEREAS, A Memorandum of Understanding was previously entered into between the Sheriff's Department and the United States Coast Guard in 2003; 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 the County of Rockland hereby approves the Memorandum of Understanding with the United States Coast Guard for limited use of the radio system for interoperability, and authorizes its execution by the County Executive subject to the approval of the County Attorney.

Introduced by:

Referral No. 7342

- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 135 OF 2012
 APPROVAL OF A TWELVE (12) MONTH LEASE AGREEMENT
 WITH PATSY'S BAY MARINA, INC.
 FOR OFFICE SPACE FOR THE RIVER PATROL, SLIP SPACE
 FOR TWO (2) PATROL BOATS FOR
 THE SHERIFF'S RIVER PATROL AND AUTHORIZING ITS
 EXECUTION BY THE COUNTY EXECUTIVE
 [SHERIFF'S DEPARTMENT]
 (\$5,490.00, PLUS UTILITIES)**

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

WHEREAS, The Rockland County Sheriff has advised the County Executive and the Rockland County Legislature that his department needs to lease office space and slip space for two (2) patrol boats for the River Patrol; and

WHEREAS, Patsy's Bay Marina, Inc. is the owner of the marina located at 9 Hudson Drive, Stony Point, New York; and

WHEREAS, The Sheriff recommends entering into a lease agreement for a period of twelve (12) months, from January 1, 2012 through December 31, 2012, for the space at the following rates:

- (a) dry dock office space for the River Patrol at the rate of \$300.00 per month plus utilities for the lease period; and
- (b) slip space for two (2) boats at the rate of \$35.00 per foot for the season, April 1, 2012 through November 1, 2012; and

for a total sum of \$5,490, plus utilities (cable/internet, electric, propane/gas); and

WHEREAS, Winter in-water storage is not included in this lease but will be charged at the rate of \$25.00 for the season from November 1, 2012 through April 30, 2013; and

WHEREAS, Winter land storage is not included in this lease but will be charged at the rate of \$19.00 per foot for the season, November 1, 2012 through April 30, 2013; 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

WHEREAS, Sufficient funds for the lease exist in the 2012 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 execution of a twelve (12) month lease agreement from January 1, 2012 through December 31, 2012, with Patsy's Bay Marina, Inc., 9 Hudson Drive, Stony Point, New York 10980, at the total sum of \$5,490.00, plus utilities (cable/internet, electric, propane/gas); for dry dock office space and, boat slip space for two (2) patrol boats; and authorizes the County Executive to execute the lease agreement and all other documents necessary to effectuate the lease, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funds exist for this lease in the 2012 Budget of the Rockland County Sheriff's Department.

Introduced by:

Referral No. 9372

- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 136 OF 2012
 APPROVING AMENDMENT AND EXTENSION TO A LEASE AGREEMENT
 BETWEEN DEPAULIS ENTERPRISES III, LTD. AND
 THE COUNTY OF ROCKLAND FOR PREMISES IN CONGERS,
 NEW YORK FOR AN ADDITIONAL \$33,949.20 FOR AN AMOUNT
 NOT TO EXCEED \$62,240.20 AND FOR AN ADDITIONAL PERIOD
 FROM JANUARY 1, 2012 THROUGH DECEMBER 31, 2012 AND
 AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [SHERIFF'S DEPARTMENT]
 (\$62,240.20)**

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

WHEREAS, By Resolution No. 391 of 2011 the Legislature of Rockland County approved acceptance of a lease between Depaulis Enterprises III, LTD. and the County of Rockland for premises in Congers, New York consisting of multiple units for use by the Sheriff's Department from March 1, 2011 through December 31, 2011 at a monthly rental of \$2,829.10 for a total annual rental of \$28,291; and

WHEREAS, The Sheriff Department is requesting that the County approve an amendment and extension to the lease agreement with DePaulis Enterprises III, Ltd., P.O. Box 198, Chester, New York 10918, for premises in Congers, New York, consisting of multiple units for use by the Sheriff's Department for an additional amount of \$33,949.20 for an amount not to exceed \$62,240.20 and an additional period from January 1, 2012 through December 31, 2012 at; and

WHEREAS, During the term of the lease, the owner or owner's agent shall have the right to enter the premises at reasonable hours upon twenty-four (24) hours' notice for the purpose of showing the premises to prospective tenants; and at no time shall the owner or owner's agent have access to the "Wire Room" of the demised premises without the written consent of the tenant; tenant shall have the right to withhold consent at its sole discretion; and

WHEREAS, County Law §215(3) requires the Legislature of Rockland County to approve all leases of real property for county purposes; and

WHEREAS, Sufficient funding for this agreement exists in the 2012 Operating Budget of the 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 hereby approves an amendment and extension to the lease agreement with DePaulis Enterprises III, Ltd., P.O. Box 198, Chester, New York 10918, for premises in Congers, New York, consisting of multiple units, for use by the Sheriff's Department for an additional amount of \$33,949.20 an amount not to exceed \$62,240.20 for the additional 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, That sufficient funding for this agreement exists in the 2012 Operating Budget of the Sheriff's Department.



Introduced by:

Referral No. 9067

Hon. Ilan S. Schoenberger, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Alden H. Wolfe, Sponsor
 Hon. Harriet D. Cornell, Sponsor
 Hon. Michael M. Grant, Sponsor
 Hon. Philip Soskin, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 137 OF 2012
 APPROVING ADDITIONAL PURCHASES FROM BERMUDEZ STALL
 SERVICE FOR HORSE FEED AND CARE UNDER RFB-RC-10-041
 IN AN AMOUNT NOT TO EXCEED \$60,000 FOR THE SECOND YEAR OPTION
 TERM FROM MAY 1, 2012 THROUGH APRIL 30, 2013
 AND FOR A TOTAL AMOUNT NOT TO EXCEED \$158,700
 FOR THE FULL PERIOD FROM MAY 1, 2010 THROUGH APRIL 30, 2013
 WITH ONE (1) REMAINING ONE (1) YEAR OPTION
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$158,700)**

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

WHEREAS, The Director of Purchasing requested bids for horse feed and care for the Sheriff's Department under RFB-RC-10-041 (the "RFB") for the period of one (1) year from the date of the award with the option to renew for three (3) additional one (1) year terms; and

WHEREAS, Twenty-eight (28) vendors were notified of the RFB, and Bermudez Stall Service ("Bermudez"), Box 193, Suffern, New York 10901, was the only vendor that responded; and

WHEREAS, The Director of Purchasing awarded a contract with Bermudez under the RFB for the period May 1, 2010 through April 30, 2011 with three (3) additional one (1) year options; and

WHEREAS, Estimated annual purchases are \$60,000, and purchases for the prior two (2) year period (i.e., May 1, 2010 through April 30, 2012) have totaled approximately \$98,700, for a total amount not to exceed \$158,700; and

WHEREAS, Expenses for this service fluctuate based on the number and size of the horses in the Sheriff's Department's Mounted Unit; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County approve the additional purchases from Bermudez for horse feed and care for the Sheriff's Department under the RFB in an amount not to exceed \$60,000 for the second year option term from May 1, 2012 through April 30, 2013, and for a total amount not to exceed \$158,700 for the full period from May 1, 2010 through April 30, 2013, with one (1) remaining one (1) year option term; and

WHEREAS, All purchases will be initiated by formal purchase order in accordance with the funds contained in the 2012 Budget of the Sheriff's 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 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 additional purchases from Bermudez Stall Service, Box 193, Suffern, New York 10901, for horse feed and care for the Sheriff's Department under RFB-RC-10-041 in an amount not to exceed \$60,000 for the second year option term from May 1, 2012 through April 30, 2013, and for a total amount not to exceed \$158,700 for the full period from May 1, 2010 through April 30, 2013, with one (1) remaining one (1) year option term, 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 Budget of the Sheriff's Department.

Introduced by:

Referral No. 7910

- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Michael M. Grant, Sponsor

**RESOLUTION NO. 138 OF 2012
 EXTENDING THE TERM OF STEPHEN F. DEGROAT
 AS ACTING COMMISSIONER OF FINANCE
 AND BUDGET DIRECTOR**

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

WHEREAS, The Rockland County Administrative Code section 5-32(B)(5) provides that the County Executive may designate an acting department head for a period not to exceed six (6) months unless extended by the Rockland County Legislature, and

WHEREAS, By letter dated March 16, 2011, the County Executive designated Stephen F. DeGroat as Acting Commissioner of Finance and Budget Director; and

WHEREAS, By Resolution 440 of 2011, the Legislature of Rockland County extended the term of Stephen F. DeGroat as Acting Commissioner of Finance and Budget Director for an additional six months; and

WHEREAS, The extended six-month term of Stephen F. DeGroat shall expire on March 14, 2012; and

WHEREAS, The County Executive requests that the term of Stephen F. DeGroat as Acting Commissioner of Finance and Budget Director be extended for an additional six months; 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 extends the term of Stephen F. DeGroat as Acting Commissioner of Finance and Budget Director for six months commencing March 15, 2012.

The vote resulted as follows:

- | | | |
|-------|----|---|
| Ayes: | 16 | (Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wolfe, Cornell) |
| Nay: | 01 | (Legislator Wieder) |

Debate:

Mr. Wieder

I will be voting no on this. Let me be clear that my vote is not against Mr. DeGroat per say, I simply cannot support this process appointing an "Acting Commissioner of Finance." It does very little to instill confidence in this County, which we so desperately need.

Mr. Grant

I can't explain why I was not included as a sponsor on this. I would like to be added. I just want to comment on Commissioner DeGroat. I found him to be competent, conscientious, candid and responsive to the needs of this Legislature whenever we had to deal with him. I like to commend him on his initiative on the financing for the Tax Anticipation Notes and the Revenue Anticipation Notes. I know that Chair Schoenberger had addressed a letter to one of our constituents who appears here on a regular basis speaking passionately about taxes, budgets and things, but not always correctly. In fact, in one of the sessions he made reference to interest rates of 10% or so for the deficit bond. Through an initiative of Acting Commissioner DeGroat we were able to obtain interest rates of less than 1.7% on the Revenue Anticipation Notes and the Tax Anticipation Notes, which in fact is better than the rates we received in the fall before our downgrade. I think that he should be commended for that. He has my endorsement.

Mr. Jobson

I want to echo Legislator Grant's comments. I will be voting yes on this resolution also.

Mr. Meyers

I saw the article in the Journal Newspaper about the reappointment on an interim basis of Mr. DeGroat. What is the benefit of being appointed as the Commissioner of Finance rather than as an interim? Does he get a certain period of time in the job? Does he get any union rights? Does he get any rights to stay in the position for a length of service? Is he harder to get rid of?

Chairwoman Cornell

The County Executive makes the appointment of the Commissioner of Finance. When he first appointed Mr. DeGroat it was in an Acting capacity and in doing so it was a six-month Acting period. He came back to us toward the end of that period and asked for another extension and he has done that now for a second time. We had a lengthy discussion at the Budget and Finance Committee indicating that from our standpoint that it does provide an atmosphere of instability to have someone who is Acting. It doesn't create a good opportunity within the department itself when people don't know if the person is there permanently or not and obviously Acting does not mean permanent. This is what the County Executive has sent to us. I had written the County Executive about a month and a half ago alerting him to the fact that March 16th was the termination of the Acting Commissioner's term and suggesting that he give thought to what he was going to do whether he was going to appoint someone permanently or not. We are in a fiscal crisis and it is very important to have somebody at the helm who is there that understands the situation. The County Executive, who appoints someone at his pleasure, has sent this to us with the six-month temporary situation and that is all I can really say about that.

Mr. Meyers

Are there any answers to the questions that I asked?

Chairwoman Cornell

Which is?

Mr. Meyers

What is the benefit of being appointed as the Commissioner of Finance rather than as an interim? Does he get a certain period of time in the job?

Chairwoman Cornell

It is at the County Executive's pleasure. There is no length of term.

Mr. Meyers

There is no length of term. So there doesn't seem to be, aside from the title and the imprimatur of confidence that it would convey there is no particular benefit to the employee to be named as the permanent Commissioner of Finance.

Chairwoman Cornell

Well, that depends. If I were the employee, I would feel much more confident about my situation if I were appointed permanently, because I would have the confidence of the County Executive and the people who work in my department would know that as well, and that makes a difference. Nevertheless, this is the card we have been dealt. I wanted to add my words of support for Mr. DeGroat, because I have found him to be very responsive to us.

Mr. Day

I am going to agree, in part, with the observations of my colleague Legislator Wieder. But I am going to depart a bit on that only because I appreciate and respect the responsibility of the Executive branch. I have been in a position like that in my own professional life. What is troubling to me is the comments attributed to the County Executive where he supposedly praised Mr. DeGroat's work, but at the same time stating that he is only doing a satisfactory job. That is not a real ringing endorsement and I think that speaks to what Legislator Wieder was speaking of, along with and some of the concerns I have heard from my colleagues about the need for public confidence in the position.

The other issue is this matter has been with us for over a year now and the comment attributed to the County Executive that "we haven't had time to look" is troubling. I would suggest there should be more urgency to this matter. It is an issue of confidence for the people of Rockland County. I happen to agree with some of the comments made about Mr. DeGroat's testimony in front of this Legislature as a matter of course, but I am going to carefully word this; I am not at all comfortable with what I read when it went to the recapitulation of the deficit note that was secured back in March. I will just let that go at that. I am going to support the extension out of respect to the Executive branches right to run operations. I have always done that. That said, I do have some concerns and I felt it better to express them for the record tonight. Thank you.

Introduced by:

Referral No. 7780

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

**RESOLUTION NO. 139 OF 2012
 APPROVING A SECOND EXTENSION OF AND AMENDMENT TO
 THE CONTRACT IN EXCESS OF \$100,000
 BETWEEN THE COUNTY ON BEHALF OF ITS
 DEPARTMENT OF SOCIAL SERVICES AND THE CHILDREN'S VILLAGE
 FOR CRISIS INTERVENTION AND RESPITE SERVICES TO
 RUNAWAY AND HOMELESS YOUTH IN CONNECTION WITH
 THE COUNTY'S PROJECT TURNING POINT PROGRAM
 UNDER RFP-RC-09-018
 EXTENDING THE TERM FROM MARCH 1, 2012 THROUGH FEBRUARY 28, 2013
 AND INCREASING THE CONTRACT AMOUNT BY \$170,682 FOR A TOTAL
 AMOUNT NOT TO EXCEED \$576,718 FOR THE FULL PERIOD
 JANUARY 1, FROM 2010 THROUGH FEBRUARY 28, 2013
 AND AUTHORIZING THE COUNTY EXECUTIVE
 TO EXECUTE THE EXTENSION AND AMENDMENT
 [DEPARTMENT OF SOCIAL SERVICES]
 (\$576,718)**

Mr. Schoenberger offered the following resolution, which was seconded by Mr. Earl, Mr. Jobson, Mr. Murphy, Mr. Soskin and Mr. Sparaco and unanimously adopted:

WHEREAS, By Resolution 387 of 2010, the Legislature of Rockland County approved the execution of, amongst other things, a contract in excess of \$100,000 between the County on behalf of its Department of Social Services (DSS) and The Children's Village ("Children's Village"), Echo Hills, Dobbs Ferry, New York 10522, for crisis intervention and respite services to runaway and homeless youth in connection with the County's Project Turning Point Program under RFP-RC-09-018 (the "RFP") in the amount of \$235,354 for the period January 1, 2010 through February 28, 2011, with two (2) remaining one (1) year options; and

WHEREAS, By Resolution 389 of 2011, the Legislature of Rockland County approved an extension and amendment to the contract, extending the term of the agreement from March 1, 2011 through February 28, 2012, with one (1) remaining one (1) year option, and increasing the amount of the contract by \$170,682, for a total amount not to exceed \$406,036 for the full period from January 1, 2010 through February 28, 2012; and

WHEREAS, By this resolution, the Commissioner of DSS seeks to exercise the second year option term of the contract, extending the term of the contract from March 1, 2012 through February 28, 2013, and increasing the amount of the contract by \$170,682, for a total amount not to exceed \$576,718 for the full period from January 1, 2010 through February 28, 2013; 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, Sufficient funding for this contract extension and amendment currently is available in the 2012 Budget of the Department of Social Services; 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 second extension to and amendment of the contract in excess of \$100,000 between the County on behalf of the Department of Social Services and The Children's Village, Echo Hills, Dobbs Ferry, New York 10522, for crisis intervention and respite services to runaway and homeless youth in connection with the County's Project Turning Point Program under RFP-RC-09-018, extending the term of the contract from March 1, 2012 through February 28, 2013, and increasing the contract amount by \$170,682, for a total contract amount not to exceed \$576,718 for the full period from January 1, 2010 through February 28, 2013; and authorizes the County Executive to execute this second contract extension and amendment, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this contract extension and amendment currently is available in the 2012 Budget of the Department of Social Services.

Introduced by:

Referral No. 8973

Hon. Ilan S. Schoenberger, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 140 OF 2012
APPROVING AMENDMENT TO CONTRACT IN EXCESS OF \$100,000
WITH MED WORLD PHARMACY FOR ADDITIONAL AMOUNT
OF \$500,000 FOR THE EMPLOYEE PHARMACY PROGRAM
FOR THE PERIOD OF FEBRUARY 5, 2012 THROUGH MAY 4, 2012
WITH A NINE MONTH ADDITIONAL OPTION
[INSURANCE DEPARTMENT]
(\$500,000)**

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

WHEREAS, The Director of Purchasing let proposals for the pharmacy services for the Employee Prescription Program pursuant to the requirements of RFP-RC-07-002, for a period of three years to commence upon contract finalization with the option to renew for two (2) additional one-year terms; and

WHEREAS, Two proposals were received and reviewed by an evaluation team consisting of members of the Departments of Health, Hospitals, Mental Health, Social Services and the Director of Purchasing; and

WHEREAS, It was determined by the evaluation team that Med World Pharmacy, 80 Red Schoolhouse Road, Chestnut Ridge, New York 10977 best met the criteria of RFP-RC-07-002; and

WHEREAS, By resolution 632 of 2007 The Rockland County Legislature approved the contract with Med World Pharmacy to provide said pharmacy services to eligible County employees, with the County bearing the costs of any co-payments thereof and a contract was signed for the term of February 5, 2008 through February 4, 2011 with two additional one year options and a Not-To-Exceed amount of \$5,550,000; and

WHEREAS, By Resolution 331 of 2011 The Rockland County Legislature approved the amendment to the contract with Med World Pharmacy to provide said pharmacy services to eligible County employees, for additional amount of \$2,000,000 for a total contract amount not to exceed \$7,550,000 for the term from February 5, 2011 through February 4, 2012 with one additional one year option; and

WHEREAS, Med World has offered to continue paying annual rent in the amount of \$144,000 and four health screenings for county employees annually; and

WHEREAS, The Insurance Coordinator and the Director of Purchasing recommend that the County enter into an amendment to the agreement with Med World Pharmacy, 80 Red Schoolhouse Road, Chestnut Ridge, New York 10977 for the period February 5, 2012 through May 4, 2012, for an additional amount of \$500,000 for a total contract amount not to exceed \$8,050,000 with a nine month additional option to the County under the same terms and conditions of the contract as subsequently amended and extended; 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 the agreement exists within the 2012 Rockland County Operating Budget, Various County Departments, Expense Account E1910; 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 to the agreement in excess of \$100,000 with Med World Pharmacy, 80 Red Schoolhouse Road, Chestnut Ridge, New York 10977 for the period February 5, 2012 through May 4, 2012, for an additional amount of \$500,000 with a nine month additional option to the County under the same terms and conditions of the contract as subsequently amended and extended and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That Sufficient funding for the agreement exists within the 2012 Rockland County Operating Budget, Various County Departments, Expense Account E1910.

Introduced by:

Referral No. 9173

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

**RESOLUTION NO. 141 OF 2012
APPROVING EXECUTION OF AN INTERMUNICIPAL AGREEMENT
IN AN AMOUNT NOT TO EXCEED \$15,063 BETWEEN
COUNTY OF ROCKLAND AND VILLAGE OF HAVERSTRAW
FOR THE HEALTHY PLACES TO LIVE WORK AND PLAY INITIATIVE
FOR A TERM FROM JANUARY 1, 2012 THROUGH MARCH 31, 2012 AND
AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[HEALTH DEPARTMENT]
(\$15,063)**

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

WHEREAS, By Resolution 21 of 2011 The Rockland County Department of Health received a grant to reduce death and disability due to chronic disease by initiating targeted lifestyle interventions in the Rockland County Community through the Creating Healthy Places to Live, Work and Play initiative funded by the New York State Department of Health; and

WHEREAS, An intermunicipal agreement has been proposed between the County of Rockland and Village of Haverstraw has been prepared to implement policy and environmental improvements to help achieve a healthier community as indicated in Schedule "A"; 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 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 and Village of Haverstraw desire to enter into a intermunicipal agreement with the Village of Haverstraw, 40 New Main Street, Haverstraw New York 10927, to implement policy and environmental improvements in order to reach the goal of a healthier community for the County of Rockland Department of Health in the amount not to exceed \$15,063 for the period January 1, 2012 through March 31, 2012; and

WHEREAS, The County shall have the option to renew the contract for four (4) additional one (1) year terms; and

WHEREAS, Sufficient grant funds have been provided for this agreement in the 2012 budget of Department of Health- DOH-GH02 –E4090; 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, The County shall have the option to renew the contract for four (4) additional one (1) year terms; and be it further

RESOLVED, That the Legislature of Rockland County approves the execution of an intermunicipal agreement with the Village of HAVERSTRAW, 40 New Main Street, Haverstraw New York 10927, to implement policy and environmental improvements in order to reach the goal of a healthier community for the County of Rockland Department of Health in the amount not to exceed \$15,063 for the period January 1, 2012 through March 31, 2012, and authorizing the execution of the agreement by the County Executive, subject to the approval of the County Attorney.

RESOLVED, Sufficient grant funds have been provided for this agreement in the 2012 budget of Department of Health DOH-GH02 –E4090.



ROCKLAND COUNTY DEPARTMENT OF HEALTH

SCHEDULE A

Village of Haverstraw
 Michael F. Kohut, Mayor
 40 New Main Street
 Haverstraw, New York 10927
 Phone: 845-429-0300 (Village Hall)
 Fax: 845-429-0353 (Village Hall)
 Email: Michael.Kohut@vohny.com
 Tax ID: 13-6007299



<p>GOALS & OBJECTIVES:</p>	<p>The Rockland County Department of Health seeks to reduce death and disability due to chronic disease by initiating targeted lifestyle interventions in the Rockland County Community through the Creating Healthy Places to Live, Work and Play initiative funded by the New York State Department of Health.</p> <p>Village of Haverstraw is committed to working with the Rockland County Department of Health to implement policy and environmental improvements in the following areas to reach the goals of a healthier community: Create, rehabilitate, maintain and promote parks and recreation facilities in underserved residential areas to offer safe, accessible and attractive opportunities for physical activity for persons of all ages and abilities. Develop and/or enhance playgrounds for children that are safe, attractive, accessible and available; Improve street-scale urban design for small geographic areas (such as a few blocks): improved street lighting, safe street crossing, use of traffic calming approaches (speed humps, traffic circles), enhanced landscaping, and promote these areas as appropriate for physical activity; Create community gardens by working with community planning boards, neighborhood associations, persons with disabilities, and senior and low-income housing developments; And work with local restaurants to add healthier menu items including healthier "side" items provided with a meal (carrot sticks rather than potato chips with a sandwich), reformulate existing items, offer affordable and appropriately sized portions, provide healthier combinations for meals, make healthier items the standard for children's meals, and publicize the calorie, fat and sodium content of menu items.</p>
<p>STATEMENT OF WORK:</p>	<ul style="list-style-type: none"> • Create a place space at the Haverstraw Center to utilizing backyard space for village children ages 5-12 that frequent the center. • Adopt/Sign a Healthier Communities Proclamation. • Conduct an inventory of community connections using the Wilder Collaborations Factors Inventory. • Promote and join at least one advocacy website (e.g., New York State Healthy Eating and Physical Activity Alliance (NYSHEPA), American Diabetes Association (ADA) and National Alliance of Nutrition and Activity (NANA), National Center on Physical Activity and Disability (NCPAD)). • Write at least 1 letters to the editor of local papers discussing obesity and type 2 diabetes prevention issues annually. • Produce and distribute at least 1 press release annually about the work in your community.

	<ul style="list-style-type: none"> ◦ Communicate bi-monthly with elected leaders and decision-makers to keep them informed about nutrition and physical activity initiatives in the community to prevent and reduce obesity and diabetes. ◦ Conduct one visit annually to educate elected officials about activities in the community to prevent and reduce obesity and diabetes. ◦ Engage at least one community member, who has suffered as a result of the obesity/diabetes epidemic, to be a community advocate/champion for the initiative. ◦ Build relationships with local news reporters and media personalities to disseminate obesity and type 2 diabetes prevention messages and information. ◦ Conduct both process and outcome evaluation. This will include reporting twice a year on the implementation of the strategies and activities fostering sustainability and policy, systems and environmental change. It will also include conducting program evaluation to measure the impact of these strategies and activities.
<p>RATE:</p>	<p>Year 1 award: \$ 15,063 Option to renew annually: Up to \$90,000 over the four-year service period. Vouchers must be submitted to Melissa Jacobson, RCDOH, 50 Sanatorium Road, Building J, Pomona, NY 10970.</p>
<p>DATE(S) OF SERVICE:</p>	<p>Total contract period: January 1, 2012 – March 31, 2015 Annual dates of service: Year 1 – January 1, 2012 – March 31, 2012 Year 2 – April 1, 2012 – March 31, 2013 Year 3 – April 1, 2013 - March 31, 2014 Year 4 – April 1, 2014 – March 31, 2015</p>
<p>NOT TO EXCEED: \$90,000 over 4 years \$15,063 for Year 1</p>	<p>\$90,000 over 4 years \$15,063 for Year 1</p> <p>The availability of funds is pending an annual renewal of the Creating Health Places to Live, Work and Play (CHP) award from the New York State Department of Health. It is also pending the approval of annual workplans by the Rockland County Department of Health and spending limitations dictated by the CHP funding.</p> <p>The following must be done in order to receive full payment: work with Melissa Jacobson to develop an appropriate method of evaluating the success of the project; complete an interim and final report; submit all vouchers and reports by March 31 of each contract year; contribute at least a 15% match of in-kind based on value of contract; support the implementation of the Nutrition And Physical Self-Assessment in Child Care (NAPSACC) program at childcare facilities located in the village or that serve children from the village. Use the Steps to a Healthier Rockland and Creating Healthy Places to Live Work and Play name and logo on any printed materials, media releases, or promotional activities related to the funded initiative.</p>

Introduced by:

Referral No. 5614/8111

Hon. Ilan S. Schoenberger, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO 142 OF 2012
CORRECTION OF 2012 TAX ROLLS
REMOVE THE VILLAGE RE-LEVY FROM VARIOUS PARCELS
ON 2012 TOWN/COUNTY TAX ROLL AND ISSUANCE OF NEW BILLS
[DEPARTMENT BUDGET AND FINANCE]**

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

WHEREAS, This application is requesting the correction of the 2012 Town/County tax rolls in order to remove the Village re-levy from each parcel as indicated on the annexed Schedule "A", with the Real Property Tax Service Officer, pursuant to §556 of the Real Property Tax Law; and

WHEREAS, These parcels were owned by the Village of Upper Nyack and should have been listed as wholly exempt for the 2012 tax roll creating an Unlawful Entry as defined in RPTL sec. 550 (7)(a); and

WHEREAS, The tax amount should be removed from village re-levy from each parcel and a new bill be issued with the correct amount on all parcels; and

WHEREAS, The correction are over \$1,000.00 and requires Legislative approval; and

WHEREAS, The Real Property Tax Service Officer has investigated the application in accordance with the requirements of Section 554 and 556 of the Real Property Tax Law; and

WHEREAS, The Real Property Tax Service Officer has recommended approval of said application; 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 Rockland County Legislature hereby approves the application, as indicated on the annexed Schedule "A", for correction of the 2012 Town and County tax rolls and new bills should be issued on all parcels accordingly.

**SCHEDULE A
TOWN OF CLARKSTOWN**

OWNER: Village Of Upper Nyack

CORRECTION: THE APPLICATION IS REQUESTING TO REMOVE THE VILLAGE RE-LEVY FROM EACH PARCEL ON THE 2012 TOWN/COUNTY TAX ROLL AND NEW BILLS BE ISSUED.

REASON: THE PARCEL IS OWNED BY THE VILLAGE OF UPPER NYACK AND SHOULD HAVE BEEN LISTED AS WHOLLY EXEMPT FOR THE 2012 TAX ROLL CREATING AN UNLAWFUL ENTRY AS DEFINED IN RPTL SEC. 550 (7)(A).

<u>Parcel ID:</u>	<u>Correction</u>	<u>Re-levy Being Removed</u>
60.9-2-83.1	\$3,298.81 TO \$ 65.48	\$3,233.13
60.9-2-83.2	\$3,826.02 TO \$ 71.64	\$3,754.38
60.9-2-83.3	\$4,481.72 TO \$ 79.30	\$4,402.42
60.9-2-83.4	\$3,355.62 TO \$ 66.15	\$3,289.48
60.9-2-83.5	\$2,956.51 TO \$ 61.49	\$2,895.02
60.9-2-83.6	\$2,956.51 TO \$ 61.49	\$2,895.02

Introduced by:

Referral No. 3657

Hon. Alden H. Wolfe, Sponsor
 Hon. Philip Soskin, Co-Sponsor
 Hon. Jay Hood, Jr., Co-Sponsor
 Hon. Aney Paul, Co-Sponsor
 Hon. Joseph Meyers, Co-Sponsor
 Hon. Douglas J. Jobson, Co-Sponsor

**RESOLUTION NO. 143 OF 2012
 REQUESTING THAT THE NEW YORK STATE SENATE PASS
 BILL S.6493 – AN ACT TO AMEND THE PUBLIC HEALTH LAW WITH
 RESPECT TO MEDICAL ASSISTANCE RECOUPMENTS AND
 REDUCTIONS FOR HOME CARE SERVICES**

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

WHEREAS, Multi-year delays in Medicaid rate change approval and related overpayments have resulted in Personal Care providers and Certified Home Health Agencies (CHHAs) being subject to the massive recoupment of funds within a condensed period of time with punitive interest penalties. This results in severe cash flow issues and will have a direct impact on the home care workforce and patients; and

WHEREAS, although providers must satisfy their Medicaid liability, the burdensome recoupment policy creates new and severe challenges for an industry facing a long list of state-imposed burdens. The recoupment of \$250 million in Medicaid funds comes on top of numerous cuts and unfunded mandates. Agencies are struggling to do more with less, but they have reached their breaking point. Without immediate help, patient access to care and home care jobs are at risk, and

WHEREAS, changes to the current Medicaid recoupment policy are necessary to mitigate the negative impact of the State's most recent rate adjustments on the home care system; and

WHEREAS, Senate Bill S.6493 adds a new Public Health Law §3623 providing that on and after April 1, 2009, any recoupments or reductions in medical assistance payments for licensed home care services agencies and certified home health agencies (CHHAs) shall not be subject to interest. This section further provides that on and after January 1, 2009, any recoupments or reductions in medical assistance payments shall be made payable in equitable monthly amounts over two years on or after January 1, 2012, unless an increased payment is requested by the agency; and

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

RESOLVED, the Rockland County Legislature hereby requests that the New York State Senate pass Bills S.6493, an act to amend the Public Health Law with respect to medical assistance recoupments and reductions for home care services, that the New York State Assembly introduce similar legislation, and that the Governor sign such legislation; and be it further

RESOLVED, that the Clerk to the Legislature be and is hereby authorized and directed to send a copy of this resolution to Andrew M. Cuomo, Governor of the State of New York; Hon. David Carlucci, New York State Senator, Hon. Kenneth P. Zebrowski, Jr., Hon. Ellen C. Jaffee, Hon. Nancy Calhoun, 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.

Debate:

Mr. Wolfe

New York State has the right to and is recouping a portion of payments that were made. Medicaid rates are set in arrears and it is very complicated. The fact is that home care providers are being forced to essentially work for New York State and if they don't make the payment by a certain time the payments are required to have interest and penalties added, which placed a burden on home health providers, in particular Home Health Aids of Rockland. They are a not-for-profit providing these types of services. This is in support of a Senate Bill that would essentially eliminate the need to add on interest and penalties and give additional time to pay it back.

**ADJOURNMENT IN MEMORY OF
ROBERT J. SIGNOR**

Mr. Moroney 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 Robert J. Signor.

**ADJOURNMENT IN MEMORY OF
PHILOMENA "PHILLY" D'AVANZO**

Mr. Schoenberger 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 Philomena "Philly" D'Avanzo.

**ADJOURNMENT IN MEMORY OF
WILLIAM CLARKE, JR.**

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 William Clarke, Jr..

**ADJOURNMENT IN MEMORY OF
RABBI MOSHE HAGER**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Rabbi Moshe Hager.

**ADJOURNMENT IN MEMORY OF
JEREMIAH BARHAM**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Jeremiah Barham.

**ADJOURNMENT IN MEMORY OF
MICHAEL C. "MIKE" CONLON**

Mr. Day 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 Michael C. "Mike" Conlon.

**RESOLUTION NO. 144 OF 2012
ADJOURNMENT**

Mr. Murphy offered the following resolution, which was seconded by Mr. Jobson and unanimously adopted (8:37 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Tuesday, April 3, 2012 at seven o'clock in the evening.

Respectfully Submitted,

DARCY M. GREENBERG
Proceedings Clerk