

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, September 3, 2013 at 7:00 P.M., pursuant to the adjournment of the August 6, 2013 meeting.

Very truly yours,

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 29th day of August 2013

The Legislature of Rockland County convened in regular session pursuant to adjournment of the August 6, 2013 meeting.

A Roll Call being taken (7:25 p.m.), the following Legislators were present and answered to their names:

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

Late: Legislator Ilan S. Schoenberger (7:45 p.m.)

Honorable Michael M. Grant, Legislator, District 2 led in the Salute to the Flag.

Honorable Harriet D. Cornell, Chairwoman, delivered the invocation.

**RESOLUTION NO. 458 OF 2013
ADOPTION OF MINUTES OF LEGISLATIVE MEETING
AUGUST 6, 2013**

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

Resolved, that the transcribed minutes of the Legislative meetings of August 6, 2013, as recorded by the Clerk and presented to the Legislature, be and they are hereby adopted.

Special Order of the Day:

PUBLIC NOTICE

NOTICE is hereby given that a public hearing will be held by the Legislature of Rockland County at its Legislative Chambers, 11 New Hempstead Road, New City, Rockland County, New York, on the 3rd day of September, 2013, at 7:05 P.M., prevailing time, to consider adoption of a local law amending local law number 9 of 1980, as amended by local law number 10 of 1980, local law number 6 of 1981, local law 17 of 1983, local law number 9 of 1990, and local law number 5 of 1999 (Chapter 340 of the laws of Rockland county), providing for the control and regulation of secondhand precious metals or gem dealers for Rockland county.

Dated: New City, New York
August 22, 2013

LAURENCE O. TOOLE
Clerk to the Legislature
Allison-Parris County Office Building
11 New Hempstead Road
New City, New York 10956

The Chairwoman opened the public hearing at 7:28 p.m. and the following spoke:

- ❖ Terry Grosselfinger, Commissioner of Consumer Protection/Weights & Measure, in favor
- ❖ Steven Weissblatt, In favor
- ❖ Jacob Landau, In favor

Affidavits of publication and a complete transcript of the public hearing are on file in the Office of the Clerk to the Legislature.

**RESOLUTION NO. 459 OF 2013
CLOSE PUBLIC HEARING**

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

RESOLVED, that the public hearing be and it is hereby closed (7:37 p.m.).

**LOCAL LAW NO. 3 OF 2013
COUNTY OF ROCKLAND COUNTY
STATE OF NEW YORK**

(Sponsor: Hon. Alden H. Wolfe)

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

A local law amending local law number 9 of 1980, as amended by local law number 10 of 1980, local law number 6 of 1981, local law 17 of 1983, local law number 9 of 1990, and local law number 5 of 1999 (Chapter 340 of the laws of Rockland county), providing for the control and regulation of secondhand precious metals or gem dealers for Rockland county.

Be it enacted by the legislature of the county of Rockland as follows:

Section 1. Legislative intent.

Due to the fact that the number of businesses purchasing gold and silver has increased and the number of transactions has increased dramatically due to increases in prices, the Sheriff's Department has been inundated with reports of sales and has procured a software program with which permit license holders may report their sales electronically and also allows the Sheriff's Department to search purchases more efficiently. The law is being amended to provide for electronic reporting.

Section 2. Definitions.

§340-2 is amended as follows:

DIRECTOR-The Director of Consumer Protection or his/her designee.

Section 3. Application for license; fee; bond.

§340-4 is amended as follows:

- A. Every person desiring to procure a license shall file with the [Sealer of Weights and Measures, hereinafter referred to as the ["Sealer,"] Director an application supplied by the [Sealer] Director, containing the following information:
- (1) The name and description of the applicant [Individuals operating under a trade name shall present a certified copy of the trade name certificate filed in the Rockland County Clerk's office. A partnership conducting business, whether or not under a trade name, shall submit a certified copy of the partnership certificate, which was filed in the Rockland County Clerk's office when the partnership was formed. A corporation shall furnish a photo static copy of its certificate of incorporation and, if a foreign corporation, its application for authority to do business in New York State.] in the form and manner as set forth in the Rules and Regulations.
 - (7) Two photographs of the applicant, taken not more than 60 days prior to the filing of the application, which photographs shall be two inches by two inches, showing the head and shoulders of the applicant in a clear and distinguishing manner. If the applicant is a partnership, photographs and fingerprints as provided herein are required for each partner. If the applicant is a corporation, all officers[, as well as any stockholder of 10% or more of the stock,] shall be photographed and fingerprinted as provided herein.
 - (9) [A copy of the applicant's fingerprints shall be mailed to the Division of Criminal Justice Services, Albany, New York, requesting a fingerprint search. The Sealer shall secure from the applicant the required fee for said search in the form of a check or a money order made payable to the New York State Division of Criminal Justice Services.] A copy of the applicant's fingerprints shall be provided as set forth in the Rules and Regulations.
- B. Such application for a secondhand precious metal or gem dealer's license shall be accompanied by a nonrefundable filing fee[of \$200.] in the amount as set forth under the Rules and Regulations adopted pursuant to this Chapter and a bond or other surety to the County of Rockland in the sum of \$2,000, conditioned for the due observance during the term of the license of any of the laws relating to such dealers.

Section 4. Issuance of license.

§340-5 is amended as follows:

- A. Upon receipt of the license application and the payment of the filing fee and bonds required of the applicant, the [Sealer] Director shall prepare and deliver to the applicant his license.
- B. The [Sealer] Director shall keep a record of all licenses issued, as well as any matters herein described.
- C. No license shall be granted under this chapter to any dealer in secondhand precious metals or gems:
 3. Whose license under this chapter has been revoked or as provided in § 340-8 of this chapter.
- D. Notwithstanding any provision of this chapter to the contrary, the [Sealer] Director, in his/her discretion, may grant a license as provided herein to any applicant who has been convicted of a crime within the last 10 years, upon the finding by the [Sealer] Director that said applicant is of good moral character and has demonstrated reliability and trustworthiness in finance and commercial transactions and would not compromise or jeopardize the public in the transaction of secondhand precious metal or gem business.

Section 5. Expiration and renewal of license.

§340-6 is amended as follows:

Every license shall expire on the 30th day of November next after its issuance. Every license may be renewed as of the first day of December, upon payment of the required fee as set forth in the Rules and Regulations and filing a renewal application with the [Sealer] Director, certifying that no changes have occurred with respect to any of the facts or information required or supplied on the original application, or, if there have been any changes, the applicant shall furnish the facts and information relating to such changes and shall comply with the requirements of § 340-3 hereof with respect thereto.

Section 6. Non-transferability of license.

§340-7 is amended as follows:

No license under the provisions of this chapter shall be transferred or assigned to any person or used by any person other than the licensee to whom it was issued, his agents, employees or duly authorized representatives, said agents, employees or duly authorized representatives having been approved by the [Sealer] Director.

Section 7. Suspension or revocation of license; appeals.

§340-8 is amended as follows:

- A. Any license granted under this chapter may be suspended for a specific time not to exceed one year or revoked for cause, after a hearing before a hearing officer appointed by the [Chairman of the Rockland County Legislature] County Executive of Rockland County. The determination as to suspension or revocation shall be made by said hearing officer. Any such hearing shall be held after reasonable written notice by the [Sealer] Director to the licensee of the charges, and the licensee shall have the right to counsel and to present evidence. Whenever any license shall be revoked or suspended, no refund of unearned portion of the license fee shall be made.

A license to conduct, operate, engage in and transact secondhand precious metals and gems may be suspended or revoked by the hearing officer for any one (1) or more of the following causes:

1. Fraud, misrepresentation or bribery in securing a license.
2. The making of any false statement as to a material matter in any application for a license or in any proceeding with respect to the suspension or revocation of a license, or a response to any order, demand, or inquiry made by the hearing officer or by the Director with respect to a license or with respect to any transaction taken pursuant to this Chapter.
3. The person or the management personnel of the licensee are untrustworthy or not of good moral character.
4. Failure to display the license as provided in this chapter.
5. Violation of any provision of this chapter or of any rule or regulation adopted hereunder.

B. Appeals.

1. Any person aggrieved by the action of a hearing officer in suspending or revoking a license or the [Sealer] Director in refusing to grant a license or the making of any other decision or determination may take an appeal there from to the Legislature of Rockland County within 30 days after said decision or determination has been made. Such appeal shall be taken by filing, with the Clerk to the Legislature, a notice of appeal specifying the grounds therefore and the person from whom the appeal is being taken.

Section 8. Restrictions.

§340-9 is amended as follows:

- A. It shall be unlawful for any dealer of secondhand precious metals or gems to engage in buying activities in any place within Rockland County other than the place of business designated in such license, except to meet with a customer at his home, bank or suitable place of business. A dealer in secondhand precious metals or gems may, upon application to the [Sealer] Director and receiving approval of the [Sealer] Director, [temporarily] extend his license to cover other locations, such as flea markets, fairs, bazaars or religious or charitable organization functions.
- D. It shall be unlawful for any dealer in secondhand precious metals or gems to sell or dispose of any secondhand precious metals or gems until the expiration of [15] 20 days after the acquisition by such dealer of said precious metals or gems.
- G. It shall be unlawful for any dealer of secondhand precious metals or gems to damage, destroy, alter or in any way change or direct or request anyone else to alter or change the structure or makeup of a precious metal or gem so as to make it unidentifiable within [15] 20 days after the acquisition by said dealers of such precious metal or gem. In the event that said precious metal or gem dealer damages, destroys, alters or in any way changes the precious metal or gem, the secondhand precious metal or gem dealer shall restore the precious metal or gem to its original condition as possible, provided that the secondhand precious metal or gem dealer receives a written request to do so from the owner of said item and law enforcement agency within the time limits set forth in this Subsection G and § 340-11 of this chapter, whichever is longer.

Section 9. Display of daily price required.

§340-10 is amended as follows:

The daily price upon which the dealer bases his quotation for gold and silver shall be clearly displayed in Arabic numbers [in such a manner that the public will be informed] in the manner as set forth in the Rules and Regulations.

Section 10. Records.

§340-12 is amended as follows:

- A. Every dealer in secondhand precious metals or gems by the close of the business day shall keep an electronic record in the form as set forth in the Rules and Regulations or a written record in duplicate and on a form prescribed by the [Sealer] Director of consecutively numbered transactions, legibly written in English, which shall contain a complete, thorough description of every secondhand precious metal or gem article so purchased, utilizing accepted trade words and phrases such as, but not limited to, serpentine, herringbone, braided herringbone, rope, crosscut, woven link, cobra, basket weave, tricolor, florentine, twist, beveled, gem names as listed in § 340-2, quantities of gems, number or numbers of said articles and any monograms, inscriptions or other marks of identification that may appear on such articles. The record whether electronic or written shall also include the name, residence address and description of the person from whom such purchase was made, including the day and hour of the purchase. Within 48 hours of the close of business on the day of purchase, the dealer in precious metals or gems shall forward by electronic means or mail, to the Rockland County Bureau of Criminal Identification the duplicate record of purchase, as provided herein, of each transaction which had taken place on that day.
- B. Such electronic or written record shall be kept on the business premises of the secondhand precious metal or gem dealership or at the place designated on the fully approved license, at all times during normal business hours. Such record shall be open to the inspection of any police officer or the [Sealer] Director or any person duly authorized for such purposes by the [Sealer] Director.
- C. If the record of sales is in written form the dealer is mandated to use the forms prescribed by the [Sealer] Director and shall reimburse the [Sealer] Director for the cost of said forms.

Section 11. Identity of person from who purchase is made.

§340-13 is amended as follows:

- B. Only the following shall be deemed acceptable evidence of identity:
- (1) Any official document, except a Social Security Account number card, issued by the United States Government, any state, County, municipality or subdivision thereof, any public agency or department thereof or any public or private employer, which requires and bears signature and picture of the person to whom issued.

Section 12. Reporting of records information.

§340-14 is amended as follows:

Every secondhand precious metal or gem dealer shall furnish to the [Sealer] Director or his/her agent or the appropriate law enforcement agency all information requested relative to all records required to be kept under this chapter.

Section 13. Duty to enforce.

§340-15 is amended as follows:

It shall be the duty of the [Sealer] Director or any police officer having jurisdiction at the site where a person is seen dealing in secondhand precious metals or gems to require such person seen so dealing and who is not known to the [Sealer] Director or such police officer to be duly licensed to produce or display his secondhand precious metal dealer's license and to enforce the provisions of this chapter against any person found to be in violation of the same. It shall be the duty of the [Sealer] Director or any police officer as described herein to require the immediate closure of any business dealing in the purchase of secondhand metals or gems as defined herein who is operating said business without a license as required by § 340-3 of this chapter.

Section 14. Penalties for offenses.

§340-17 is amended as follows:

- C. In addition to the penalties provided above, any offense against the provisions of this chapter or the rules or regulations adopted under this chapter shall subject the person committing the offense to a civil penalty in an amount not to exceed \$[500] 1,000 as imposed by the [Sealer] Director for each day that the offense shall continue. Said penalty shall be collectible by and in the name of the County of Rockland.

Section 15. The local law is amended to add the following:

§340-18 Rules and Regulations.

The Director shall have the authority to adopt rules and regulations in respect to any subject matter over which he/she has jurisdiction under this chapter or any other law after a public hearing by the Director and subject to the approval of the Rockland County Legislature. Upon adoption and approval of such rules and regulations they shall be duly filed with the clerk to the Rockland County Legislature.

Section 16. Separability.

If any part of this local law, or the application thereof to any person or circumstance shall be it judged invalid by any court of competent jurisdiction such judgment shall be confined it its operation to the parts of the provision directly involved in the controversy in which such judgment shall have been rendered and shall not effect or impair the validity of the remainder of this law or the application thereof to any other persons or circumstances.

Section 17. Effective date.

This local law shall take effect immediately upon filing in the office of the secretary of state pursuant to section 27 of the municipal home rule law.

Material to be removed is in [brackets].
New Material is underscored



Debate:

Mr. Day

We are looking to move from paper to electronic without duplication. Can you clarify the present amount of time that the precious metals must be held and what we are looking to do with the change in the law?

Mr. Grosselfinger

The current time that we hold it is fifteen days. The Sheriff asked for thirty days, but I asked for twenty. If they do it electronically, if the Sheriff agrees, it should be okay with them.

Mr. Day

I am not quite clear when we were under a paper scenario the time was fifteen and now electronically the Sheriff wants twenty or thirty days. Why was the initial request thirty days?

Mr. Grosselfinger

I do not know.

Mr. Day

I am concerned that we are going with more when we should be doing it in less time.

Mr. Grosselfinger

I think if we cut down in time administratively that will be an additional incentive to move to the electronic format, because it would make more business sense for them.

Mr. Soskin

We always speak in terms of openness in government. It was difficult to understand the Local Law and that is why I reached out to them. It is necessary for everyone in this business to know what is going on. I thank the community for coming down.



The Chairwoman opened the public participation portion of the meeting at 7:43 p.m. and the following persons appeared and spoke:

- ❖ Matthew Brennan, opposed to RCC charging \$500.00 for internships

Public Participation ended at 7:45 p.m.

Legislator Ilan S. Schoenberger arrived (7:45 p.m.)

Comments from the Chairwoman:

Honorable Harriet D. Cornell

Yesterday was Labor Day, a day that many people enjoy. It extends a weekend to three days. People go shopping or picnicking. Labor Day was created about 125 years ago and New York was one of the first states to introduce the idea of a "Labor Day" to honor the working people of this country. I was thinking also how the labor force has changed over the years since the late 1800's when the Labor Day was established. I particularly thought about what World War II did in terms of changing the labor force when many women went into the military, but many other women went into the industrial fields substituting for men in factories and that has just changed the way, which women have been valued in this country. Women toiled in the fields and in the home, but working in the factories in a variety of rolls. To all the men or women, we value you all. People who contribute to their families, communities, to their counties, to their states and to their nation – congratulations and thank you.

Introduced by:

Hon. Harriet D. Cornell, Sponsor

**RESOLUTION NO. 460 OF 2013
AMENDING RESOLUTION NO. 295 OF 2012 AND
RESOLUTION NO. 279 OF 2013
WHICH ADOPTED A STANDARD WORKDAY IN COMPLIANCE
WITH THE REQUIREMENTS OF THE OFFICE OF THE
NEW YORK STATE COMPTROLLER**

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

WHEREAS, By Resolutions 295 of 2012 and 279 of 2013, the Rockland County Legislature established a standard workday for certain elected and appointed officials in Rockland County in compliance with the New York State Retirement System; and

WHEREAS, Regulation 315.4 of the New York State Retirement System requires each official who is a member of the Retirement System and does not use the County's time and attendance system to maintain a record of his or her work-related activities to submit a record for three consecutive months to the secretary or legislative clerk. This Regulation does not apply to elected or appointed officials who are not members of the Retirement System; and

WHEREAS, Regulation 315.4 requires the legislature to establish a standard workday for elected and appointed officials by adopting a resolution that lists each affected employee's title and the number of hours in the standard work day for each title; and

WHEREAS, The County maintains actual daily records of time worked for all elected and appointed officials in Rockland County; and

WHEREAS, The Clerk to the Legislature represents that Sewer Commissioner Kevin P. Connell has recorded and submitted his work activities for the required period, and the record of work activities demonstrate that he has worked the hours indicated on the annexed Schedule A; and

WHEREAS, All of the County's department heads' and other appointed officials' positions are either governed by or tied by prior legislative resolutions to collective bargaining provisions and consequently derive their standard seven or eight hour workday or pro-rated schedule based upon a standard seven or eight hour workday from said agreements. Said standard workday is the basis for each employee's regular bi-weekly electronic timesheet reporting in the Peoplesoft system. Peoplesoft is a system that keeps track of accruals used and attests that, other than time charged for accruals, full hours were worked; and

WHEREAS, Attached as Schedule A is a chart providing all required information for certain elected and appointed officials in Rockland County exclusive of the elected and appointed officials of the Rockland County Legislature; now, therefore be it

RESOLVED, That the Rockland County Legislature hereby amends Resolutions No. 295 of 2012 and No. 279 of 2013 in compliance with the requirements of the Office of the New York State Comptroller and will report the appropriate days worked to the New York State and Local Employees' Retirement System based on the actual daily records of time worked by the appointed officials and the records of activities maintained and submitted by the elected and appointed officials to the Clerk to this body, as set forth in the attached Schedule A; and be it further

RESOLVED, That this resolution shall be posted on the Rockland County website for a minimum of thirty (30) days; and be it further

RESOLVED, That the Clerk to the Legislature be and is hereby authorized and directed to file a certified copy of this resolution with an Affidavit of Posting with the Office of the New York State Comptroller within forty-five (45) days of the adoption of this resolution.

CERTAIN ROCKLAND COUNTY ELECTED/APPOINTED OFFICIALS
Schedule A - 7/31/13

Title	Name	SS No. (Last 4 Digits)	Retirement Registration No.	Standard Work Day (Hrs/Day)	Term Begins/ Ends	Partic in Employer's Timekeeping System	Days/ Month Based on Record of Activities	Tier 1 Member	Not Submitted
FIXED TERM CONCURRENT WITH COUNTY EXECUTIVE'S TERM									
Commissioner of Health	Ruppert, Patricia S. (Acting)			8	12/31/2013	Y			
STATUTORY TERM									
Real Property Tax Services Officer	Vacant			8		Y			
SERVES AT THE PLEASURE OF THE LEGISLATURE									
Sewer Commissioner	Connell, Kevin P.			6	12/31/2015	N	0.33		
Sewer Commissioner (Relief)	Vacant			6	12/31/2015	N			
Sewer Commissioner (Relief)	Jasmin, Noramie F.			6	12/31/2015	N			X*
Sewer Commissioner (Relief)	St. Lawrence, Christopher P.			6	12/31/2015	N			X*
							*ROA not submitted as of 7/31/13		
OTHER APPOINTED OFFICIALS									
Assistant Public Defender PT	Garbett, Yvonne F.			8	12/31/2013	Y			
Confidential Criminal Investigator	Crawford, Russell - Retired			8	12/31/2015	Y			
Confidential Secretary to the Commissioner of Health	Vacant			7	12/31/2013	Y			
Deputy Commissioner of Elections	Pietanza, Kathleen M.			8	12/31/2016	Y			
Deputy Commissioner of Elections	Rogers, Gerard A.			8	12/31/2016	Y			
Director, Intergovernmental Relations	Vacant			8	12/31/2013	Y			
Research Assistant, County Executive	Vacant			8	12/31/2013	Y			

RESOLUTION NO. 461 OF 2013
WAIVE THE RULES OF THE LEGISLATURE
TO CONSIDER PROPOSED RESOLUTION
AS AN IMMEDIATE NEED

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

RESOLVED, that the Rules of the Legislature be waived to consider Resolution No.'s 462 - 496 of 2013, as an immediate need.

Introduced by:

Referral No. 6394

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

**RESOLUTION NO. 462 OF 2013
 APPROVING AGREEMENT IN EXCESS OF \$100,000
 WITH LOCHNER ENGINEERING, P.C.
 FOR ENGINEERING SERVICES
 FOR SUFFERN LANE RETAINING WALL REPAIR
 IN A TOTAL AMOUNT OF \$231,000
 FOR THE PERIOD AUGUST 1, 2013 THROUGH DECEMBER 31, 2016
 UNDER CAPITAL PROJECT NO. 3399
 AND AUTHORIZING ITS EXECUTION BY THE
 COUNTY EXECUTIVE
 [DEPARTMENT OF HIGHWAYS]
 (\$231,000)**

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

WHEREAS, By Resolution No. 15 of 2013 the Rockland County Legislature approved Emergency Relief Program Pin No. 8701.78 with New York State Department of Transportation and appropriated funding for Hurricane Irene repairs in the amount of \$2,000,000 which included repairs to Suffern Lane retaining wall located in the Town of Haverstraw (the "Project") under the Capital Project No. 3399; and

WHEREAS, Lochner Engineering, P.C., 310 Fullerton Avenue, Suite 200, Newburgh, New York 12550 was selected from the 2013 New York State Department of Transportation Region 8, Local Design Service Agreement list of consultants for Federal Aid projects; and

WHEREAS, The Superintendent of Highways recommends that the Rockland County Legislature approve the contract in the amount of \$231,000 by Lochner Engineering, P.C., 310 Fullerton Avenue, Suite 200, Newburgh, New York 12550 for engineering services necessary for the repair of Suffern Lane retaining wall located in the Town of Haverstraw, which was heavily damaged during Hurricane Irene, for the period August 1, 2013 through December 31, 2016 under Capital Project No. 3399; and

WHEREAS, The Project is Federally funded (80% reimbursable to the County of Rockland); and

WHEREAS, The New York State Department of Transportation (NYSDOT) has granted authorization to proceed with this phase of Capital Project No. 3399 and the Federal Aid Agreement has been executed; and

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

WHEREAS, Sufficient funding for this agreement exists within Capital Project No. 3399 in the 2013 Budget of the Department of Highways; and

WHEREAS, The Planning and Public Works and Budget and Finance Committees of the Legislature have met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the contract in excess of \$100,000, between the County of Rockland and Lochner Engineering, P.C., for engineering services to repair Suffern Lane retaining wall, located in the Town of Haverstraw for the period August 1, 2013 through December 31, 2016, in the amount of \$231,000 under Capital Project No. 3399, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement exists within Capital Project No. 3399 in the 2013 Budget of the Department of Highways.



RESOLUTION NO. 463 OF 2013**BOND RESOLUTION DATED SEPTEMBER 3, 2013**

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF PARTIAL RECONSTRUCTION OF RIVER ROAD FROM THE TAPPAN ZEE BRIDGE TO STEVENSON STREET IN THE VILLAGE OF GRAND- VIEW-ON-HUDSON (CAPITAL PROJECT NO. 3269), STATING THE TOTAL ESTIMATED MAXIMUM COST THEREOF IS \$1,700,000; STATING THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$1,000,000 BONDS HEREIN AUTHORIZED; IN ADDITION TO THE \$700,000 BONDS PREVIOUSLY AUTHORIZED; PROVIDING FOR A TAX TO PAY THE PRINCIPAL OF AND INTEREST ON SAID BONDS; AND AUTHORIZING \$1,615,000 EXPECTED TO BE RECEIVED FROM THE UNITED STATES OF AMERICA AND/OR THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID OBJECTS OR PURPOSES OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS.

(Adopted) September 3, 2013

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

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Rockland, New York (herein called "County"), is hereby authorized to continue existing capital project no. 3269 for the Department of Highways, consisting of partial reconstruction of River Road from the Tappan Zee Bridge to Stevenson Street in the Village of Grandview-on-Hudson, all as more particularly described in the County's 2013 Capital Budget, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,700,000, and \$1,000,000 is hereby appropriated therefor, in addition to the \$700,000 previously appropriated pursuant to Resolution No. 48 of 2006 (the "Previously Appropriated Funds"). The plan of financing includes the expenditure of the Previously Appropriated Funds and the issuance of \$1,000,000 bonds herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds, the levy of a tax to pay the principal of and interest on said bonds and notes, and authorizing \$1,615,000 expected to be received from the United States of America and/or the State of New York to be expended towards the cost of said specific object or purpose or redemption of the County's obligations issued therefor, or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds.

Section 2. Bonds of the County in the principal amount of \$1,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness of the specific object or purpose for which said \$1,000,000 bonds herein authorized are to be issued, within the limitations of Section 11.00 a. 20(c) of the Law, is fifteen (15) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the specific object or purpose described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the total amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Rockland, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary hereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The Clerk to the Rockland County Legislature is hereby directed to publish the foregoing bond resolution, in summary, in the "ROCKLAND JOURNAL NEWS", West Nyack, New York and the "ROCKLAND COUNTY TIMES", published by Citizen Publishing Corp., Nanuet, New York, each of said newspapers having been designated the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 9. This Resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter.

* * *

The adoption of the foregoing resolution was seconded by Legislator Nancy Low-Hogan and duly put to a vote on roll call, which resulted as follows:

AYES:	17
NOES:	0
ABSENT:	0

The resolution was declared adopted.

Roll Call:

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

Introduced by

Referral No. 5906

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

**RESOLUTION NO. 464 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 \$3,020,000
 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$9,761,681
 FOR ENGINEERING AND ADMINISTRATION
 OF CONSTRUCTION SERVICES
 FOR DESIGN AND CONSTRUCTION OF SANITARY SEWERS,
 FORCE MAINS AND PUMPING STATIONS TO SERVE WESTERN RAMAPO
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [ROCKLAND COUNTY SEWER DISTRICT NO. 1]
 (\$9,761,681)**

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

WHEREAS, By Resolution No. 439 of 2001, the Legislature of Rockland County approved execution of a contract with Stearns & Wheler LLC., in an amount not to exceed \$3,402,886, for design and construction administration services for sanitary sewers and pumping stations to serve Western Ramapo, with the Rockland County Sewer District No. 1; and

WHEREAS, The County entered into said contract with Stearns & Wheler, LLC on September 19, 2001, and the contract was subsequently amended and extended eight times with the approval of the Rockland County Legislature in the total amount of \$3,082,795, for a total amount not to exceed \$6,485,681; and

WHEREAS, By Resolution No. 406 of 2012, the Legislature of Rockland County approved execution of a contract with Stearns & Wheler LLC., in an additional amount of \$256,000 for a total contract not to exceed \$6,741,681, for design and construction administration services for sanitary sewers and pumping stations to serve Western Ramapo, with the Rockland County Sewer District No. 1; and

WHEREAS, On February 28, 2013, by Resolution No. 6 of 2013, the Rockland County Sewer District No. 1 Board of Commissioners unanimously approved an amendment to the above mentioned contract with GHD Consulting Engineers LLC f/k/a Stearns & Wheler, LLC, by increasing the contract amount by \$3,020,000 for a total sum not to exceed \$9,761,681; 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 \$3,020,000, for engineering and administration of construction services for sanitary sewers, force mains and pumping stations to serve Western Ramapo, for a total contract amount not to exceed \$9,761,681; and

WHEREAS, This amendment to increase the contract amount by \$3,020,000 is for completion of the design and construction administration services for the remaining four contracts (WR03-03B, WR03-04A, WR03-04C, WR03-06) for the Western Ramapo Sewer Extension 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 funds for this amendment are authorized to be borrowed for Capital Project No. 6150 of the Rockland County Sewer District No. 1; and

WHEREAS, The Planning and Public Works and Budget and Finance Committees of the Legislature have met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; 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 \$3,020,000, for engineering and administration of construction services for sanitary sewers, force mains and pumping stations to serve Western Ramapo for a total contract sum not to exceed \$9,761,681 and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funds for this amendment are authorized to be borrowed for Capital Project No. 6150 of the Rockland County Sewer District No. 1.

Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 465 OF 2013
 APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000
 FROM AIR KOOL MECHANICAL FOR HEATING, VENTILATION AND
 AIR CONDITIONING SERVICES FOR THE DEPARTMENT OF GENERAL SERVICES –
 FACILITIES MANAGEMENT DIVISION AND THE ROCKLAND COUNTY
 SEWER DISTRICT NO. 1 UNDER RFB-RC-2011-097
 IN THE ADDITIONAL AMOUNT OF \$150,000 DURING THE OPTION TERM
 FROM DECEMBER 28, 2012 THROUGH DECEMBER 27, 2013 AND FOR
 A TOTAL AMOUNT NOT TO EXCEED \$350,000 FOR THE FULL PERIOD
 FROM DECEMBER 28, 2011 THROUGH DECEMBER 27, 2013
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$350,000)**

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

WHEREAS, The Director of Purchasing advertised for bids for heating, ventilation and air conditioning services under RFB-RC-2011-097 (the "RFB") for the Department of General Services – Facilities Management Division and the Rockland County Sewer District No. 1 for the period of one (1) year with one (1) additional one (1) year option term; and

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

WHEREAS, By Resolution No. 143 of 2013, the Legislature of Rockland County approved the purchases in excess of \$100,000 from Air Kool Mechanical of heating, ventilation and air conditioning services under the RFB for the Department of General Services – Facilities Management Division and the Rockland County Sewer District No. 1 in the additional amount of \$100,350 during the option term from December 28, 2012 through December 27, 2013 and for a total amount not to exceed \$200,000 for the full period from December 28, 2011 through December 27, 2013; and

WHEREAS, The total expenditures have exceeded \$165,000 through June 20, 2013, and it is estimated that an additional \$150,000 will be required to cover the cost of repairs through December 27, 2013; and

WHEREAS, By this resolution, the Director of Purchasing therefore recommends to the County Executive and the Legislature that the County approve the additional purchases in excess of \$100,000 from Air Kool Mechanical of heating, ventilation and air conditioning services under the RFB in the additional amount of \$150,000 during the option term from December 28, 2012 through December 27, 2013 and for a total amount not to exceed \$350,000 for the full period from December 28, 2011 through December 27, 2013; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2013 Budgets of the Department of General Services – Facilities Management Division and the Rockland County Sewer District No. 1 subject to available intradepartmental transfers; and

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

WHEREAS, The Planning and Public Works and Budget and Finance Committees of the Legislature have met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the additional purchases in excess of \$100,000 from Air Kool Mechanical, 451 North Route 9W, Congers, NY 10920, of heating, ventilation and air conditioning services under RFB-RC-2011-097 for the Department of General Services – Facilities Management Division and the Rockland County Sewer District No. 1 in the additional amount of \$150,000 during the option term from December 28, 2012 through December 27, 2013 and for a total amount not to exceed \$350,000 for the full period from December 28, 2011 through December 27, 2013, and authorizes all purchase 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 2013 Budgets of the Department of General Services – Facilities Management Division and the Rockland County Sewer District No. 1 subject to available intradepartmental transfers.

Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 466 OF 2013
APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000
FROM JWC ENVIRONMENTAL TO PROVIDE LABOR
EQUIPMENT AND MATERIAL TO REBUILD SEWAGE GRINDER
UNITS FOR OR TO FURNISH AND DELIVER NEW REPLACEMENT UNITS
TO THE ROCKLAND COUNTY SEWER DISTRICT NO. 1
UNDER RFB-RC-2011-021
IN THE ADDITIONAL AMOUNT OF \$161,836.80
DURING THE SECOND YEAR OPTION TERM
FROM JUNE 10, 2013 THROUGH JUNE 9, 2014
AND FOR A TOTAL AMOUNT NOT TO EXCEED \$400,918.80
FOR THE FULL PERIOD FROM JUNE 10, 2011 THROUGH JUNE 9, 2014
WITH TWO (2) REMAINING ONE (1) YEAR OPTION TERMS
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
(\$400,918.80)**

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

WHEREAS, The Director of Purchasing awarded a contract to JWC Environmental ("JWC"), 290 Paularino Avenue, Costa Mesa, CA 92626, to provide labor equipment and material to rebuild sewage grinder units for or to furnish and deliver new replacement units to the Rockland County Sewer District No. 1 ("RCSD#1") under RFB-RC-2011-021 (the "RFB") for the period from June 10, 2011 through June 9, 2012, with four (4) one (1) year option terms; and

WHEREAS, By Resolution No. 122 of 2012, the Legislature of Rockland County approved the purchases in excess of \$100,000 from JWC to provide labor equipment and material to rebuild sewage grinder units for or to furnish and deliver new replacement units to the RCSD#1 under the RFB in an amount not to exceed \$239,082 during the first year option term from June 10, 2012 through June 9, 2013, with three (3) remaining one (1) year option terms; and

WHEREAS, To date, RCSD#1 has spent \$220,055.80 to refurbish units that fell into disrepair; and

WHEREAS, The five (5) Muffin Monster sewage grinders are refurbished on an as needed basis, and four (4) of each of these units may require refurbishing during the second option year term of this contract, requiring additional expenditures in the amount of \$161,836.80; and

WHEREAS, The Director of Purchasing therefore recommends to the County Executive and the Legislature of Rockland County that the County approve the additional purchases in excess of \$100,000 from JWC to provide labor equipment and material to rebuild sewage grinder units for or to furnish and deliver new replacement units to RCSD#1 under the RFB in an additional amount not to exceed \$161,836.80 during the second year option term from June 10, 2013 through June 9, 2014, with two (2) remaining one (1) year option terms; and

WHEREAS, Sufficient funding for these purchases is provided for in the 2013 Budget of the RCSD#1 and is contingent upon 2014 budget appropriations; and

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

WHEREAS, The Planning and Public Works and Budget and Finance Committees of the Legislature have met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the additional purchases in excess of \$100,000 from JWC Environmental, 290 Paularino Avenue, Costa Mesa, CA 92626, to provide labor equipment and material to rebuild sewage grinder units for or to furnish and deliver new replacement units to the Rockland County Sewer District No. 1 under RFB-RC-2011-021 in an additional amount not to exceed \$161,836.80 during the second year option term from June 10, 2013 through June 9, 2014, and for a total amount not to exceed \$400,918.80 for the full period from June 10, 2011 through June 9, 2014 with two (2) remaining one (1) year option terms, with all purchases of services 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 2013 Budget of the Rockland County Sewer District No. 1 and is contingent upon 2014 budget appropriations.

Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 467 OF 2013
 APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000
 FROM FRANK STEVENS & SONS ROOFING, INC. TO PROVIDE
 ROOFING SYSTEMS – SERVICE, MAINTENANCE, REPAIR AND INSTALLATION
 FOR THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 AND
 THE DEPARTMENT OF GENERAL SERVICES UNDER RFB-RC-2011-059
 IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$80,000 DURING THE
 OPTION TERM FROM AUGUST 20, 2012 THROUGH AUGUST 21, 2013
 AND FOR A TOTAL AMOUNT NOT TO EXCEED \$279,884
 FOR THE FULL PERIOD FROM AUGUST 20, 2011 THROUGH AUGUST 21, 2013
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$279,884)**

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

WHEREAS, The Director of Purchasing awarded RFB-RC-2011-059 (the “RFB”) to Frank Stevens & Sons Roofing, Inc. (“Frank Stevens”), 56 Smith Clove Road, Central Valley, New York 10917, to provide roofing systems – service, maintenance, repair and installation for the Rockland County Sewer District No. 1 (“RCSD#1”) and the Department of General Services for the period from August 20, 2011 through August 21, 2012 with the option to renew for an additional one (1) year period; and

WHEREAS, By Resolution No. 21 of 2013, the Legislature of Rockland County approved the purchases in excess of \$100,000 from Frank Stevens for roofing systems – service, maintenance, repair and installation under the RFB for RCSD#1 and the Department of General Services in a total amount not to exceed \$199,884 during the full period from August 20, 2011 through August 21, 2013; and

WHEREAS, To date, the total expenditures are \$134,569.15, and RCSD#1 and the Director of Facilities Management have indicated the need for additional roofing repairs prior to the expiration of this contract; and

WHEREAS, The Director of Purchasing therefore recommends to the County Executive and the Legislature of Rockland County that the County approve the additional purchases in excess of \$100,000 from Frank Stevens to provide roofing systems – service, maintenance, repair and installation for RCSD#1 and the Department of General Services in an additional amount not to exceed \$80,000 during the option term from August 20, 2012 through August 21, 2013 and for a total amount not to exceed \$279,884 for the full period from August 20, 2011 through August 21, 2013; and

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

WHEREAS, Sufficient funding for these purchases exists in the 2013 Budgets of the Rockland County Sewer District No. 1 and the Department of General Services; and

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

WHEREAS, The Planning and Public Works and Budget and Finance Committees of the Legislature have met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the additional purchases in excess of \$100,000 from Frank Stevens & Sons Roofing, Inc., 56 Smith Clove Road, Central Valley, New York 10917, to provide roofing systems – service, maintenance, repair and installation for the Rockland County Sewer District No. 1 and the Department of General Services in an additional amount not to exceed \$80,000 during the option term from August 20, 2012 through August 21, 2013 and for a total amount not to exceed \$279,884 for the full period from August 20, 2011 through August 21, 2013, with 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 exists in the 2013 Budgets of the Rockland County Sewer District No. 1 and the Department of General Services.

Introduced by:

Referral No. 7300

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

**RESOLUTION NO. 468 OF 2013
 AMENDING 2013 ADOPTED CAPITAL BUDGET IN THE AMOUNT
 OF \$475,000 FOR A NEW CAPITAL PROJECT
 FOR JAIL HVAC PRESERVATION AND IMPROVEMENTS
 [DEPARTMENT OF GENERAL SERVICES – FACILITIES MANAGEMENT]
 (\$475,000)**

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

WHEREAS, The Director of Facilities Management is requesting that the County Executive and the Rockland County Legislature approve a new Capital Project; for Jail HVAC Preservation and Improvements, to be immediately added to the 2013 Adopted Capital Budget; and

WHEREAS, The Department of General Services - Facilities Management has determined that this project is essential for the Jail HVAC Preservation and Improvements Project; and

WHEREAS, The Director of Facilities Management has requested that the Legislature amend the 2013 Adopted Capital Budget to increase funding in the amount of \$475,000 to allow for this project; and

WHEREAS, The Planning and Public Works and Budget and Finance Committees of the Legislature have met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves an amendment to the 2013 Adopted Capital Budget for Jail HVAC Preservation and Improvements Project, to increase funding in the amount of \$475,000 to allow for this project; and be it further

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

CAPITAL PROJECTS FUND

Increase Approp. Acct.:

<u>H</u>	Jail HVAC Preservation and Improvements	475,000
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Increase Est. Rev. Acct.:

H5710	Proceeds from Bonds	475,000
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RESOLUTION NO. 469 OF 2013**BOND RESOLUTION DATED SEPTEMBER 3, 2013**

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING THE FINANCING OF IMPROVEMENTS TO THE COUNTY JAIL HVAC SYSTEM, STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$475,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$475,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

(Adopted) September 3, 2013

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

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Rockland, New York (herein called "County"), is hereby authorized to establish a new capital project for the Department of General Services, Facilities Management, consisting of improvements to the County Jail HVAC system, as more particularly described in the County's 2013 Capital Budget, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$475,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$475,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$475,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness applicable to the specific object or purpose for which the bonds authorized by this resolution is to be issued within the limitations of Section 11.00 a. 13 of the Law, is ten (10) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the specific object or purpose described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the total amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Rockland, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The Clerk to the Rockland County Legislature is hereby directed to publish the foregoing bond resolution, in summary, in the "ROCKLAND JOURNAL NEWS", West Nyack, New York and the "ROCKLAND COUNTY TIMES", published by Citizen Publishing Corp., Nanuet, New York, each of said newspapers having been designated the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 9. This Resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter.

* * *

The adoption of the foregoing resolution was seconded by Legislators Toney L. Earl and Philip Soskin and duly put to a vote on roll call, which resulted as follows:

AYES:	17
NOES:	0
ABSENT:	0

The resolution was declared adopted.

Roll Call:

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 470 OF 2013
 AMENDING 2013 ADOPTED CAPITAL BUDGET IN THE AMOUNT
 OF \$1,500,000 FOR A NEW CAPITAL PROJECT
 FOR VEHICLES AND EQUIPMENT FOR THE SHERIFF'S DEPARTMENT,
 [DEPARTMENT OF GENERAL SERVICES – FACILITIES MANAGEMENT]
 (\$1,500,000)**

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

WHEREAS, The Director of Facilities Management is requesting that the County Executive and the Rockland County Legislature approve a new Capital Project; for Vehicles and Equipment for the Sheriff's Department, to be immediately added to the 2013 Adopted Capital Budget; and

WHEREAS, The Department of General Services - Facilities Management has determined that this project is essential for Vehicles and Equipment for the Sheriff's Department Project; and

WHEREAS, The Director of Facilities Management has requested that the Legislature amend the 2013 Adopted Capital Budget to increase funding in the amount of \$1,500,000 to allow for this project; and

WHEREAS, The Planning and Public Works and Budget and Finance Committees of the Legislature have met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves an amendment to the 2013 Adopted Capital Budget for Vehicles and Equipment for the Sheriff's Department Project, to increase funding in the amount of \$1,500,000 to allow for this project; and be it further

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

CAPITAL PROJECTS FUND

Increase Approp. Acct.:

H _____	Sheriff's Department Vehicles & Equipment	1,500,000
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Increase Est. Rev. Acct.:

H5710	Proceeds from Bonds	1,500,000
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RESOLUTION NO. 471 OF 2013**BOND RESOLUTION DATED SEPTEMBER 3, 2013**

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF ACQUISITION OF VEHICLES AND EQUIPMENT FOR THE SHERIFF'S DEPARTMENT, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$1,500,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,500,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

(Adopted) September 3, 2013

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

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Rockland, New York (herein called "County"), is hereby authorized to establish a new capital project for the Department of General Services, Facilities Management, consisting of (a) acquisition of various vehicles for the Sheriff's department, at the estimated maximum cost of \$1,437,000 and (b) acquisition of equipment for the Sheriff's department, at the estimated maximum cost of \$63,000, all as more particularly described in the County's 2013 Capital Budget, as amended. The total estimated maximum cost of said classes of objects or purposes, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,500,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,500,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the respective principal amounts of (a) \$1,437,000 and (b) \$63,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the class of objects or purposes for which said \$1,437,000 bonds herein authorized by Section 2(a) of this resolution are to be issued, within the limitations of Section 11.00 a. 77 of the Law, is three (3) years.; and

(b) The period of probable usefulness of the class of objects or purposes for which said \$63,000 bonds herein authorized by Section 2(b) of this resolution are to be issued, within the limitations of Section 11.00 a. 32 of the Law, is five (5) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the objects or purposes described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the total amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Rockland, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The Clerk to the Rockland County Legislature is hereby directed to publish the foregoing bond resolution, in summary, in the "ROCKLAND JOURNAL NEWS", West Nyack, New York and the "ROCKLAND COUNTY TIMES", published by Citizen Publishing Corp., Nanuet, New York, each of said newspapers having been designated the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 9. This Resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter.

* * *

The adoption of the foregoing resolution was seconded by Legislator Philip Soskin and duly put to a vote on roll call, which resulted as follows:

AYES:	17
NOES:	0
ABSENT:	0

The resolution was declared adopted.

Roll Call:

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 472 OF 2013
ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$15,000 (NCTD)
FROM THE NEW YORK STATE DIVISION OF
HOMELAND SECURITY AND EMERGENCY SERVICES
(GRANT #WM12839829)
FOR THE SHERIFF'S CANINE EXPLOSIVE DETECTION UNIT
FOR THE PERIOD MAY 14, 2013 THROUGH AUGUST 31, 2014
AND AUTHORIZING EXECUTION OF ALL NECESSARY
GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
[OFFICE OF THE SHERIFF]
(\$15,000)**

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

WHEREAS, The Office of the Sheriff has informed the County Executive and the Legislature of Rockland County that they have been awarded a grant (#WM12839829) in the amount of \$15,000 from the New York State Division of Homeland Security and Emergency Services for the period May 14, 2013 through August 31, 2014; and

WHEREAS, These grant funds will be used to purchase items and services for the Sheriff's Canine Explosive Detection Unit; and

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

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

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

WHEREAS, The Public Safety Committee of this Legislature has met, considered and unanimously approved this resolution; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of a grant (#WM12839829) in the amount of \$15,000 from the New York State Division of Homeland Security and Emergency Services for the period May 14, 2013 through August 31, 2014, 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 these grant funds will be used to purchase items and services for the Sheriff's Canine Explosive Detection Unit; and be it further

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

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

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

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

A-SHF-3107-GS38-E5060	Program Costs	15,000
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Increase Est. Rev. Acct. (Debit):

A-SHF-3107-GS38-R4380	Public Safety Grant(s)	15,000
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Introduced by:

Referral No. 5974

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

**RESOLUTION NO. 473 OF 2013
APPROVING THE PURCHASES IN EXCESS OF \$100,000
FROM THE REMI GROUP, LLC OF ANNUAL EQUIPMENT
MAINTENANCE UNDER NEW YORK STATE OFFICE OF
GENERAL SERVICES CONTRACT NO. PS65207
IN AN AMOUNT NOT TO EXCEED \$150,000
FOR THE PERIOD FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]
(\$150,000)**

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

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County approve the purchases in excess of \$100,000 from The Remi Group, LLC, 11325 N. Community House Road, Suite 300, Charlotte, North Carolina 28277, for annual equipment maintenance in a total amount not to exceed \$150,000 under New York State Office of General Services (NYS OGS) Contract No. PS65207 and any successor contract for the period from January 1, 2013 through December 31, 2013; and

WHEREAS, The County is authorized to use NYS OGS contracts for the procurement of such services; and

WHEREAS, Previously, the County of Rockland had let out its own solicitation for these services under RFP-RC-06-030 (the "RFP"), which was awarded to Specialty Underwriters via Resolution No. 227 of 2010; and

WHEREAS, Since then, the RFP has expired, and the County has been consolidating certain equipment maintenance service agreements with Specialty Underwriters; and

WHEREAS, The County also has been using The Remi Group, LLC for some of its IT equipment maintenance since 2011 when NYS OGS Contract No. PS65207 was awarded; and

WHEREAS, The equipment that previously was covered under the RFP has been assigned to NYS OGS Contract No. PS65207; and

WHEREAS, As new equipment is purchased with various warranty periods, equipment is added and removed from NYS OGS Contract No. PS65207, therefore actual annual expenditures are unknown at this time; and

WHEREAS, NYS OGS Contract No. PS65207 requires The REMI Group, LLC to offer the same level of service less 27% from the previous maintenance contract or original equipment manufacturer for the initial year of coverage; and

WHEREAS, All purchases shall be made by formal purchase order; and

WHEREAS, Sufficient funding for these purchases exists in the 2013 Budgets of the various County Departments that utilize this contract; and

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

WHEREAS, The Planning and Public Works and Budget and Finance Committees of the Legislature have met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the purchases in excess of \$100,000 from The Remi Group, LLC, 11325 N. Community House Road, Suite 300, Charlotte, North Carolina 28277, for annual equipment maintenance in a total amount not to exceed \$150,000 under New York State Office of General Services (NYS OGS) Contract No. PS65207 and any successor contract for the period from January 1, 2013 through December 31, 2013, with 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 exists in the 2013 Budgets of the various County Departments that utilize this contract.

Introduced by:

Referral No. 6704

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

**RESOLUTION NO. 474 OF 2013
 AMENDING 2013 ADOPTED CAPITAL BUDGET IN THE AMOUNT OF \$1,500,000
 FOR A NEW CAPITAL PROJECT
 FOR VEHICLES AND EQUIPMENT FOR THE DISTRICT ATTORNEY'S OFFICE,
 [DEPARTMENT OF GENERAL SERVICES – FACILITIES MANAGEMENT]
 (\$1,500,000)**

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

WHEREAS, The Director of Facilities Management is requesting that the County Executive and the Rockland County Legislature approve a new Capital Project; for Vehicles and Equipment for the District Attorney's Office, to be immediately added to the 2013 Adopted Capital Budget; and

WHEREAS, The Department of General Services - Facilities Management has determined that this project is essential for Vehicles and Equipment for the District Attorney's Project; and

WHEREAS, The Director of Facilities Management has requested that the Legislature amend the 2013 Adopted Capital Budget to increase funding in the amount of \$1,500,000 to allow for this project; and

WHEREAS, The Planning and Public Works and Budget and Finance Committees of the Legislature have met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves an amendment to the 2013 Adopted Capital Budget for Vehicles and Equipment for the District Attorney's Project, to increase funding in the amount of \$1,500,000 to allow for this project; and be it further

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

CAPITAL PROJECTS FUND

Increase Approp. Acct.:

<u>H</u>	District Attorney Vehicles & Equipment	1,500,000
	Three (3) Year Plan	

Increase Est. Rev. Acct.:

H5710	Proceeds from Bonds	1,500,000
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RESOLUTION NO. 475 OF 2013**BOND RESOLUTION DATED SEPTEMBER 3, 2013**

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF ACQUISITION OF VEHICLES AND EQUIPMENT FOR THE DISTRICT ATTORNEY'S OFFICE, STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$1,500,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,500,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

(Adopted) September 3, 2013

Mr. Grant offered the following bond resolution, which was seconded by Mr. Hood, Jr. and by roll call vote was unanimously adopted:

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Rockland, New York (herein called "County"), is hereby authorized to establish a new capital project for the Department of General Services, Facilities Management, consisting of (a) acquisition of various vehicles for the District Attorney's Office, at the estimated maximum cost of \$450,000 and (b) acquisition of various equipment for the District Attorney's Office, at the estimated maximum cost of \$1,050,000, all as more particularly described in the County's 2013 Capital Budget, as amended. The total estimated maximum cost of said classes of objects or purposes, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,500,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,500,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the respective principal amounts of (a) \$450,000 and (b) \$1,050,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of the class of objects or purposes for which said \$450,000 bonds herein authorized by Section 2(a) of this resolution are to be issued, within the limitations of Section 11.00 a. 77 of the Law, is three (3) years.; and

(b) The period of probable usefulness of the class of objects or purposes for which said \$1,050,000 bonds herein authorized by Section 2(b) of this resolution are to be issued, within the limitations of Section 11.00 a. 32 of the Law, is five (5) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the objects or purposes described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the total amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the respective amounts of bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Rockland, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The Clerk to the Rockland County Legislature is hereby directed to publish the foregoing bond resolution, in summary, in the "ROCKLAND JOURNAL NEWS", West Nyack, New York and the "ROCKLAND COUNTY TIMES", published by Citizen Publishing Corp., Nanuet, New York, each of said newspapers having been designated the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 9. This Resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter.

* * *

The adoption of the foregoing resolution was seconded by Legislator Jay Hood, Jr. and duly put to a vote on roll call, which resulted as follows:

AYES: 17
NOES: 0
ABSENT: 0

The resolution was declared adopted.

Roll Call:

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

Introduced by:

Referral No. 6704

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

**RESOLUTION NO. 476 OF 2013
 APPROPRIATION OF FORFEITURE FUNDS
 REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY
 TO COVER THE COST OF VEHICLE EQUIPMENT REMOVAL/INSTALLATION,
 DOCUMENT SCANNING, CONSULTANTS, TRAVEL AND TRAINING
 [OFFICE OF THE DISTRICT ATTORNEY]
 (\$150,000)**

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

WHEREAS, The Office of the District Attorney has requested that \$150,000 of forfeiture funds in balance sheet account A-8896 (Reserved for the DA - Crime Proceeds) be appropriated to the District Attorney's 2013 Budget to cover the cost of vehicle equipment removal/installation, document scanning, consultants, travel and training; and

WHEREAS, There is no expiration date required for use of these funds; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds since sufficient funds to cover total \$150,000 appropriation exists within said balance sheet account; and

WHEREAS, This is an authorized use of forfeiture funds under applicable rules; and

WHEREAS, The Public Safety Committee of the Legislature has met considered and unanimously approved this resolution, and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

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

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

A-DA-1165-FA03-E2500	Forfeiture Funds - Equipment	5,000
-E4500	Forfeiture Funds - Services	145,000

Increase Approp. Fund Bal. (Debit):

A-UNC-9990-R5990	(Designated for the DA - Federal Proceeds)	150,000
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Introduced by:

Referral No. 6704

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

**RESOLUTION NO. 477 OF 2013
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS
 REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY
 TO COVER THE COST OF A LIVE SCAN FINGERPRINTING SYSTEM
 (OFFICE OF THE DISTRICT ATTORNEY)
 (\$35,000)**

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

WHEREAS, The Office of the District Attorney has requested that \$35,000 of federal forfeiture funds in balance sheet account A-8880 (Designated for Law Enforcement - Federal Proceeds) be appropriated to cover the cost of a Live Scan fingerprinting system; and

WHEREAS, This request was approved by Rockland’s Law Enforcement Oversight Committee; and

WHEREAS, There is no expiration date required for use of these funds; and

WHEREAS, The use of these funds for said purpose are permitted under federal guidelines; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds since sufficient funds to cover total \$35,000 appropriation exists within said balance sheet account; and

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

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

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

GENERAL FUND - 2013

<u>Increase Approp. Acct. (Credit):</u>		
A-DA-1165-FA01-E2500	Forfeiture Funds - Equipment	35,000

<u>Increase Approp. Fund Bal. (Debit):</u>		
A-UNC-9990-R5990	(Designated for Law Enforcement - Federal Proceeds)	35,000



Introduced by:

Referral No. 6704

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

**RESOLUTION NO. 478 OF 2013
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS
 REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY
 TO COVER THE COST OF REPLACING FIREARMS
 AND PURCHASING AMMUNITION
 (OFFICE OF THE DISTRICT ATTORNEY)
 (\$15,000)**

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

WHEREAS, The Office of the District Attorney has requested that \$15,000 of federal forfeiture funds in balance sheet account A-8890 (Designated for the DA - Federal Proceeds) be appropriated to cover the cost of replacing firearms and purchasing ammunition; and

WHEREAS, There is no expiration date required for use of these funds; and

WHEREAS, The use of these funds for said purposes are permitted under federal guidelines; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds since sufficient funds to cover total \$15,000 appropriation exists within said balance sheet account; and

WHEREAS, The Public Safety Committee of the Legislature has met, considered and unanimously approved this resolution, and

WHEREAS, The Budget and Finance Committees of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

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

GENERAL FUND - 2013

<u>Increase Approp. Acct. (Credit):</u>		
A-DA-1165-FA02-E3500	Forfeiture Funds - Supplies	15,000
<u>Increase Approp. Fund Bal. (Debit):</u>		
A-UNC-9990-R5990	(Designated for the DA - Federal Proceeds)	15,000

AMENDED
Referral No. 6803

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

**RESOLUTION NO. 479 OF 2013
AUTHORIZING THE ADVANCE OF GENERAL FUND MONIES
IN AN AMOUNT NOT TO EXCEED \$600,000 FOR THE
THREE YEAR ROAD RESURFACING PROGRAM
CAPITAL PROJECT 3401
[DEPARTMENT OF FINANCE]
(\$600,000)**

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

WHEREAS, The Superintendent of Highways has requested that the Legislature authorize the advance of general fund monies for the Three Year Road Resurfacing Program, Capital Project No. 3401; and

WHEREAS, The Superintendent of Highways, has requested an advance of funds in the amount of \$600,000, to continue the project without delays; and

WHEREAS, The Rockland County Legislature authorized bonding in the amount of \$5,000,000 by Resolution No. 146 of 2012 for Capital Project 3401; and

WHEREAS, The Superintendent of Highways has advised that the work required at this time, Microsurfacing, is a weather dependant process that is best performed in warm weather to quicken the drying process; and

WHEREAS, Pending the financing of this capital project by the issuance of a bond or notes, the Commissioner of Finance advises that general fund monies will be required to continue this capital project without delay. Because this is a County funded Capital Project, there is 100% local share and no federal or state reimbursement of funds; and

WHEREAS, Any advance of general fund monies by the Commissioner of Finance shall be made with the understanding that such advance shall be reimbursed with interest in the future when the Bond financing is undertaken by the County; and

WHEREAS, The Legislature is authorized to approve the advance of such general fund monies for this capital project in accordance with Local Finance Law §165.10; and

WHEREAS, The Planning and Public Works and Budget and Finance Committees of the Legislature have met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the advance of general fund monies in an amount not to exceed \$600,000 by the Commissioner of Finance to continue this Capital Project 3401 without delay and that such advance shall be reimbursed with interest when bond financing is undertaken by the County in 2013.

Introduced by:

Referral No. 9252

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

**RESOLUTION NO. 480 OF 2013
 APPROVING ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$5,500,000
 (NCTD) FROM THE NEW YORK STATE DIVISION OF HOMELAND
 SECURITY AND EMERGENCY SERVICES (DHSES) THROUGH ITS
 OFFICE OF INTEROPERABLE AND EMERGENCY COMMUNICATIONS (OIEC)
 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT (#WM12198335)
 FOR A TWELVE (12) MONTH PERIOD FROM THE EXECUTION OF THE CONTRACT,
 WITH RENEWALS FOR A PERIOD OF UP TO TWO (2) YEARS BEING AVAILABLE AT THE
 STATE’S DISCRETION, SUBJECT TO AN APPROPRIATION AND
 USING \$1,800,000 OF SAID GRANT TOWARD REIMBURSING VARIOUS EXPENSES
 PREVIOUSLY BUDGETED AND INCURRED WITHIN CAPITAL PROJECT NO. 1860
 (R.C. PUBLIC SAFETY COMMUNICATIONS SYSTEM - PHASE I)
 WITH REMAINING \$3,700,000 OF SAID GRANT BEING USED TOWARD AMENDING
 THE 2013 CAPITAL BUDGET BY CREATING A NEW CAPITAL PROJECT
 (NO. 18601 - NATIONAL INTEROPERABILITY CHANNELS)
 IN ORDER TO MONITOR THE COST OF ITEMS AND SERVICES RELATED
 TO THE DEVELOPMENT, CONSOLIDATION AND/OR IMPROVED
 OPERATION OF PUBLIC SAFETY COMMUNICATIONS TO SUPPORT AND ENHANCE
 STATEWIDE INTEROPERABLE COMMUNICATIONS FOR FIRST RESPONDERS
 THROUGHOUT NEW YORK STATE AND AUTHORIZING EXECUTION OF THE NECESSARY
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
 [OFFICE OF FIRE AND EMERGENCY SERVICES]
 (\$5,500,000)**

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

WHEREAS, The County Executive has been advised by the Director of the Office of Fire and Emergency Services that the New York State Division of Homeland Security and Emergency Services (DHSES), through its Office of Interoperable and Emergency Communications (OIEC), has awarded his office a \$5,500,000 Statewide Interoperable Communications Grant (#WM12198335) in order to cover costs related to the development, consolidation and/or improved operation of public safety communications, for a twelve (12) month period from the execution of the contract, with renewals for a period of up to two (2) years being available at the state’s discretion, subject to an appropriation; and

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

WHEREAS, \$1.8 million of said \$5.5 million award does not have to be appropriated since it will be used toward reimbursing various expenses previously budgeted and incurred within Capital Project No. 1860 (R.C. Public Safety Communications System - Phase I); and

WHEREAS, The remaining \$3.7 million shall be used toward amending the 2013 Capital Budget by creating a new capital project (No. 18601 - National Interoperability Channels) in order to monitor the cost of items and services related to the development, consolidation and/or improved operation of public safety communications to support and enhance statewide interoperable communications for first responders throughout New York State; and

WHEREAS, The Public Safety Committee of this Legislature has met, considered and unanimously approved this resolution; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it now, therefore, be it

RESOLVED, That the Legislature of the County of Rockland hereby approves the acceptance of a Statewide Interoperable Communications Grant (#WM12198335) from the New York State Division of Homeland Security and Emergency Services (DHSES), through its Office of Interoperable and Emergency Communications (OIEC), in the total amount of \$5,500,000 in order to cover costs related to the development, consolidation and/or improved operation of public safety communications to support and enhance statewide interoperable communications for first responders throughout New York State, for a twelve (12) month period from the execution of the contract, with renewals for a period of up to two (2) years being available at the state's discretion, subject to an appropriation, and authorizes execution of the necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

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

RESOLVED, \$1.8 million of said \$5.5 million award does not have to be appropriated since it will be used toward reimbursing various expenses previously budgeted and incurred within Capital Project No. 1860 (R.C. Public Safety Communications System - Phase I); and be it further

RESOLVED, That the remaining \$3.7 million shall be used toward amending the 2013 Capital Budget by creating a new capital project (No. 18601 - National Interoperability Channels) in order to monitor the cost of items and services related to the development, consolidation and/or improved operation of public safety communications to support and enhance statewide interoperable communications for first responders throughout New York State; and be it further

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

CAPITAL PROJECTS FUND - 2013

<u>Increase Approp. Acct. (Credit):</u>		
H18601	National Interoperability Channels	3,700,000
<u>Increase Est. Rev. Acct. (Debit):</u>		
H3098	State Aid	3,700,000

Introduced by:

Referral No. 2784

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

**RESOLUTION NO. 481 OF 2013
 ACCEPTANCE OF A CONTINUATION GRANT IN THE AMOUNT OF \$2,097,891
 (NCTD), WITH AN ESTIMATED COST-OF-LIVING ADJUSTMENT (COLA)
 AWARD OF 152,570 (NCTD), FOR A TOTAL GRANT AWARD NOT TO EXCEED
 \$2,250,461 (NCTD), FROM THE NEW YORK STATE DEPARTMENT OF HEALTH
 FOR THE COUNTY'S WOMEN, INFANTS AND CHILDREN (WIC) PROGRAM
 FOR THE PERIOD OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014
 AND APPROPRIATING \$9,261 OF ESTIMATED EMPLOYEE HEALTH INSURANCE
 REIMBURSEMENT IN CONNECTION WITH THIS PROGRAM, MAKING
 TOTAL APPROPRIATIONS NEEDED FOR SAID PERIOD \$2,259,722 (NCTD)
 AND AUTHORIZING EXECUTION OF ALL NECESSARY
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HEALTH]
 (\$2,259,722)**

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

WHEREAS, By Resolution 470 of 2012, the Legislature of Rockland County approved acceptance of a continuation grant in the amount of \$2,265,722 from the New York State Department of Health for the County's Women, Infants and Children (WIC) Program for the period from October 1, 2012 through September 30, 2013; and

WHEREAS, The Commissioner of the Department of Health has advised the County Executive and the Legislature of Rockland County that the department has been awarded continuation funding in the amount of \$2,097,891, with an estimated Cost-of-Living Adjustment (COLA) award of \$152,570, for a total grant award not to exceed \$2,250,461, from the New York State Department of Health to support the personnel, supplies and services associated with the supplemental food program known as the Women, Infants and Children (WIC) Program for the period from October 1, 2013 through September 30, 2014; and

WHEREAS, This grant is both New York State and federally funded; and

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

WHEREAS, \$9,261 of estimated employee health insurance reimbursement will be appropriated in connection with this program, making total appropriations for said period \$2,259,722; 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, 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 approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves acceptance of continuation funding in the amount of \$2,097,891, with an estimated Cost-of-Living Adjustment (COLA) award of \$152,570, for a total grant award not to exceed \$2,250,461, from the New York State Department of Health to support the personnel costs, supplies and services associated with the supplemental food program known as the Women, Infants and Children (WIC) Program for the period from October 1, 2013 through September 30, 2014, and authorizes execution of all grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

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

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

RESOLVED, That \$9,261 of estimated employee health insurance reimbursement will be appropriated in connection with this program, making total appropriations needed for said period \$2,259,722; and be it further

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

GENERAL FUND – 2013

Increase Approp. Acct. (Credit):

A-DOH -4082	-E1100	Salaries, Employees	1,047,840
	-E1800	Relief Positions	124,218
	-E1910	Health	380,000
	-E1911	Dental	26,000
	-E1912	Vision	5,000
	-E1920	Retirement	175,000
	-E1930	Social Security	90,000
	-E1940	Unemployment Insurance	2,000
	-E1950	Workers' Compensation	2,950
	-E1980	MTA Mobility Tax	4,000
	-E3030	Medical Supplies	12,771
	-E3130	Office Supplies	1,359
	-E3290	Operational Supplies	5,275
	-E4010	Rental of Leased Premises	127,438
	-E4040	Travel	3,184
	-E4090	Fees for Services, Non-Employee	111,491
	-E4140	Conferences and Seminars	2,380
	-E4600	Telephone	6,464
	-E4610	Utilities	12,275
	-E5060	Program Costs	<u>120,077</u>
			2,259,722

Increase Est. Rev. Acct. (Debit):

A -DOH -4082-R1211	Allocation-Employee Health Ins. Reimb.	9,261
-R3489	State Aid - Health	489,283
-R4489	Federal Aid - Health	<u>1,761,178</u>
		2,259,722

UNEMPLOYMENT FUND - 2013

Increase Approp. Acct. (Credit):

Q -PER -9050	-E8010 Employee Benefits	2,000
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Increase Est. Rev. Acct. (Debit):

Q -PER -9050	-R2809 Interfund Revenues	2,000
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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. 6546

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

**RESOLUTION NO. 482 OF 2013
 APPROVING ACCEPTANCE OF GRANT IN THE AMOUNT OF \$262,500 (NCTD)
 IPA (IN PERSON ASSISTOR)/NAVIGATOR GRANT FROM
 THE NEW YORK STATE DEPARTMENT OF HEALTH TO REACH
 UNINSURED CHILDREN, ADULTS, AND SMALL BUSINESS EMPLOYERS
 THROUGHOUT ROCKLAND COUNTY IN ORDER TO
 HELP FACILITATE ENROLLMENT IN HEALTH INSURANCE
 FOR THE PERIOD AUGUST 1, 2013 THROUGH SEPTEMBER 30, 2014
 AND AUTHORIZING EXECUTION OF ALL NECESSARY
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HEALTH]
 (\$262,500)**

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

WHEREAS, The Commissioner of Health has advised the County Executive and the Legislature of Rockland County that her department has received an IPA (In Person Assistor)/Navigator Grant in the amount of \$262,500 from the New York State Department of Health to reach uninsured children, adults, and small business employers throughout Rockland County in order to help facilitate enrollment in health insurance for the period August 1, 2013 through September 30, 2014; and

WHEREAS, \$137,813 (52.5%) of said grant is federally funded; and

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

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

WHEREAS, The Multi Services Committee of the Legislature has met, considered and by a vote of four ayes, two nays and one absent, approved this resolution, now, therefore, be it

WHEREAS, The Budget and Finance Committees of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of a grant award in the amount of \$262,500 from the New York State Department of Health to reach uninsured children, adults, and small business employers throughout Rockland County in order to help facilitate enrollment in health insurance for the period August 1, 2013 through September 30, 2014, 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 \$137,813 (52.5%) of said grant is federally funded; and be it further

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

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

GENERAL FUND - 2013Increase Approp. Acct. (Credit):

A-DOH -4049	-E3130	Office Supplies	1,000
	-E3290	Operational Supplies	3,200
	-E4040	Travel	75
	-E4050	Advertising	4,000
	-E4090	Fees for Services, Non-Employee	32,830
	-E4098	Services from Other County Depts	122,353
	-E4140	Conferences & Seminars	1,725
	-E4600	Telephone	470
	-E5060	Program Costs	<u>96,847</u>
			262,500

Increase Est. Rev. Acct. (Debit):

A-DOH -4049	-R3480	Health Grant(s)	124,687
	-R4489	Federal Aid - Health	<u>137,813</u>
			262,500

Introduced by:

Referral No. 8486

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

**RESOLUTION NO. 483 OF 2013
 APPROVING ACCEPTANCE OF GRANT FUNDS
 IN THE AMOUNT OF \$1,747 (NCTD)
 FROM THE NEW YORK STATE OCCUPATIONAL
 SAFETY AND HEALTH HAZARD ABATEMENT BOARD
 TO ENABLE EMPLOYEES OF THE DEPARTMENT OF WEIGHTS
 AND MEASURES/OFFICE OF CONSUMER PROTECTION
 TO ATTEND SAFETY TRAINING SESSIONS ON A VARIETY OF TOPICS
 FOR THE PERIOD AUGUST 1, 2013 THROUGH JULY 31, 2014
 AND AUTHORIZING THE EXECUTION OF ALL
 NECESSARY DOCUMENTS BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF WEIGHTS AND MEASURES/
 OFFICE OF CONSUMER PROTECTION]
 (\$1,747)**

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

WHEREAS, The Director of the Rockland County Department of Weights and Measures/ Office of Consumer Protection has advised the County Executive and the Legislature of Rockland County that a \$1,747 grant has been awarded by the New York State Occupational Safety and Health Hazard Abatement Board to enable employees of said department/office to attend safety training sessions on a variety of topics for the period August 1, 2013 through July 31, 2014; and

WHEREAS, Training topics will be lifting and bending; personal protective equipment; stairways, ladders and walking services; electrical safety and static electricity; Right to Know; service station hazards; sampling policy and procedures; and identification, evaluation and control of hazards; and

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

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

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

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County approves the acceptance of a grant for the Rockland County Department of Weights and Measures/Office of Consumer Protection in the amount of \$1,747 from the New York State Occupational Safety and Health Hazard Abatement Board to enable employees of said department/office to attend safety training sessions on a variety of topics for the period August 1, 2013 through July 31, 2014, and authorizes execution of all necessary documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That training topics will be lifting and bending; personal protective equipment; stairways, ladders and walking services; electrical safety and static electricity; Right to Know; service station hazards; sampling policy and procedures; and identification, evaluation and control of hazards; and be it further

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

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

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

A-WM-6610-GW01-E4090	Fees for Services, Non-Employee	1,747
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Increase Est. Rev.Acct. (Debit):

A-WM-6610-GW01-R3780	Economic Assistance & Opportunity Grant(s)	1,747
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Introduced by:

Referral No. 5327

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

**RESOLUTION NO. 484 OF 2013
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS
 REQUESTED BY THE SHERIFF IN ORDER TO COVER THE COST OF FOUR (4)
 2014 CHEVROLET SUBURBAN POLICE VEHICLES
 THAT WILL BE PURCHASED BY THE
 PIERMONT, SUFFERN, SPRING VALLEY AND
 SOUTH NYACK/GRANDVIEW POLICE DEPARTMENTS
 [OFFICE OF THE SHERIFF]
 (\$215,424)**

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

WHEREAS, The Sheriff of Rockland County has requested that \$215,424 of federal forfeiture funds in balance sheet account A-8880 (Designated for Law Enforcement - Federal Proceeds) be appropriated to his 2013 Budget in order to cover the cost of four (4) 2014 Chevrolet Suburban police vehicles that will be purchased by the Piermont, Suffern, Spring Valley and South Nyack/Grandview Police Departments; and

WHEREAS, Said police vehicles will also be equipped with radiation detection equipment, allowing these vehicles to be used for neighborhood patrols and special radiation details as part of an overall plan to protect the County and the Region from various threats; and

WHEREAS, This request was approved by Rockland's Law Enforcement Oversight Committee; and

WHEREAS, There is no expiration date required for use of these funds; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds since sufficient funds to cover total \$215,424 appropriation exists within said balance sheet account; and

WHEREAS, The use of these funds for said purpose is permitted under federal guidelines; and

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

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

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

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

A-SHF-3108-FS01-E4500	Forfeiture Funds - Services	215,424
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Increase Approp. Fund Bal. (Debit):

A-UNC-9990-R5990	(Designated for Law Enforcement - Federal Proceeds)	215,424
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Introduced by:

Referral No. 5327

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

**RESOLUTION NO. 485 OF 2013
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS
 REQUESTED BY THE SHERIFF IN ORDER TO REPLACE
 FINGERPRINT ENHANCEMENT EQUIPMENT AND
 PHOTO PROCESSOR EQUIPMENT USED TO ASSIST LAW ENFORCEMENT
 [OFFICE OF THE SHERIFF]
 (\$140,000)**

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

WHEREAS, The Sheriff of Rockland County has requested that \$140,000 of federal forfeiture funds in balance sheet account A-8880 (Designated for Law Enforcement - Federal Proceeds) be appropriated to his 2013 Budget in order to replace fingerprint enhancement equipment and photo processor equipment used to assist law enforcement; and

WHEREAS, This request was approved by Rockland’s Law Enforcement Oversight Committee; and

WHEREAS, There is no expiration date required for use of these funds; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds since sufficient funds to cover total \$140,000 appropriation exists within said balance sheet account; and

WHEREAS, The use of these funds for said purposes are permitted under federal guidelines; and

WHEREAS, The Public Safety Committee of the Legislature has met, considered and unanimously approved this resolution, and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

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

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

A-SHF-3108-FS01-E2500	Forfeiture Funds - Equipment	108,287
-E3500	Forfeiture Funds - Supplies	31,713

Increase Approp. Fund Bal. (Debit):

A-UNC-9990-R5990	(Designated for Law Enforcement - Federal Proceeds)
140,000	



Introduced by:

Referral No. 8896

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

**RESOLUTION NO. 486 OF 2013
 APPROVING THE AGREEMENT IN EXCESS OF \$100,000
 WITH ROCKLAND MOBILE CARE, INC.
 FOR AMBULANCE SERVICE (NON-EMERGENCY)
 FOR THE DEPARTMENTS OF HOSPITALS AND MENTAL HEALTH
 UNDER RFB-RC-2013-067
 IN AN AMOUNT NOT TO EXCEED \$150,400.60
 FOR THE PERIOD FROM SEPTEMBER 1, 2013 THROUGH AUGUST 31, 2014
 WITH THE OPTION TO RENEW FOR FOUR (4)
 ADDITIONAL ONE (1) YEAR OPTION TERMS
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$150,400.60)**

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

WHEREAS, The Director of Purchasing issued RFB-RC-2013-067 (the "RFB") for ambulance service (non-emergency) for the Departments of Hospitals and Mental Health for the period of one (1) year with four (4) additional one (1) year option terms; and

WHEREAS, Forty-six (46) vendors were notified of the RFB by electronic bid notification, and the following two (2) vendors responded: (1) Rockland Mobile Care, Inc., 540 Chestnut Ridge Road, Chestnut Ridge, New York 10977, and (2) EMStar; and

WHEREAS, EMStar's bid was late and therefore not accepted; and

WHEREAS, The Purchasing Department determined that Rockland Mobile Care, Inc. was the lowest responsive, responsible bidder; and

WHEREAS, The Purchasing Division has been actively pursuing ambulance providers to compete for this contract; and

WHEREAS, Rockland Mobile Care, Inc. has consistently been the lowest bidder because it is the only ambulance company that is located in this County and that is capable and/or willing to provide this type of service; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County enter into an agreement in excess of \$100,000 with Rockland Mobile Care, Inc. for ambulance service (non-emergency) for the Departments of Hospitals and Mental Health under the RFB in an amount not to exceed \$150,400.60 for the period from September 1, 2013 through August 31, 2014 with four (4) remaining one (1) year option terms; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2013 Budgets of the Departments of Hospitals and Mental Health subject to available intradepartmental transfers and is contingent upon 2014 budget appropriations; and

WHEREAS, The Multi Services Committee of the Legislature has met, considered and unanimously approved this resolution; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the agreement in excess of \$100,000 with Rockland Mobile Care, Inc., 540 Chestnut Ridge Road, Chestnut Ridge, New York 10977, for ambulance service (non-emergency) for the Departments of Hospitals and Mental Health under RFB-RC-2013-067 in an amount not to exceed \$150,400.60 for the period from September 1, 2013 through August 31, 2014 with four (4) remaining one (1) year option terms, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and be it further

RESOLVED, That sufficient funding for these purchases is provided for in the 2013 Budgets of the Departments of Hospitals and Mental Health subject to available intradepartmental transfers and is contingent upon 2014 budget appropriations.

Introduced by:

Referral No. 2973

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

**RESOLUTION NO. 487 OF 2013
 APPROVING WRITTEN CONSENT TO ASSIGNMENT
 AND ASSUMPTION OF AGREEMENT IN EXCESS OF \$100,000
 BETWEEN THE COUNTY OF ROCKLAND, BENDINER & SCHLESINGER, INC.
 AND LABORATORY CORPORATION OF AMERICA HOLDINGS
 FOR ALCOHOL/DRUG TESTING AND SCREENING SERVICES
 UNDER RFB-RC-2010-035
 FOR THE PERIOD FROM JUNE 1, 2013 THROUGH MAY 31, 2014
 AND IN A TOTAL AMOUNT NOT TO EXCEED \$317,480.50
 FOR THE FULL PERIOD FROM JUNE 1, 2010 THROUGH MAY 31, 2014
 WITH ONE (1) REMAINING ONE (1) YEAR OPTION TERM
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$317,480.50)**

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

WHEREAS, By Resolution No. 422 of 2010, the Legislature of Rockland County approved the purchases and the agreement in excess of \$100,000 with Bendiner & Schlesinger, Inc. ("Bendiner"), 140 58th Street, Suite 8D, Brooklyn, New York 11220, for Alcohol/Drug Testing and Screening Services under RFB-RC-2010-035 (the "RFB") for the Departments of Mental Health, Probation and Social Services and other County Departments, as needed, in an amount not to exceed \$117,480.50 for the period from June 1, 2010 through May 31, 2011 with the option to renew for four (4) additional one (1) year option terms (the "Agreement"); and

WHEREAS, By Resolution No. 329 of 2011, the Legislature approved the first year option term of the Agreement with Bendiner for the period from June 1, 2011 through May 31, 2012 with three (3) remaining one (1) year option terms as well as additional purchases in the amount of \$100,000 for a total amount not to exceed \$217,480.50 for the full period from June 1, 2010 through May 31, 2012; and

WHEREAS, By Resolution No. 304 of 2012, the Legislature approved the second year option term of the Agreement with Bendiner for the period from June 1, 2012 through May 31, 2013 with two (2) remaining one (1) year option terms as well as additional purchases in the amount of \$100,000 for a total amount not to exceed \$317,480.50 for the full period from June 1, 2010 through May 31, 2013; and

WHEREAS, By letter dated February 14, 2013, Laboratory Corporation of America Holdings ("LabCorp"), 69 First Avenue, Raritan, New Jersey 08869, advised the County that it signed a definitive agreement to acquire the clinical and toxicological laboratory testing business of Bendiner; and

WHEREAS, By letter dated April 3, 2013, Bendiner advised the County that it agreed to assign the RFB to LabCorp; and

WHEREAS, By letter dated June 20, 2013, the County exercised the third year option term of the Agreement with Bendiner for the period from June 1, 2013 through May 31, 2014 with one (1) remaining one (1) year option term; and

WHEREAS, Bendiner desires to assign its interest in the Agreement, as previously amended and extended, to LabCorp, and LabCorp desires to assume Bendiner's obligations under the Agreement including all rights to any payments owed by the County and agrees to comply with the terms of the Agreement; and

WHEREAS, The Director of Purchasing consents to the assignment and assumption of the Agreement from Bendiner to LabCorp; and

WHEREAS, The Director of Purchasing therefore recommends to the County Executive and the Legislature that they approve the Written Consent to Assignment and Assumption of Agreement between the County, Bendiner and LabCorp assigning the obligation to provide Alcohol/Drug Testing Screening Services under the RFB for the Departments of Mental Health, Probation and Social Services and other County Departments, as needed, from Bendiner to LabCorp for the period from June 1, 2013 through May 31, 2014 and in a total amount not to exceed \$317,480.50 for the full period from June 1, 2010 through May 31, 2014 with one (1) remaining one (1) year option term; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2013 Budgets of the Departments of Mental Health, Probation and Social Services subject to available intradepartmental transfers and is contingent upon 2014 budget appropriations; and

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

WHEREAS, The Multi Services Committee of the Legislature has met, considered and unanimously approved this resolution; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the Written Consent to Assignment and Assumption of Agreement between the County of Rockland, Bendiner & Schlesinger, Inc. ("Bendiner"), 140 58th Street, Suite 8D, Brooklyn, New York 11220, and Laboratory Corporation of America Holdings ("LabCorp"), 69 First Avenue, Raritan, New Jersey 08869, assigning the obligation to provide Alcohol/Drug Testing and Screening Services under RFB-RC-2010-035 for the Departments of Mental Health, Probation and Social Services and other County Departments, as needed, from Bendiner to LabCorp for the period from June 1, 2013 through May 31, 2014 and in a total amount not to exceed \$317,480.50 for the full period from June 1, 2010 through May 31, 2014 with one (1) remaining one (1) year option term, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for these purchases is provided for in the 2013 Budgets of the Departments of Mental Health, Probation and Social Services subject to available intradepartmental transfers and is contingent upon 2014 budget appropriations.

Introduced by:

Referral No. 9173

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

**RESOLUTION NO. 488 OF 2013
APPROVING THE EXECUTION OF AN INTERMUNICIPAL AGREEMENT
BETWEEN COUNTY OF ROCKLAND AND VILLAGE OF HAVERSTRAW FOR THE
HEALTHY PLACES TO LIVE WORK AND PLAY INITIATIVE
TO IMPLEMENT POLICY AND ENVIRONMENTAL IMPROVEMENTS
IN ORDER TO REACH THE GOAL OF A HEALTHIER COMMUNITY
IN AN AMOUNT OF \$20,000
FOR A TERM FROM APRIL 1, 2013 THROUGH MARCH 31, 2014 AND
AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF HEALTH]
(\$20,000)**

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

WHEREAS, The County of Rockland desires to enter into a new intermunicipal agreement with the Village of Haverstraw, 40 New Main Street, Haverstraw New York 10927, for the Healthy Places to Live Work and Play Initiative to implement policy and environmental improvements in order to reach the goal of a healthier community in the amount of \$20,000 for the period from April 1, 2013 through March 31, 2014; and

WHEREAS, The County shall have the option to renew the contract for one (1) additional one (1) year term; 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, Sufficient funds have been provided for this agreement in the 2013 Adopted Budget of Department of Health; and

WHEREAS, The Multi Services Committee of the Legislature has met, considered and unanimously approved this resolution; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

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, for the Healthy Places to Live Work and Play Initiative to implement policy and environmental improvements in order to reach the goal of a healthier community in the amount of \$20,000 for the period from April 1, 2013 through March 31, 2014, and authorizing the execution of the agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, The County shall have the option to renew the contract for one (1) additional one (1) year term; and be it further

RESOLVED, Sufficient funds have been provided for this agreement in the 2013 Adopted Budget of Department of Health.

Introduced by:

Referral No. 9173

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

**RESOLUTION NO. 489 OF 2013
APPROVING EXECUTION OF AN INTERMUNICIPAL AGREEMENT
IN AN AMOUNT NOT TO EXCEED \$22,000 (NCTD)
BETWEEN THE COUNTY OF ROCKLAND AND
THE VILLAGE OF SPRING VALLEY THROUGH THE
CREATING HEALTHY PLACES TO LIVE, WORK AND PLAY INITIATIVE
FUNDED BY THE NEW YORK STATE DEPARTMENT OF HEALTH
FOR THE PERIOD APRIL 1, 2013 THROUGH MARCH 31, 2014
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF HEALTH]
(\$22,000)**

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

WHEREAS, An intermunicipal agreement has been proposed between the County of Rockland and the Village of Spring Valley to reduce death and disability due to chronic disease by initiating targeted lifestyle interventions in the Village of Spring Valley community through the Creating Healthy Places to Live, Work and Play Initiative funded by the New York State Department of Health as indicated in the attached 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 desires to enter into a intermunicipal agreement with the Village of Spring Valley, 200 North Main Street, Spring Valley, New York 10977, to reduce death and disability due to chronic disease by initiating targeted lifestyle interventions in the Village of Spring Valley community through the Creating Healthy Places to Live, Work and Play Initiative funded by the New York State Department of Health, in an amount not to exceed \$22,000 for the period April 1, 2013 through March 31, 2014; and

WHEREAS, By Village of Spring Valley Resolution 161 of 2013, the Village of Spring Valley Board of Trustees approved this agreement and authorized its execution by the Mayor; and

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

WHEREAS, Funds for this agreement are already appropriated in the 2013 Budget of the Department of Health's Creating Healthy Places to Live, Work and Play - Community Grant (Dept. GH02) in line E4090 and, therefore, no County tax dollars (NCTD) are required for this agreement; and

WHEREAS, The Multi Services Committee of the Legislature has met, considered and unanimously approved this resolution; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the execution of an intermunicipal agreement with the Village of Spring Valley, 200 North Main Street, Spring Valley, New York 10977, to reduce death and disability due to chronic disease by initiating targeted lifestyle interventions in the Village of Spring Valley community through the Creating Healthy Places to Live, Work and Play Initiative funded by the New York State Department of Health as indicated in the attached Schedule A, in an amount not to exceed \$22,000 for the period April 1, 2013 through March 31, 2014, and authorizing the execution of this agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That the County shall have the option to renew this contract for one (1) additional one (1) year term; and be it further

RESOLVED, That funds for this agreement are already appropriated in the 2013 Budget of the Department of Health's Creating Healthy Places to Live, Work and Play - Community Grant (Dept. GH02) in line E4090 and, therefore, no County tax dollars (NCTD) are required for this agreement.

Introduced by:

Referral No. 4249

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

**RESOLUTION NO. 490 OF 2013
 APPROVING AMENDMENT AND EXTENSION OF THE ADDENDUM
 TO THE JANUARY 1, 2013 THROUGH JUNE 30, 2013 LEASE AGREEMENT
 BETWEEN DEPAULIS ENTERPRISES III, LTD. AND THE COUNTY
 OF ROCKLAND FOR AN ADDITIONAL 3 MONTHS
 AT CURRENT MONTHLY LEASE RATE OF \$14,255.44,
 MAKING JANUARY 1, 2013 THROUGH SEPTEMBER 30, 2013
 AMENDED LEASE AGREEMENT PERIOD AN AMOUNT
 NOT TO EXCEED \$128,298.96 (9 MONTHS X \$14,255.44)
 AND AUTHORIZING EXECUTION OF THIS
 AGREEMENT BY THE COUNTY EXECUTIVE
 [OFFICE OF THE DISTRICT ATTORNEY]
 (\$128,298.96)**

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

WHEREAS, The District Attorney is requesting that the County approve an amendment and extension of the addendum to the January 1, 2013 through June 30, 2013 lease agreement with DePaulis Enterprises III, Ltd., 39 Murray Drive, Chester, New York 10918 in order to cover cost of occupying premises in Rockland County that is needed by the Office of the District Attorney for investigative purposes, for an additional 3 months at the current monthly lease rate of \$14,255.44, making January 1, 2013 through September 30, 2013 amended lease agreement period an amount not to exceed \$128,298.96 (9 months x \$14,255.44); 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, Sufficient funding for this agreement exists in the 2013 Operating Budget of the Office of the District Attorney; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the amendment and extension to the addendum to the January 1, 2013 through June 30, 2013 lease agreement with DePaulis Enterprises III, Ltd., 39 Murray Drive, Chester, New York 10918 to cover cost of occupying premises in Congers, New York that consists of multiple units used by the Office of the District Attorney, for an additional 3 months at the current monthly lease rate of \$14,255.44, making January 1, 2013 through September 30, 2013 amended lease agreement period an amount not to exceed \$128,298.96 (9 months x \$14,255.44), and authorizes execution of this agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement exists in the 2013 Operating Budget of the Office of the District Attorney.

AMENDED
Referral No. 9323

Introduced by:

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

**RESOLUTION NO. 491 OF 2013
AMENDING 2013 ADOPTED CAPITAL BUDGET IN THE AMOUNT OF
\$2,980,000 BRINGING PROJECT TOTAL AMOUNT TO \$7,150,000
FOR CAPITAL PROJECT-4443
FOR INTEGRATED PATIENT INFORMATION SYSTEM
[DEPARTMENT OF GENERAL SERVICES - FACILITIES MANAGEMENT]
(\$6,480,000)**

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

WHEREAS, The Legislature of Rockland County previously approved Integrated Patient Information System (Phase I)- Capital Project No. 4443 in the amount of \$3,500,000; and

WHEREAS, By Resolution No. 264 of 2001, the Legislature of Rockland County approved an appropriation in the amount not to exceed \$1,500,000 for acquisition and installation of computer hardware and software for the Integrated Patient Information System (Phase I) - Capital Project No. 4443; and

WHEREAS, By Resolution No. 143 of 2004, the Legislature of Rockland County approved an appropriation increase in the amount of \$750,000 bringing total amount not to exceed \$2,250,000 for the design and implementation of the Hospital based Integrated Patient Information System - Capital Project No. 4443; and

WHEREAS, By Resolution No. 211 of 2012, the Legislature of Rockland County approved an appropriation increase in the amount of \$350,000 bringing total amount not to exceed \$2,600,000 for the design and implementation of the Hospital based Integrated Patient Information System - Capital Project No. 4443; and

WHEREAS, By Resolution No. 419 of 2013, the Legislature of Rockland County approved an appropriation increase in the amount of \$150,000 bringing total not to exceed \$2,750,000 for the design and implementation of the Hospital based Integrated Patient Information System - Capital Project No. 4443; and

WHEREAS, There is \$750,000 remaining in the Capital Project which has not been bonded; and

WHEREAS, The Director of Facilities Management has requested that the Legislature amend the 2013 Adopted Capital Budget to increase funding in the amount of \$2,980,000 bringing the total of the project to \$6,480,000 to allow for this project; and

WHEREAS, The Department of General Services - Facilities Management has determined that this project is essential for the Integrated Patient Information System Project; and

WHEREAS, The Planning and Public Works and Budget and Finance Committees of the Legislature have met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairmen; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves an amendment to the 2013 Adopted Capital Budget for Integrated patient Information System Project, to increase funding in the amount of \$2,980,000 bringing the total of the project to \$6,480,000 to allow for this project; and be it further

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

CAPITAL PROJECTS FUND

Increase Approp. Acct.:

H44430	Integrated Patient Information System	2,980,000
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Increase Est. Rev. Acct.:

H5710	Proceeds from Bonds	2,980,000
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RESOLUTION NO. 492 OF 2013**BOND RESOLUTION DATED SEPTEMBER 3, 2013**

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF DESIGN AND IMPLEMENTATION OF THE HOSPITAL BASED INTEGRATED PATIENT INFORMATION SYSTEM TO BE USED BY THE DEPARTMENTS OF HOSPITALS, HEALTH AND MENTAL HEALTH (CAPITAL PROJECT NO. 4443), STATING THE ESTIMATED MAXIMUM COST OF SUCH PROJECT IS \$6,480,000, APPROPRIATING \$3,730,000 THEREFOR, IN ADDITION TO THE \$2,750,000 PREVIOUSLY APPROPRIATED; AND AUTHORIZING THE ISSUANCE OF \$3,730,000 BONDS OF THE COUNTY TO FINANCE SAID APPROPRIATION.

(Adopted) September 3, 2013

Mr. Grant offered the following amended bond resolution, which was seconded by Mr. Earl and Mr. Murphy and by roll call vote was unanimously adopted:

RESOLVED BY THE COUNTY LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK (by the affirmative vote of not less than two thirds of the voting strength of said Legislature), AS FOLLOWS:

Section 1. The County of Rockland, New York (herein called "County"), is hereby authorized to continue existing Capital Project No. 4443 for the Department of General Services, Facilities Management, consisting of the design and implementation of a hospital based integrated patient information system to be used by the Departments of Hospitals, Health and Mental Health, including preliminary costs and costs incidental thereto, all as more particularly described in the County's 2013 Capital Budget, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$6,480,000, and \$3,730,000 is hereby appropriated therefor, in addition to the \$1,500,000 previously appropriated pursuant to Resolution No. 264 of 2001; \$750,000 previously appropriated pursuant to Resolution No. 143 of 2004, \$350,000 previously appropriated pursuant to Resolution No. 211 of 2012 and \$150,000 previously appropriated pursuant to Resolution No. 419 of 2013 (the "Previously Appropriated Funds"). The plan of financing includes the expenditure of the Previously Appropriated Funds and the issuance of \$3,730,000 bonds of the County herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$3,730,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness applicable to the specific object or purpose for which the bonds authorized by this resolution is to be issued within the limitations of Section 11.00 a. 35 of the Law, is five (5) years.

Section 4. The County intends to finance, and the Commissioner of Finance of the County is hereby authorized to advance such amounts as are necessary to pay the costs of the specific object or purpose described in Section 1 hereof prior to the issuance of the bonds or bond anticipation notes authorized out of any available funds of the County, on an interim basis, which amounts are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the County, pursuant to this Resolution, in the total amount of bonds herein authorized. This Resolution is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 5. Subject to the provisions of this Resolution and of the Law, and pursuant to the provisions of §21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, §30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of §§50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the County Legislature relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, relative to providing for substantially level or declining annual debt service, relative to prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and relative to executing agreements for credit enhancement, are hereby delegated to the Commissioner of Finance of the County, as the chief fiscal officer of the County.

Section 6. Each of the bonds authorized by this Resolution and any bond anticipation notes issued in anticipation of the sale thereof shall contain the recital of validity prescribed by Section 52.00 of said Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the County of Rockland, payable as to both principal and interest by general tax upon all the taxable real property within the County. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds or the renewals of said notes, and provision shall be made annually in the budgets of the County by appropriation for (a) the amortization and redemption of the notes and bonds to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. The validity of the bonds authorized by this Resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of this Resolution, or a summary hereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. The Clerk to the Rockland County Legislature is hereby directed to publish the foregoing bond resolution, in summary, in the "ROCKLAND JOURNAL NEWS", West Nyack, New York and the "ROCKLAND COUNTY TIMES", published by Citizen Publishing Corp., Nanuet, New York, each of said newspapers having been designated the official newspapers of the County for such publication, together with a notice in substantially the form prescribed in Section 81.00 of the Local Finance Law of the State of New York.

Section 9. This Resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter.

* * *

The adoption of the foregoing resolution was seconded by Legislators Toney L. Earl and John A. Murphy and duly put to a vote on roll call, which resulted as follows:

AYES:	17
NOES:	0
ABSENT:	0

The resolution was declared adopted.

Roll Call:

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

Introduced by:

Referral No. 2825

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

**RESOLUTION NO. 493 OF 2013
ESTABLISHING ONE POSITION AND APPROPRIATING FUNDS
IN THE DEPARTMENT OF GENERAL SERVICES-PURCHASING
DIVISION IN CONNECTION WITH FEDERAL
TRANSPORTATION ADMINISTRATION (FTA) PROJECTS AND FUNDS
NO COUNTY TAX DOLLARS**

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

WHEREAS, The Commissioner of General Services has requested the establishment of one position in the Department of General Services – Purchasing Division to ensure compliance with Federal Transit Administration (FTA) contracting regulations and to coordinate the contracting needs, procurement projects and ongoing expansion of the County's Public Transportation System in the Rockland County Department of Public Transportation (RCDPT); and

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

WHEREAS, Funds to establish this position in the Department of General Services – Purchasing Division will be provided by FTA Funds received by the RCDPT and, therefore, said action requires no County tax dollars; and

WHEREAS, The FTA Regional Office has encouraged Rockland County Department of Public Transportation to create this position and will reimburse its salary cost; and

WHEREAS, Based on the earliest that said position can be filled, the Department of General Services – Purchasing Division will need an appropriation of funds to cover position costs for the last 3 months of 2013, with offset being reimbursement revenue coming from the RCDPT; and

WHEREAS, Starting in 2014, position costs and offsetting revenue will be included in the County adopted budget; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That one position of Public Transportation Procurement Coordinator, position control #9112 MB 4 – (\$64,060 - \$82,859) be hereby established in the Department of General Services, Purchasing Division – I222; and be it further

RESOLVED, That the position title Public Transportation Procurement Coordinator be allocated to management band 4 (\$64,060 - \$82,859) as provided by the contract between the County of Rockland and the Rockland Association of Management Inc. (RAM); and be it further

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

INTERNAL SERVICES FUND – 2013

Increase Approp. Acct. (Credit):

M -DGS -2200 -I222	-E1100	Salaries, Employees	16,015
	-E1930	Social Security	1,225
	-E1980	MTA Mobility Tax	55

Increase Est. Rev. Acct. (Debit):

M -DGS -2200 -I222	-R2806	Reimbursement from Other County Depts	17,295
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and be it further

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

Debate:

Mr. Schoenberger

Forgive me, I was late to the meeting tonight and I did not attend the committee meetings so I am confused a little bit with this. Are we after three years of attempting to get a bus system in compliance with the FTA requirements now hiring someone to engage in FTA compliance? Is that what I am to understand?

Chairwoman Cornell

We heard from Purchasing Director Brennan and Commissioner Vanderbeek on this issue. Mr. Brennan indicated that his department has lost a third of its employees. Despite the fact that so much staff has been eliminated from County government departments, the work to be done—in this case, the number of bids to be handled and analyzed-- are still the same. In order to solve this and continue to serve the public efficiently, Mr. Brennan has worked with Commissioner Vanderbeek who went to the Federal Transportation Administration, which agreed their funds could be used to hire a purchaser who would work on the transportation issues.

Mr. Schoenberger

I am still, with all due respect, a little bit confused. If the FTA is allowing its funds to be used to pay for this position then no doubt this person will be working only on FTA projects and nothing else.

Mr. Grant

That is correct.

Mr. Schoenberger

Will we be saving money now, because we won't be using outside consultants? We hired an outside attorney and company that review all the contracts and bids and paid them tons of money to make recommendations. Will we be saving that money? I hope we are not creating another position to give someone a soft landing in three months. I am a little concerned.

Mr. Grant

Those are legitimate concerns. The soft landing issue was not raised in committee. The position is fully funded by the Federal Transportation Administration. It is an ongoing task that we have in terms of fulfilling our purchasing requirements as we continue to operate our bus system.

Mr. Schoenberger

It is a high priced position. The Executive can hire someone at \$80,000 as soon as we pass this. I certainly don't want to do anything to impede the Department of Transportation from fulfilling its functions and duties. I would like to know that we are saving money somewhere else. I don't remember the name of the company that reviews and analyzes.

Chairwoman Cornell

I can't respond to that, but Mr. Brennan made the case very articulately in terms of the needs of his department and the losses he has had in terms of staff and the need for someone. This was a creative way to get someone to deal with the extensive bids.

Mr. Schoenberger

If we had a staff member that was working on the FTA projects, and let's say they were working 50% of the time, then 50% of their salary would have been charged back to the FTA to begin with. If we are doing this, because they lost so many people and have so much work this person can only work on the FTA projects or if they work on another bid they can't charge that time to the FTA – it would be fraudulent.

I am confused as to what we are saving, whether we are saving and I certainly don't want to impede anything. Maybe these are questions that had I been here on time for the Budget and Finance Committee meeting I could have asked and gotten answers to.

Mr. Grant, I assume you moved this, because you are comfortable with it.

Mr. Grant

I moved it and I am comfortable with it. If we choose to take action at a future date, because it doesn't meet our needs then we do. In addition, it includes a sunset clause.

Introduced by:

Referral No. 9162

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

**RESOLUTION NO. 494 OF 2013
ESTABLISHING ONE POSITION
AND ABOLISHING ONE POSITION
IN THE DEPARTMENT OF HOSPITALS
[DEPARTMENT OF HOSPITALS]**

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

WHEREAS, The position of Director of Medical Services for the Department of Hospitals has been vacant for over one (1) year; and

WHEREAS, It has been difficult for the Department of Hospitals and the Department of Personnel to recruit a qualified full-time Director of Medical Services, at a salary of \$150,000; and

WHEREAS, A Director of Medical Services is essential to the effective operations of the Summit Park Hospital & Nursing Care Center (SPHNCC), including but not limited to its revenues, and for ensuring quality care for patients, accreditation by the SPHNCC's Joint Commission, and compliance with New York State regulations; and

WHEREAS, The Deputy Commissioner of Hospitals has reviewed the department's operations and most critical needs with respect to a Director of Medical Services as well as the basis for the continuing recruitment problems and recommends to the County Executive and the Legislature of Rockland County the creation of a Director of Medical Services (LTFT), to be compensated at an annual salary of \$150,000; and

WHEREAS, The Department of Personnel has reviewed the duties to be performed and has made an appropriate civil service classification; and

WHEREAS, No additional funds are needed in order to establish this position; and

WHEREAS, The Budget and Finance Committee of the Legislature has met, considered and by a vote of eight ayes, one nay and one absent approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That one position of Director of Medical Services (LTFT), position # 9113 be hereby established in the Department of Hospitals – 4701; and be it further

RESOLVED, That the position of Director of Medical Services (LTFT) be hereby compensated at a salary of \$150,000 per annum; and be it further

RESOLVED, That the position of Director of Medical Services, position control #2673 be hereby concurrently abolished.

The vote resulted as follows:

- Ayes: 11 (Legislators Carey, Earl, Grant, Hood, Jr., Low-Hogan, Meyers, Moroney, Murphy, Paul, Sparaco, Cornell)
- Nays: 06 (Legislators Day, Jobson, Schoenberger, Soskin, Wieder, Wolfe)



Debate:**Mr. Wolfe**

I voted no in committee and I am going to be voting no tonight. This issue originally came up regarding this position a little while ago when we were asked to increase the budgeted salary from \$150,000 to \$195,000 for this position and that was not entertained by the Legislature at that time particularly because it wasn't budgeted. This proposal is to take the budgeted \$150,000 full time position and create a less than full time position of 30 hours per week for the same salary. The reason why I don't believe we should be doing that is essentially that creates a position with an equivalent full time salary of \$200,000, which is even more than originally proposed.

I fully recognize the need for this position. My vote has nothing to do with the need, but these types of issues need to be addressed in the budget process. I think in setting a value of this position of \$200,000 for full time I don't think is necessarily the right thing to do particularly because there has been a qualified candidate who has been interested. I think it gives the impression that we are setting the salary for a particular person as opposed to the position. For that reason I will be voting no tonight.

Chairwoman Cornell

I support this. We need a Medical Director. We have been without one for a long time. We know from our consultants that a Medical Director is essential to be a champion in our community on behalf of the hospital and nursing home. We are very fortunate that a person with experience has agreed to accept this position at 30 hours per week. I am voting for it.

Mr. Schoenberger

There seems to be discussion of a person who is already waiting to go forward or accepted this position. Who is the person?

Chairwoman Cornell

I do not know the name of the person, but the Acting Commissioner was here earlier and indicated that the person who was their first choice who has experience with nursing homes is presently Medical Director for two nursing homes and is giving up one and will be doing our nursing home. This is an extraordinarily qualified person from the Town of Clarkstown.

Mr. Grant

I think it should be noted that the Acting Medical Director is scheduled to leave as well.

Mr. Schoenberger

So the rest of us who are unknown as to who this person is will no doubt learn about it from the Journal News if this gets passed tonight.

Chairwoman Cornell

I don't honestly don't know the name of the person.

Mr. Schoenberger

So we are voting to raise the salary, because we are taking the salary and reducing the hours therefore the person will be making more per hour therefore it is an increase in salary. We are doing that while the administration has someone picked, this one has someone picked and we are not privy to that conversation except that the person comes from Clarkstown. I have no objection if the person comes from Clarkstown. I am going to agree with Legislator Wolfe tonight and I am going to have to vote no on this until I have some comfort that there is full disclosure of the entire picture.

Mr. Carey

I am going to support this a little hesitantly, because they did say the Interim Director is going to leave by the end of September. My concern is that if someone is coming in working 30 hours doing what really is a major turnaround project, which is really needed here, I am concerned that the leadership will not be there every day of the week to drive the programs and handle the changes that are needed. I hope this body continues to watch that and if we don't see the changes we would have to revisit it.

Introduced by:

Referral 5614/8111

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

**RESOLUTION NO. 495 OF 2013
CORRECTION OF 2012 TAX ROLLS
TOWN OF RAMAPO
TEN CENTRE LLC
PROPERTY ID # 57.39-2-23.3
22 TOKAY LANE
MONSEY, NEW YORK 10952
[DEPARTMENT OF BUDGET AND FINANCE]**

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

WHEREAS, An application for the correction of the tax rolls for the 2012 Town and County Real Property Taxes levied against property located in the Town of Ramapo, as indicated on the annexed Schedule "A," has been filed by Ten Centre LLC of Monsey, with the Real Property Tax Service Officer, pursuant to §554 of the Real Property Tax Law, and

WHEREAS, The Chief Building Inspector has advised that the structure that occupied the lot known as 5 Central Street (S.B.I.) 57.39.2-23.3 suffered a collapse and was demolished more than five years ago; and

WHEREAS, The tax amount on the 2012 County and Town Tax Roll reads \$1,333.05 be corrected to read \$167.67 and a reduction/refund be made to the tax roll in the amount of \$1,165.38, and

WHEREAS, The correction is 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 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 approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; 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 to reflect the tax in amount of \$1,165.38, and hereby requests that the officer having jurisdiction of the tax roll correct such tax roll accordingly.

**SCHEDULE A
Town of Ramapo**

OWNER: Ten Centre LLC

PROPERTY ID#: 57.39-2-23.3

CORRECTION: TAX AMOUNT ON THE 2012 COUNTY & TOWN TAX ROLL BE CORRECTED TO READ \$ 167.67 AND A REDUCTION/REFUND BE MADE TO THE ACCOUNT IN THE AMOUNT OF \$ 1,165.38.

REASON: THE STRUCTURE THAT OCCUPIED THE LOT KNOWN AS 5 CENTRE STREET (57.39-23.3) SUFFERED A COLLAPSE AND WAS DEMOLISHED MORE THAN FIVE YEARS AGO. ATTACHED IS A LETTER ATTACHED FROM THE CHIEF BUILDING INSPECTOR, WALTER G.W. BOOKER JR..

Introduced by:

Referral No. 5614/8111

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

**RESOLUTION NO. 496 OF 2013
CORRECTION OF 2013 TAX ROLLS
TOWN OF RAMAPO
TEN CENTRE LLC
PROPERTY ID # 57.39-2-23.3
22 TOKAY LANE
MONSEY, NEW YORK 10952
[DEPARTMENT BUDGET AND FINANCE]**

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

WHEREAS, An application for the correction of the tax rolls for the 2013 Town and County Real Property Taxes levied against property located in the Town of Ramapo, as indicated on the annexed Schedule "A," has been filed by Ten Centre LLC of Monsey, with the Real Property Tax Service Officer, pursuant to §554 of the Real Property Tax Law, and

WHEREAS, The Chief Building Inspector has advised that the structure that occupied the lot known as 5 Central Street (S.B.I.) 57.39.2-23.3 suffered a collapse and was demolished more than five years ago; and

WHEREAS, The tax amount on the 2013 County and Town Tax Roll reads \$7,404.98 be corrected to read \$3,050.93 and a reduction/refund be made to the tax roll in the amount of \$4,354.05, and

WHEREAS, The correction is 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 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 approved this resolution; however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; 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 2013 Town and County tax rolls to reflect the tax in amount of \$4,354.05, and hereby requests that the officer having jurisdiction of the tax roll correct such tax roll accordingly.

**SCHEDULE A
Town of Ramapo**

OWNER: Ten Centre LLC

PROPERTY ID#: 57.39-2-23.3

CORRECTION: TAX AMOUNT ON THE 2013 COUNTY & TOWN TAX ROLL BE CORRECTED TO READ \$ 3,050.93 AND A REDUCTION/REFUND BE MADE TO THE ACCOUNT IN THE AMOUNT OF \$ 4,354.05.

REASON: THE STRUCTURE THAT OCCUPIED THE LOT KNOWN AS 5 CENTRE STREET (57.39-23.3) SUFFERED A COLLAPSE AND WAS DEMOLISHED MORE THAN FIVE YEARS AGO. ATTACHED IS A LETTER ATTACHED FROM THE CHIEF BUILDING INSPECTOR, WALTER G.W. BOOKER JR..

Introduced by:

Referral No. 3147

Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Patrick J. Moroney, Sponsor
Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 497 OF 2013
CONFIRMING THE APPOINTMENTS OF
CHRISTOPHER G. KEAR, NEW CITY, NEW YORK AND
GEORGE ZAYAS, STONY POINT, NEW YORK
AS DEPUTY COUNTY FIRE COORDINATORS**

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

WHEREAS, Deputy County Fire Coordinators may be appointed, pursuant to §225-a and §401 of the County Law of the State of New York; and

WHEREAS, The County Fire Coordinator has appointed Christopher G. Kear and George Zayas as Deputy County Fire Coordinators to assist him in carrying out his duties in accordance with the aforesaid law, whom shall serve at the pleasure of the County Fire Coordinator and whom shall perform such duties not inconsistent with the law as shall be assigned to him by the County Fire Coordinator; and

WHEREAS, Said Deputy County Fire Coordinators shall receive no additional compensation for services performed as a Deputy County Fire Coordinator; and

WHEREAS, The County Fire Coordinator requests the Legislature of Rockland to confirm the aforesaid appointments; and

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

RESOLVED, That the Legislature of Rockland County hereby confirms the County Fire Coordinator's appointments of Christopher G. Kear and George Zayas as Deputy County Fire Coordinators, who shall serve at the pleasure of the County Fire Coordinator and who shall perform such duties not inconsistent with the law as shall be assigned to him by the County Fire Coordinator; and be it further

RESOLVED, That said Deputy County Fire Coordinator shall receive no additional compensation for services performed as a Deputy County Fire Coordinator.

Debate:

Mr. Schoenberger

I must apologize again for asking questions, but I wasn't here for the committee meeting. This is not about Christopher Kear or George Zayas who I believe are competent people and worthy of appointment. This is about a process that is set forth in the resolution that I am not familiar with therefore I want to ask a question. The County Fire Coordinator is appointing these appointments of Deputy County Fire Coordinators. Are we required to confirm these by resolution? Most of the time if a department head appoints somebody as a deputy it doesn't come to us. If appointments are made by the County Executive those come to us for confirmation. This seems to be something in between. If the County Fire Coordinator, who I assume is Gordon Wren, appoints two people as deputies and the position are in the budget pursuant to §225-a and §401 of the County Law of the State of New York, which I am not familiar with to say that I understand this is required by law or this is a process that is being put before us. This is unusual. It is not meant to talk about Christopher Kear or George Zayas. I want to separate them from the question about the process. My question is not about them, their competence or their ability. I will support this. I am just questioning the process, because I don't understand this.

Chairwoman Cornell

I think you are absolutely right to question it. It went through Multi-Services Committee. Did this question come up?

Mr. Soskin

No, it did not. I am not sure if these are paid positions or not.

Mr. Schoenberger

I want to know if this is required by law or whether it is something being sent to us to be embodied by politics/for us to chime in so to speak. I am going for this. I ask that Legislative Counsel research this and give us all a memo explaining why it is being done this way.

Chairwoman Cornell

Thank you.

Introduced by:

Referral No. 2416

- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Patrick J. Moroney, Sponsor
- Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 498 OF 2013
CONFIRMING THE REAPPOINTMENT OF
BETH WENDY GRUNDFEST-FRIGERI,
SPRING VALLEY, NEW YORK
TO THE ROCKLAND COUNTY
COMMUNITY SERVICES BOARD**

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

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

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

WHEREAS, Section C9.03 of the Charter Law of Rockland County established the Rockland County Community Services Board and provides that it shall be constituted in accordance with the Mental Hygiene Law, whose members shall be appointed by the County Executive, subject to confirmation by the Legislature; and

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

WHEREAS, Article 41 of the New York State Mental Hygiene Law has been superseded by, to the extent that it is inconsistent with, Section C3.02 of the Charter Law of Rockland County which provides that members of County boards and commissions shall serve at the pleasure of the County Executive; and

WHEREAS, By Resolution No. 465 of 2009, Beth Wendy Grundfest-Frigeri was appointed to fill the unexpired term of Madnu Ahluwalla; and

WHEREAS, The reappointment of Beth Wendy Grundfest-Frigeri, Spring Valley, New York has been recommended by the Commissioner of Mental Health; and

WHEREAS, The County Executive has reappointed Beth Wendy Grundfest-Frigeri, Spring Valley, New York to a four (4) year term on the Rockland County Community Services Board, to fill a vacancy; and

WHEREAS, Ms. Grunfest-Frigeri's appointment commences on September 2, 2013 and expires on September 1, 2017; and

WHEREAS, Beth Wendy Grundfest-Frigeri, has demonstrated an interest in the field of services for persons with mental disabilities; and

WHEREAS With the approval of this resolution and the approval of separate resolutions and reappointing Chief Peter Noonan and Dr. Evelyn S. Ha there will be two (2) vacancies on the board; and

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

RESOLVED, That the Legislature of Rockland County hereby confirms the reappointment of Beth Wendy Grundfest-Frigeri, Spring Valley, New York to the Rockland County Community Services Board to a four (4) year term; and be it further

RESOLVED, That the Clerk to the Legislature is directed to forward a copy of this resolution to the Community Services Board and to the reappointee, Beth Wendy Grundfest-Frigeri.



Introduced by:

Referral No. 2416

Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Patrick J. Moroney, Sponsor
Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 499 OF 2013
CONFIRMING THE REAPPOINTMENT OF
DR. EVELYN S. HA,
NEW CITY, NEW YORK
TO THE ROCKLAND COUNTY
COMMUNITY SERVICES BOARD**

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

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

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

WHEREAS, Section C9.03 of the Charter Law of Rockland County established the Rockland County Community Services Board and provides that it shall be constituted in accordance with the Mental Hygiene Law, whose members shall be appointed by the County Executive, subject to confirmation by the Legislature; and

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

WHEREAS, Article 41 of the New York State Mental Hygiene Law has been superseded by, to the extent that it is inconsistent with, Section C3.02 of the Charter Law of Rockland County which provides that members of County boards and commissions shall serve at the pleasure of the County Executive; and

WHEREAS, By Resolution No. 464 of 2008, the Legislature of Rockland County confirmed the appointment of Dr. Evelyn S. Ha, to fill the unexpired term of Daniel Lukens; and

WHEREAS, Dr. Ha's appointment expires on September 1, 2013; and

WHEREAS, Dr. Ha's term will commence on September 2, 2013 and expire on September 1, 2017; and

WHEREAS, The reappointment of Dr. Evelyn S. Ha, New City, New York has been recommended by the Commissioner of Mental Health; and

WHEREAS, The County Executive has reappointed Dr. Evelyn S. Ha, New City, New York to a four (4) year term on the Rockland County Community Services Board, to fill a vacancy; and

WHEREAS, Dr. Evelyn, is a physician with a demonstrated interest in the field of science for persons with mental disabilities; and

WHEREAS With the approval of this resolution and the approval of separate resolutions and reappointing Beth Wendy Grundfest-Frigeri and Chief Peter Noonan there will be two (2) vacancies on the board; and

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

RESOLVED, That the Legislature of Rockland County hereby confirms the reappointment of Dr. Evelyn S. Ha, New City, New York to the Rockland County Community Services Board; and be it further

RESOLVED, That the Clerk to the Legislature is directed to forward a copy of this resolution to the Community Services Board and to the reappointee, Dr. Evelyn S. Ha.

Introduced by:

Referral No. 2416

- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Patrick J. Moroney, Sponsor
- Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 500 OF 2013
CONFIRMING THE REAPPOINTMENT OF
CHIEF PETER NOONAN,
NANUET, NEW YORK
TO THE ROCKLAND COUNTY
COMMUNITY SERVICES BOARD**

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

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

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

WHEREAS, Section C9.03 of the Charter Law of Rockland County established the Rockland County Community Services Board and provides that it shall be constituted in accordance with the Mental Hygiene Law, whose members shall be appointed by the County Executive, subject to confirmation by the Legislature; and

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

WHEREAS, Article 41 of the New York State Mental Hygiene Law has been superseded by, to the extent that it is inconsistent with, Section C3.02 of the Charter Law of Rockland County which provides that members of County boards and commissions shall serve at the pleasure of the County Executive; and

WHEREAS, By Resolution No. 416 of 2007, the Legislature of Rockland County confirmed the appointment of Chief Peter Noonan, to fill the unexpired term of Jerome Klein; and

WHEREAS Chief Noonan has been a hold over since his term expired on August 31, 2008; and

WHEREAS, Chief Noonan's term commenced on September 1, 2012 and expires September 1, 2016; and

WHEREAS, The reappointment of Chief Peter Noonan, Nanuet, New York has been recommended by the Commissioner of Mental Health; and

WHEREAS, The County Executive has reappointed Chief Peter Noonan, Nanuet, New York to a four (4) year term on the Rockland County Community Services Board; and

WHEREAS, Chief Peter Noonan, is a member of local law enforcement with a demonstrated an interest in the field of services for persons with mental disabilities; and

WHEREAS With the approval of this resolution and the approval of separate resolutions and reappointing Beth Wendy Grundfest-Frigeri and Dr. Evelyn S. Ha there will be two (2) vacancies on the board; and

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

RESOLVED, That the Legislature of Rockland County hereby confirms the reappointment of Chief Peter Noonan, Nanuet, New York to the Rockland County Community Services Board for a four (4) year term; and be it further

RESOLVED, That the Clerk to the Legislature is directed to forward a copy of this resolution to the Community Services Board and to the appointee, Chief Peter Noonan.



**RESOLUTION NO. 501 OF 2013
RECEIVE AND FILE 2012 ANNUAL REPORT
DEPARTMENT OF SOCIAL SERVICES**

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

RESOLVED, that the Year 2012 Annual Report of the Department of Social Services be and it is hereby received and filed.

**RESOLUTION NO. 502 OF 2013
RECEIVE AND FILE 2012 ANNUAL AUDIT REPORT
OF THE ROCKLAND COUNTY DEFERRED COMPENSATION
PLAN, AS PREPARED BY O'CONNOR DAVIES, LLP.**

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

RESOLVED, that the Year 2012 Annual Audit Report Of The Rockland County Deferred Compensation Plan, As Prepared By O'Connor Davies, LLP, be and it is hereby received and filed.

Comments from Legislators:

Chairwoman Harriet D. Cornell

The next series of standing committee meetings will be Thursday, September 12th.

Legislator Alden H. Wolfe

A very happy New Year to all those who celebrate.

**ADJOURNMENT IN MEMORY OF
WILLIAM P. CARROLL**

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

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

**ADJOURNMENT IN MEMORY OF
MILDRED R. FRANKS**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Mildred R. Franks,

**ADJOURNMENT IN MEMORY OF
WILLIAM MARTIN McCARTHY**

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

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

**ADJOURNMENT IN MEMORY OF
CARMEN RICCARDO**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Carmen Riccardo.

**ADJOURNMENT IN MEMORY OF
SISTER ROSE EILEEN MCGINN, OP**

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 Sister Rose Eileen McGinn, OP.

**ADJOURNMENT IN MEMORY OF
LAWRENCE F. DOLAN**

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 Lawrence F. Dolan.

**ADJOURNMENT IN MEMORY OF
JOHN O'HARA**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of John O'Hara.

**ADJOURNMENT IN MEMORY OF
PETER ANDROMIDAS**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Peter Andromidas.

**ADJOURNMENT IN MEMORY OF
ROCCO SAVINO**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Rocco Savino.

**ADJOURNMENT IN MEMORY OF
MICHAEL FITZULA**

Mr. Grant 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 Michael Fitzula.

**ADJOURNMENT IN MEMORY OF
GEORGE MERCHANT**

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 George Merchant.

**ADJOURNMENT IN MEMORY OF
LOUIS MAZZUCCA**

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 Louis Mazzucca.

**RESOLUTION NO. 503 OF 2013
ADJOURNMENT**

Mr. Murphy offered the following resolution, which was seconded by Mr. Wieder and adopted (8:34 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Tuesday, September 17, 2013 at 7:00 p.m.

The vote resulted as follows:

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

Respectfully Submitted,

DARCY SHAPIN - GREENBERG
Proceedings Clerk