

The Legislature of Rockland County



Alden H. Wolfe
Chairman

Laurence O. Toole
Clerk to the Legislature

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, April 7, 2015 at 7:00 P.M., pursuant to the adjournment of the March 16, 2015 meeting.

Very truly yours,

A handwritten signature in black ink, appearing to read "L. O. Toole", with a large, stylized flourish at the end.

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 2nd day of April 2015

LOT/dmg



**Agenda
April 7, 2015
7:00 P.M.**

1. Roll Call.
2. Salute to the Flag by Honorable Lon M. Hofstein, Deputy Minority Leader.
3. Invocation by Honorable Lon M. Hofstein, Deputy Minority Leader.
4. Adoption of Minutes:
February 24, 2015
March 16, 2015
5. Special Order of the Day:
 - A. **Referral No. 5327 - Public Hearing 7:05 p.m.**
A local law regulating the use of drones in Rockland County, Known As "The Ensuring Privacy From Drones Law."
(Introduced by Hon. Jay Hood, Jr.)
 - B. **Referral No. 5906 - Public Hearing 7:10 p.m.**
A Proposal To Increase And Improve The Facilities Of Rockland County Sewer District No. 1, Consisting Of Construction Of An 18,000 Square Foot Building On A 6.7 Acre Property Located At 294 NYS Route 304 In Congers To Provide An Emergency Equipment Storage Building For Use By The Town Of Clarkstown As Part Of Its Pump Station And Collection System.
6. Public Participation:
7. Presentation of Communications:
8. Comments from the Chairperson:
9. Comments From Legislators:
10. Unfinished Business:

11. Reports of Standing Committees:

A. BUDGET & FINANCE COMMITTEE

1. Referral No. 5906

- a. Amending The Capital Budget In The Amount Of \$2,500,000 Increasing The Estimated Project Cost From \$11,000,000 To \$13,500,000 For The Town Of Clarkstown Pump Station And Collection System Upgrade Project Capital Project No. 6260 (Rockland County Sewer District No. 1) (\$13,500,000). (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Aney Paul, Hon. Harriet D. Cornell, Hon. Toney L. Earl, Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Philip Soskin)
- b. Authorizing A Second Amendment To The Intermunicipal Agreement With The Town Of Clarkstown Increasing The Estimated Project Cost By \$2,500,000 For A Total Project Amount Not To Exceed \$13,500,000 Accepting A Property Interest From The Town Of Clarkstown In The Project Sites, Reimbursing The Town For A Maintenance Contract And Including An Emergency Storage Facility Within The Scope Of The Intermunicipal Agreement For The Town Of Clarkstown Pump Station And Collection Systems Upgrade Project, CP No. 6260 (Rockland County Sewer District #1). (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Aney Paul, Hon. Harriet D. Cornell, Hon. Toney L. Earl, Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Philip Soskin)
- c. Approving Amendment No. 4 To The Engineering Report For The Town Of Clarkstown Pump Station And Collection System Upgrade Project Capital Project #6260 (Rockland County Sewer District No. 1). (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Aney Paul, Hon. Harriet D. Cornell, Hon. Toney L. Earl, Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Philip Soskin)
- d. **Bond Resolution** Of The County Of Rockland, New York Authorizing Financing For The Increase And Improvement Of Facilities For Sewer District No. 1 (Capital Project No. 6260), Stating The Current Estimated Maximum Cost Thereof Is \$13,500,000, Appropriating \$2,500,000 In Addition To The \$11,000,000 Previously Appropriated Therefor, And Authorizing Issuance Of \$2,500,000 Bonds Of Said County To Finance Said Additional Appropriation.

- e. A Resolution Approving An Increase And Improvement Of The Facilities Of Rockland County Sewer District No. 1 (Capital Project No. 6260 - Town Of Clarkstown Pump Stations And Collection System Upgrade Project - \$2,500,000). (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Aney Paul, Hon. Harriet D. Cornell, Hon. Toney L. Earl, Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Philip Soskin)

2. **Referral No. 5906/9325** - Approving Purchases In Excess Of \$100,000 With Uni-Select USA, Inc. For Automotive Parts And Supplies In An Amount Not To Exceed \$150,000 Under NYS OGS Contract No. PC65983 By Formal Purchase Order For The Period From January 1, 2015 Through December 31, 2015 (Department Of General Services - Facilities Management) (\$150,000). (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Aney Paul, Hon. Patrick J. Moroney, Hon. Aron B. Wieder, Hon. Douglas J. Jobson, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Philip Soskin)

3. **Referral No. 1519** - Approving Award Of Bid And Construction Contract In Excess Of \$100,000 To Cal Mart Enterprises Inc. For The Embankment Stabilization Project For Nauraushaun Brook Located On Sickletown Road In The Town Of Orangetown Under Capital Project No. 7110 And Authorizing Its Execution By The County Executive (Drainage Agency, Division Of The Department Of Highways) (\$800,000). (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Aney Paul, Hon. Patrick J. Moroney, Hon. Aron B. Wieder, Hon. Douglas J. Jobson, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Philip Soskin)

4. **Referral No. 2946** - Authorizing The Clerk To The Legislature To Advertise For Bids For A Construction Contractor For The 264 North Route 9W Embankment Stabilization And Retaining Wall Project On The Minisceongo Creek, Town Of Haverstraw Capital Project No. 7112 (Drainage Agency) Division Of The Highway Department. (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Aney Paul, Hon. Patrick J. Moroney, Hon. Aron B. Wieder, Hon. Douglas J. Jobson, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Philip Soskin)

5. **Referral No. 6394**

- a. Authorizing And Directing The Clerk To The Legislature To Advertise For Bids - Replacement Of The Grandview Avenue Culvert On The Willow Tree Brook, In The Town Of Ramapo Capital Project No. 3397 (Department Of Highways). (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Aney Paul, Hon. Patrick J. Moroney, Hon. Aron B. Wieder, Hon. Douglas J. Jobson, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Philip Soskin)
- b. Authorizing The Acquisition Of A Right-Of-Way Requiring Two (2) Permanent Easements For Grandview Avenue Culvert Replacement On The Willow Tree Brook In The Town Of Ramapo Capital Project No. 3397 (Highway Department). (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Aney Paul, Hon. Patrick J. Moroney, Hon. Aron B. Wieder, Hon. Douglas J. Jobson, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Philip Soskin)
- c. **Bond Resolution** Of The County Of Rockland, New York, Authorizing Financing For Costs Of The Three Year Equipment Replacement Program For The Highway Department (Capital Project No. 3408), Stating The Estimated Total Maximum Cost Thereof Is \$6,000,000, Appropriating Said Amount Therefor, And Authorizing The Issuance Of \$6,000,000 Bonds Of The County To Pay The Cost Thereof.
- d. **Bond Resolution** Of The County Of Rockland, New York, Authorizing Financing For Costs Of The Three Year Countywide Road Reconstruction And Road Resurfacing Program For The Highway Department (Capital Project No. 3409), Stating The Estimated Total Maximum Cost Thereof Is \$6,000,000, Appropriating Said Amount Therefor, And Authorizing The Issuance Of \$6,000,000 Bonds Of The County To Pay The Cost Thereof

6. Referral No. 0107

- a. Approving A Contract In Excess Of \$100,000 With Hauser Bros. Mechanical For Mechanical Contracting For The Fire Training Center Building Improvements And Roof Replacement In An Amount Not To Exceed \$493,744 And Authorizing The Execution By The County Executive Under Capital Project No. 1865 (Department Of General Services - Facilities Management) (\$493,744). (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Aney Paul, Hon. Patrick J. Moroney, Hon. Aron B. Wieder, Hon. Douglas J. Jobson, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Philip Soskin)
- b. Approving A Contract In Excess Of \$100,000 With Milcon Construction Corporation For Fire Training Center Building And Infrastructure Improvements Rooftop Replacement In An Amount Not To Exceed \$548,000 And Authorizing Its Execution By The County Executive Under Capital Project No. 1864 (Department Of General Services - Facilities Management) (\$548,000). (Sponsors: Hon. Ilan S. Schoenberger, Hon. Alden H. Wolfe, Hon. Aney Paul, Hon. Patrick J. Moroney, Hon. Aron B. Wieder, Hon. Douglas J. Jobson, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Philip Soskin)

7. Referral No. 8850 - Approving Acceptance Of Grant In The Amount Of \$39,026 (NLS) From The New York State Education Department For The Conservation/Preservation Discretionary Fund For The Period From July 1, 2014 Through June 30, 2015 And Authorizing The Execution Of All Necessary Documents By The County Executive (Office Of The County Clerk) (\$39,026). (Sponsors: Hon. Philip Soskin, Hon. Aney Paul, Hon. Ilan S. Schoenberger, Hon. Aron B. Wieder, Hon. Lon M. Hofstein, Hon. Patrick J. Moroney, Hon. Douglas J. Jobson, Hon. Alden H. Wolfe, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr.)

8. Referral No. 8183 - Authorizing The Donation Of Surplus Computer Monitors By The County Of Rockland Under RFI-RC-2015-002 To Rockland County Association For Learning Disabilities, Pomona Middle School-East Ramapo Central School District, Hamaspik Of Rockland County, Big Brothers Big Sisters Of Rockland County And Rockland County PC Users Group Pursuant To New York General Municipal Law § 104-C (Department Of General Services Division Of Purchasing). (Sponsors: Hon. Alden H. Wolfe, Hon. Ilan S. Schoenberger, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Philip Soskin)

9. **Referral No. 8896** - Acceptance Of Donation Of A Prime-Mover Fork Lift From Pfizer, Inc., Pearl River, New York And Authorizing The Execution Of All Necessary Donation Acceptance Documents By The County Executive (Fire And Emergency Services). (Sponsors: Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Nancy Low-Hogan, Hon. Aney Paul, Hon. Philip Soskin, Hon. Alden H. Wolfe, Hon. Ilan S. Schoenberger, Hon. Harriet D. Cornell)
10. **Referral No. 9142** - Approving An Agreement In Excess Of \$100,000 With Rockland Independent Living Center, Inc. To Provide Veteran's Peer To Peer Counseling Services Pursuant To A Grant From The New York State Office Of Mental Health In A Total Amount Not To Exceed \$124,998 (NCTD) For The Period From April 15, 2015 Through November 15, 2015 And Authorizing The County Executive To Execute The Agreement (Veteran's Service Agency) (\$124,998). (Sponsors; Hon. Philip Soskin, Hon. Aney Paul, Hon. Ilan S. Schoenberger, Hon. Aron B. Wieder, Hon. Lon M. Hofstein, Hon. Patrick J. Moroney, Hon. Douglas J. Jobson, Hon. Alden H. Wolfe, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr.)
11. **Referral No. 9500** - Appropriating The Sum Of \$1,250 To American Legion Spring Valley Moscarella Post 199, For Patriotic Observances In 2015. (Sponsors: Hon. Aney Paul, Hon. Toney L. Earl) (Co-Sponsors: Hon. Alden H. Wolfe, Hon. Ilan S. Schoenberger, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Philip Soskin)
12. **Referral No. 5519** - Confirming The Appointment Of John A. Maraia Of New City, New York As Commissioner Of Labor Relations. (Sponsors: Hon. Alden H. Wolfe, Hon. Ilan S. Schoenberger, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Philip Soskin)
13. **Referral No. 7253** - Authorizing The District Attorney To Allocate Additional Incentives To Assistant District Attorneys For 2015 (Office Of The District Attorney). (Sponsors: Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Patrick J. Moroney, Hon. John A. Murphy, Hon. Michael M. Grant, Hon. Douglas J. Jobson) (Co-Sponsors: Hon. Alden H. Wolfe, Hon. Ilan S. Schoenberger, Hon. Philip Soskin)

14. **Referral No. 6704** - Approving An Intermunicipal Cooperation Agreement Between The County Of Rockland And The Town Of Haverstraw Police Department In An Amount Not To Exceed \$25,000 (NCTD) For The Period August 1, 2014 Through December 31, 2015 For Their Services As A Partner In The Neighborhood Violence Prevention Project Grant And Authorizing The Execution Of This Agreement By The County Executive (Youth Bureau) (\$25,000). (Sponsors: Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Nancy Low-Hogan, Hon. Aney Paul, Hon. Philip Soskin, Hon. Alden H. Wolfe, Hon. Ilan S. Schoenberger, Hon. Harriet D. Cornell)
15. **Referral No. 5614** - Approval Of Amended Payment In Lieu Of Taxes (PILOT) Agreement Between Suffern CDC, LLC, Raymours Furniture Company, Inc., Village Of Montebello, Town Of Ramapo, Ramapo Central School District, County Of Rockland, And The County Of Rockland Industrial Development Agency For Property Located At 22 Hemion Road (a/k/a 30 Dunnigan Drive) Village Of Montebello, Town Of Ramapo, In The Ramapo Central School District, Tax Map Section 55.06, Block 1, Lot 3.1 And Authorizing Its Execution By The County Executive (Department Of Finance) (PILOT). (Sponsors: Hon. Alden H. Wolfe, Hon. Ilan S. Schoenberger, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Philip Soskin)
16. **Referral No. 9414** - Approving Amendment To Contract In Excess Of \$100,000 With Capital Market Advisors, LLC To Provide Financial Advisory Service Under RFP-RC11-003 In The Additional Amount Of \$230,000 For The Period From January 1, 2015 Through March 31, 2016 With A Total Contract Sum Not To Exceed \$780,000 From The Commencement Date Of April 6, 2011 Through March 31, 2016 And Authorizing Its Execution By The County Executive (Department Of Budget And Finance) (\$780,000). (Sponsors: Hon. Alden H. Wolfe, Hon. Ilan S. Schoenberger, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Philip Soskin)

17. **Referral No. 8873** - Approving Amendments To And Extensions Of Agreements Which, When Combined, Are In Excess Of \$100,000 With Precision Health, Inc. To Provide Diagnostic Services For Inmates Of The Correctional Health Facility/Jail As Well As Patients And Residents Of The Departments Of Hospitals And Health Under RFP-RC-2012-001 In A Total Combined Amount Not To Exceed \$60,139 For The Period From March 1, 2015 Through February 29, 2016 And In A Total Combined Amount Not To Exceed \$153,794 For The Full Period From March 1, 2012 Through February 29, 2016 And Authorizing Their Execution By The County Executive (Department Of Hospitals) (\$153,794). (Sponsors: Hon. Philip Soskin, Hon. Aney Paul, Hon. Ilan S. Schoenberger, Hon. Aron B. Wieder, Hon. Lon M. Hofstein, Hon. Patrick J. Moroney, Hon. Douglas J. Jobson, Hon. Christopher J. Carey, Hon. Alden H. Wolfe, Hon. Harriet D. Cornell, Hon. Jay Hood, Jr.)

18. **Referral No. 4817**
 - a. Urging The New York State Assembly To Pass Bill A.1576 To Amend The Tax Law In Relation To Providing Tax Credits To Volunteer Firefighters, Volunteer Ambulance Workers And Volunteer Emergency Medical Personnel Under Certain Circumstances. (Sponsor: Hon. Aney Paul) (Co-Sponsors: Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Nancy Low-Hogan, Hon. Philip Soskin, Hon. Alden H. Wolfe, Hon. Ilan S. Schoenberger, Hon. Harriet D. Cornell)

 - b. Urging The United States House Of Representatives To Pass Congressional Bill H.R. 343 To Amend The Internal Revenue Code Of 1986 To Provide A Charitable Deduction For The Service Of Volunteer Firefighters And Volunteer Emergency Medical And Rescue Personnel. (Sponsor: Hon. Aney Paul) (Co-Sponsors: Hon. Jay Hood, Jr., Hon. Douglas J. Jobson, Hon. Nancy Low-Hogan, Hon. Philip Soskin, Hon. Alden H. Wolfe, Hon. Ilan S. Schoenberger, Hon. Harriet D. Cornell)

19. **Referral No. 9475** - Setting A Date For A Public Hearing: Local Law Enacting The "Adopted Budget Transparency Act." (Sponsor: Hon. Alden H. Wolfe) (Co-Sponsors: Hon. Ilan S. Schoenberger, Hon. Harriet D. Cornell, Hon. Douglas J. Jobson, Hon. Philip Soskin)

20. **Referral No. 8575** - Setting A Date For A Public Hearing: A Local Law Establishing How Vacant Positions May Be Filled During The Budget Process. (Sponsor: Hon. Alden H. Wolfe) (Co-Sponsors: Hon. Ilan S. Schoenberger, Hon. Harriet D. Cornell, Hon. Douglas J. Jobson, Hon. Philip Soskin)

11. Reports of Standing Committees:

B. MULTI-SERVICES COMMITTEE

1. **Referral No. 8142 - Conveying The Rockland County Legislature's Intent To Express Condolences To, And Support For, The Family Of Paula Bohovesky, Who Was Brutally Murdered Thirty-Five Years Ago, As Paula's Family Asks The New York State Parole Board Not To Release Her Killers. (Sponsor: Hon. John A. Murphy) (Co-Sponsors: Hon. Philip Soskin, Hon. Aney Paul, Hon. Ilan S. Schoenberger, Hon. Aron B. Wieder, Hon. Lon M. Hofstein, Hon. Patrick J. Moroney, Hon. Douglas J. Jobson)**

11. Reports of Standing Committees:

C. PLANNING AND PUBLIC WORKS COMMITTEE

(NO REPORT)

D. GOVERNMENT OPERATIONS COMMITTEE

(NO REPORT)

11. Reports of Standing Committees:

E. ENVIRONMENTAL COMMITTEE

1. **Referral No. 9137 - Urging The United States Environmental Protection Agency To Facilitate A Comprehensive And Immediate Cleanup Of Hudson River PCBS. (Sponsors: Hon. Alden H. Wolfe, Hon. Harriet D. Cornell, Hon. Nancy Low-Hogan) (Co-Sponsors: Hon. Toney L. Earl, Hon. Lon M. Hofstein, Hon. Douglas J. Jobson)**

11. Reports of Standing Committees:

F. PUBLIC SAFETY COMMITTEE

(NO REPORT)

11. Reports of Standing Committees:

G. ECONOMIC DEVELOPMENT COMMITTEE

(NO REPORT)

12. Reports of Special Committees:

A. RULES COMMITTEE

1. Referral No. 4065

- a. Amending Rule 149-9 Of The Rules Of The Legislature To Reorganize The Order Of Business For Legislative Sessions.
(Sponsor: Hon. Alden H. Wolfe) (Co-Sponsors: Hon. Jay Hood, Jr., Hon. Toney L. Earl, Hon. Aron B. Wieder, Hon. Lon M. Hofstein)
- b. Amending Rule 149-21 Of The Rules Of The Legislature Regarding Withdrawal Of A Local Law. (Sponsor: Hon. Alden H. Wolfe)
(Co-Sponsors: Hon. Jay Hood, Jr., Hon. Toney L. Earl, Hon. Aron B. Wieder, Hon. Lon M. Hofstein)
- c. Amending Rule 149-22 Of The Rules Of The Legislature To Require Minority Membership On All Standing Committees.
(Sponsor: Hon. Alden H. Wolfe) (Co-Sponsors: Hon. Jay Hood, Jr., Hon. Toney L. Earl, Hon. Aron B. Wieder, Hon. Lon M. Hofstein)
- d. Amending Rule 149-26 Of The Rules Of The Legislature To Eliminate The Requirement Of Summary Statements For Proposed Resolutions And Local Laws In Agendas.
(Sponsor: Hon. Alden H. Wolfe) (Co-Sponsors: Hon. Jay Hood, Jr., Hon. Toney L. Earl, Hon. Aron B. Wieder, Hon. Lon M. Hofstein)
- e. Amending Rule 149-33 Of The Rules Of The Legislature To Replace The Words " Citizen Of Rockland County" And "Citizens" With "Member Of The Public" And "Members Of The Public".
(Sponsor: Hon. Alden H. Wolfe) (Co-Sponsors: Hon. Jay Hood, Jr., Hon. Toney L. Earl, Hon. Aron B. Wieder, Hon. Lon M. Hofstein)
- f. Adding A New Section To The Rules Of The Legislature To Provide A Process For Legislative Subpoenas.
(Sponsor: Hon. Alden H. Wolfe) (Co-Sponsors: Hon. Jay Hood, Jr., Hon. Toney L. Earl, Hon. Aron B. Wieder, Hon. Lon M. Hofstein)

13. New Business:
14. Reports of County Officers:
 - A. **Receive and File** Chapter 394 - Towing Regulations Annual Report Regarding the Operation of this Section of the Law.
 - B. **Receive and File** 2014 Annual Report of the Department of Law
15. Adjournment.

**LOCAL LAW NO. OF 2015
COUNTY OF ROCKLAND
STATE OF NEW YORK**

(Introduced by: Hon. Jay Hood, Jr.)

A local law regulating the use of drones in Rockland County.

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

Section 1. Name of local law

This law shall be known as "the Ensuring Privacy from Drones Law."

Section 2. Legislative intent.

Drones, which are unmanned aerial vehicles that can fly under the control of a remote pilot or via a geographical positions system (GPS) guided autopilot mechanism, have become increasingly available to private citizens for personal and recreational uses due to their declining cost. Drones can fly at altitudes below the navigable airspace (generally at 400 feet) which is under the jurisdiction, regulation and control of the Federal Aviation Administration (FAA).

Some drones are equipped with high definition cameras, night vision cameras and infrared-see-through scopes. They can be used to fly about private residences and to hover outside someone's window or in their backyard without the knowledge of the resident who has a reasonable expectation of privacy in his or her home and in his her or her backyard.

Additionally, there is a very real safety and security concern when it comes to drones carrying and dropping contraband items such as drugs or weapons onto certain grounds such as courthouses, correctional facilities or schools.

There are currently no federal or state regulations regarding who may purchase a drone, which represents a safety risk to members of the public. Drones may be purchased and operated by sex offenders and other persons with criminal backgrounds, such as but not limited to those with convictions for domestic violence, theft, burglary, trespass, and assault.

In light of all the foregoing concerns, this local law will limit the use of drones in Rockland County to an individual's private property, another individual's private property with that owner's written consent, and public parks.

Section 3. Definitions.

As used in this article, the following terms shall have the meanings indicated:

- A. **COUNTY** – The County of Rockland, New York.
- B. **DRONE** - an unmanned aerial vehicle that can fly under the control of a remote pilot or via a geographical positions system (GPS) guided autopilot mechanism.
- C. **LAW ENFORCEMENT** - a lawfully established state or local public agency that is responsible for the prevention of crime, local government code enforcement, and the enforcement of penal, traffic, regulatory, game, or controlled substance laws.
- D. **PERSON** – any natural person, individual, corporation, unincorporated association, proprietorship, firm, partnership, joint venture, joint stock association, or other entity of business of any kind.

Section 4. Prohibition.

A person may not use or otherwise operate a drone in Rockland County except in and above the following locations:

- A. a person's own private property;
- B. another person's private property with that property owner's written permission;
and
- C. public parks

Section 5. Exemptions

This act does not prohibit the use of a drone:

- A. to counter a high risk of terrorist attack by a specific individual or organization if the United States Secretary of Homeland Security determines that credible intelligence indicates that there is such a risk;
- B. if a law enforcement agency first obtains a search warrant signed by a judge authorizing the use of a drone;
- C. if a law enforcement agency possesses reasonable suspicion that, under particular circumstances, swift action is needed to prevent imminent danger to life or serious damage to property, to forestall the imminent escape of a suspect or the destruction of evidence, or to achieve purposes including, but not limited to, facilitating the search for a missing person; or

- D. if a law enforcement agency is using a drone solely for crime scene and traffic scene photography.
1. The use of a drone under this section on private property requires either a signed search warrant lawful consent to search; and
 2. The use of a drone under this section on lands, highway, roadways, or areas belonging to the State or political subdivisions of the State does not require a search warrant or consent to search.
- E. if a fire and emergency services agency is using a drone solely for purposes of:
1. providing an aerial view in order to better manage firefighting resources by determining point of origin, shape, or boundaries of forest fires;
 2. assisting in rescue of individuals from remote and difficult to access locations such as parkland, forests or mountains; or
 3. providing crucial information needed when responding to incidents involving hazardous materials without endangering fire and emergency service personnel.

Section 6. Penalties for Offenses.

- A. Any person found to be in violation of the provisions of this act shall be guilty of a violation and subject to a fine of \$250.
- B. Any person found to have violated the provisions of this act twice within a twelve (12) month period shall be guilty of a violation and subject to a fine of \$500.
- C. Any person found to have violated the provisions of this act three times within a twelve (12) month period or more than three times within a twenty-four (24) month period shall be guilty of a class "A" misdemeanor and subject to a fine of up to \$1,000 and a sentence of up to one (1) year in jail.
- D. Any person found to have violated the provisions of this act by using or otherwise operating a drone above or within one hundred (100) feet of a school, house of worship, or the county jail, sheriff complex, government complex, or courthouse shall be guilty of a class "A" misdemeanor and subject to a fine of up to \$500 and a sentence of up to six (6) months in jail.
- E. Any person found to have violated the provisions of this act by using or otherwise operating a drone above or within one hundred (100) feet of a school, house of worship, or the county jail, sheriff complex, government complex, or courthouse twice within a twelve (12) month period shall be guilty of a class "A" misdemeanor and subject to a fine of up to \$1,000 and a sentence of up to one (1) year in jail.

Section 7. Enforcement.

This law may be enforced by any law enforcement agency having jurisdiction to act in the county of Rockland, by either the arrest of or the issuance of a summons to a party violating the provisions of this act and requiring his/her appearance before a court of competent jurisdiction.

Section 8. Applicability.

This law shall apply to all actions occurring on or after the effective date of this law.

Section 9. Severability.

If any clause, sentence, paragraph, subdivision, section, or part of this law or the application thereof to any person, individual, corporation, firm, partnership, entity, or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, or part of this law, or in its application to the person, individual, corporation, firm, partnership, entity, or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 10. Effective Date.

This local law shall take effect ninety (90) days after filing with the New York State Secretary of State.

ELY

Lg-2015-18-LL

2/10/15

2/17/15

2/18/15; cs 3/25/15

Introduced by:

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

Referral No. 5906
April 7, 2015

RESOLUTION NO OF 2015
AMENDING THE CAPITAL BUDGET IN THE AMOUNT OF \$2,500,000
INCREASING THE ESTIMATED PROJECT COST FROM \$11,000,000 TO \$13,500,000
FOR THE TOWN OF CLARKSTOWN PUMP STATION AND
COLLECTION SYSTEM UPGRADE PROJECT
CAPITAL PROJECT NO. 6260
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]
[\$13,500,000]

WHEREAS, By Resolution No. 388 of 2009, the Legislature of Rockland County authorized an Intermunicipal Agreement between the Town of Clarkstown and the Rockland County Sewer District #1 for the Town of Clarkstown Pump Station and Collection System Upgrade Project, CP No. 6260, in the amount of \$10,000,000; and

WHEREAS, By Resolution No. 445 of 2012, the Legislature of Rockland County authorized an amendment to the Intermunicipal Agreement increasing the cost by \$1,000,000 for a total estimated project cost of \$11,000,000; and

WHEREAS, The Town of Clarkstown Pump Station and Collection System Upgrade Project is included in the 2015 Rockland County Capital Budget under Project No. 6260, in the amount of \$11,000,000, and

WHEREAS, The Rockland County Sewer District #1 is requesting that the Capital Budget for Capital Project No. 6260 be amended by increasing the project cost by \$2,500,000 for a total estimated project amount of \$13,500,000 for the construction of an emergency storage facility that will house vehicles, trucks and miscellaneous equipment used by the Town to maintain and repair sewer lines and to respond to sewer related emergencies; and

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

RESOLVED, That the Legislature of Rockland County hereby approves an amendment to the Capital Budget, Capital Project No. 6260, in the amount of \$2,500,000 to increase the total estimated project cost from \$11,000,000 to \$13,500,000 for the Town of Clarkstown Pump Station and Collection System Upgrade Project for the construction of an emergency storage facility that will house vehicles, trucks and miscellaneous equipment used by the Town to maintain and repair sewer lines and to respond to sewer related emergencies; 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.:

H6260	Pump Station Upgrade Town of Clarkstown	\$2,500,000
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Increase Est. Rev. Acct.:

H5710	Proceeds from Bonds	\$2,500,000
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DB:vma
2014-04982
2/4/15
2/11/15vma
2/25/15cs; 4/1cs

(i) To include that the District reimburse the Town for the cost of a maintenance contract to service emergency generators at the project sites at the cost of \$60,000 per year for five (5) years, for a total cost not to exceed \$300,000 to be paid from the District's operating budget and not from capital project funding; and

(ii) To include a Lease Agreement in the form annexed, which carries out the intention of the parties as set forth in the Intermunicipal Agreement, as amended, for the Town to grant the District, a real property interest in the land and improvements on the project sites at no cost to the District, including the emergency storage facility to be built; and

(iii) Amend the language of the Intermunicipal Agreement, as amended, to include the emergency storage facility within its scope for all purposes, including as it pertains to the land, buildings and improvements intended to be encompassed therein; and

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

RESOLVED, That the Legislature of Rockland County hereby approves a Second Amendment to the Intermunicipal Agreement with the Town of Clarkstown increasing the estimated project cost by \$2,500,000, for a total estimated project amount not to exceed \$13,500,000 for the Town of Clarkstown Pump Station and Collection System Upgrade Project, Capital Project No. 6260 for the construction of an emergency storage facility that will house vehicles, trucks and miscellaneous equipment used by the Town to maintain and repair sewer lines and to respond to sewer related emergencies and authorizes the County Executive to execute the amendment to the agreement, subject to review of the County Attorney; and be it further

RESOLVED, That the Legislature of Rockland County hereby approves that additional terms be included within the Second Amendment to the Intermunicipal Agreement with the Town as follows: (1) incorporating a Lease Agreement wherein the District acquires a property interest in each of the Phase I component project sites, including the emergency storage facility site, at no cost to the District and the County Executive is authorized to execute such Lease Agreement subject to review by the County Attorney; (2) including a provision for the District to reimburse the Town for payment of a maintenance contract for standby emergency generators at all project sites at a cost of \$60,000 for five years, for a total cost not to exceed \$300,000, such expenditure to be paid out of the District Operating Budget and not from Capital Project funding; and (3) adding the emergency storage facility project site to the Intermunicipal Agreement, as amended, for all purposes.

DB:vma

2014-04994

2/4/15

2/11/15vma; 2/25/15 cs; 4/1/15

Introduced by:

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

Referral No. 5906

April 7, 2015

**RESOLUTION NO. OF 2015
APPROVING AMENDMENT NO. 4 TO THE
ENGINEERING REPORT
FOR THE TOWN OF CLARKSTOWN
PUMP STATION AND COLLECTION SYSTEM UPGRADE PROJECT CAPITAL
PROJECT # 6260
(ROCKLAND COUNTY SEWER DISTRICT NO. 1)**

WHEREAS, The Rockland County Sewer District No. 1 (the "District") entered into an Intermunicipal Agreement ("IMA") with the Town of Clarkstown (the "Town") on March 3, 2010 for the Town of Clarkstown Pump Station and Collection System Upgrade Project (the "Project") in the amount of \$10,000,000 as approved by the Legislature of Rockland County in Resolution No. 388 of 2009; and

WHEREAS, By Resolution No. 386 of 2009, The Legislature of Rockland County approved an engineering report prepared by H2M Group describing the details of the project; and

WHEREAS, By Resolution No. 445 of 2012, the Legislature of Rockland County authorized an amendment to the IMA increasing the project cost by \$1,000,000 and approved an amendment to the engineering report prepared by H2M which reflected an increase in the estimated project cost by \$1,000,000 from \$10,000,000 to \$11,000,000; and

WHEREAS, Amendments No. 2 and 3 to the engineering report prepared by H2M updated certain costs at no increase to the total project amount; and

WHEREAS, The Town of Clarkstown Pump Station and Collection System Upgrade Project is included in the Rockland County 2015 Capital Budget under Project No. 6260 in the amount of \$11 million; and

WHEREAS, The District is now requesting that the maximum cost of the capital project be increased by \$2,500,000 to include updated costs associated with the addition for the construction of an emergency storage facility that will house vehicles, trucks and miscellaneous equipment used by the Town to maintain and repair sewer lines and to respond to sewer related emergencies; and

WHEREAS, H2M Group has prepared Amendment No. 4 to the engineering report to include the addition of an emergency equipment storage facility and the District requests that the Legislature approve Amendment No. 4 to the engineering report; and

WHEREAS, Amendment No. 4 to the engineering report has been reviewed by staff of the Town and District and found to be acceptable; and

WHEREAS By Resolution No. 30 of 2014, the Board of Sewer Commissioners approved Amendment No. 4 to the engineering report which includes a revised cost estimate increasing the project amount by \$2,500,000 for a total project cost of \$13,500,000; and

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

RESOLVED, The Rockland County Legislature hereby approves Amendment No. 4 to the engineering report prepared by H2M Group dated May 2014 on the revised cost estimate for the Town of Clarkstown Pump Station Collection System Upgrade Project increasing the cost from \$11,000,000 to \$13,500,00 for the construction of an emergency storage facility that will house vehicles, trucks and miscellaneous equipment used by the Town to maintain and repair sewer lines and to respond to sewer related emergencies; and be it further

RESOLVED, That the County Executive is hereby authorized and directed to take such steps as may be necessary to carry out the intent of this resolution.

DB:lo
2014-04988
2/4/15
2/11/15vma; cs
2/25/15; 4/1/15

RESOLUTION NO. ____ OF 2015

BOND RESOLUTION DATED _____, 2015

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 1 (CAPITAL PROJECT NO. 6260), STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$13,500,000, APPROPRIATING \$2,500,000 IN ADDITION TO THE \$11,000,000 PREVIOUSLY APPROPRIATED THEREFOR, AND AUTHORIZING ISSUANCE OF \$2,500,000 BONDS OF SAID COUNTY TO FINANCE SAID ADDITIONAL APPROPRIATION.

(Adopted) _____, 2015

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 is hereby authorized to continue existing Capital Project No. 6260 for Sewer District No. 1 (the "District") in accordance with the Intermunicipal Agreement dated March 3, 2010, as amended, by and between the County (acting through the District) and the Town of Clarkstown (the "Town"), consisting of the increase and improvement of facilities for Sewer District No. 1, including construction of an 18,000 square foot building on a 6.7 acre property located at 294 NYS Route 304 in Congers, to provide an emergency storage facility that will house vehicles, trucks and miscellaneous equipment used by the Town to maintain and repair sewer lines and to respond to sewer related emergencies, all as more particularly described in the County's 2015 Capital Budget, as amended. The current estimated maximum cost of said increase and improvement, including preliminary costs and costs incidental thereto and the financing thereof, is \$13,500,000 and \$2,500,000 is hereby

appropriated therefor in addition to the \$11,000,000 previously appropriated therefor in Resolution Nos. 250 of 2010 and 444 of 2012. The plan of financing includes the issuance of \$2,500,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said additional appropriation, the assessment, levy and collection of assessments upon the several lots and parcels of land within the District in the same manner and at the same time as other County charges for the payment of the principal of and interest on said bonds or notes, and if not paid from other sources, 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 \$2,500,000 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 the "Law") to finance a portion of 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. 4 of the Law, is forty (40) 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 object 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 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

_____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

ABSENT:

The resolution was declared adopted.

* * *

CERTIFICATE

I, Laurence O. Toole, Clerk to the Rockland County Legislature, State of New York, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the Rockland County Legislature duly called and held on April 7, 2015, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said County Legislature and is a true, complete and correct copy thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said County this _____ day of April 2015.

(SEAL)

Clerk to the County Legislature
Laurence O. Toole

NOTICE

The bond resolution, a summary of which is published herewith, has been adopted by the County Legislature on the _____ day of April, 2015, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Rockland, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Laurence O. Toole
Clerk to the Legislature

RESOLUTION NO. _____ OF 2015

BOND RESOLUTION DATED APRIL _____, 2015

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR THE INCREASE AND IMPROVEMENT OF FACILITIES FOR SEWER DISTRICT NO. 1 (CAPITAL PROJECT NO. 6260), STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$13,500,000, APPROPRIATING \$2,500,000 IN ADDITION TO THE \$11,000,000 PREVIOUSLY APPROPRIATED THEREFOR, AND AUTHORIZING ISSUANCE OF \$2,500,000 BONDS OF SAID COUNTY TO FINANCE SAID ADDITIONAL APPROPRIATION.

object or purpose: construction of an 18,000 square foot building on a 6.7 acre property located at 294 NYS Route 304 in Congers, to provide an emergency storage facility that will house vehicles, trucks and miscellaneous equipment used by the Town to maintain and repair sewer lines and to respond to sewer related emergencies, all as more particularly described in the County's 2015 Capital Budget, as amended.

period of probable usefulness: forty (40) years

amount of obligations to be issued: \$2,500,000

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk to the Rockland County Legislature, in New City, New York.

Dated: _____, 2015
New City, New York

Introduced by:

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

Referral No. 5906

April 7, 2015

RESOLUTION NO. _____ OF 2015
RESOLUTION DATED _____, 2015
A RESOLUTION APPROVING AN INCREASE AND IMPROVEMENT OF THE
FACILITIES OF ROCKLAND COUNTY SEWER DISTRICT NO. 1 (CAPITAL
PROJECT NO. 6260 - TOWN OF CLARKSTOWN PUMP STATIONS AND
COLLECTION SYSTEM UPGRADE PROJECT — \$2,500,000)

Recitals

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

WHEREAS, the Board of Commissioners of Sewer District No. 1 has duly caused an engineering report, together with an estimate of cost, to be prepared and filed with the County Legislature pursuant to Section 268 of the County Law in relation to a proposed increase and improvement of the facilities of said District; and

WHEREAS, said proposed increase and improvement of facilities of said District consists of construction of an 18,000 square foot building on a 6.7 acre property located at 294 NYS Route 304 in Congers, to provide an emergency storage facility that will house vehicles, trucks and miscellaneous equipment used by the Town to maintain and repair sewer lines and to respond to sewer related emergencies, at the maximum estimated cost of \$2,500,000, all of which is proposed to be financed through issuance of bonds by the County of Rockland on behalf of the District; and

WHEREAS, in accordance with the Intermunicipal Agreement dated March 3, 2010, as amended, by and between the County (acting through the District) and the Town, the Town shall lease said property and building to the District and operate and maintain such building as part of the related pump station and collection system; and

WHEREAS, said County Legislature duly adopted a resolution on January 20, 2015, calling a public hearing on the aforesaid increase and improvement of facilities in accordance with the provisions of Section 268 of the County Law, said public hearing to be held

at the County Office Building, in New City, New York, in said County, on the 18th day of February, 2015, at 7:05 o'clock P.M., Prevailing Time; and

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

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

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

WHEREAS, the Town Board, as lead agency, has reviewed a Full Environmental Assessment Form prepared by Town staff with advice and input from the Town's consulting engineers and counsel, and by resolution adopted August 5, 2014 has determined that the project constitutes an Unlisted Action which will not have a significant environment impact and issued its Negative Declaration, which determination has been acknowledged by Resolution No. 93 of 2014 of the Board of Commissioners of the District adopted December 18, 2014, and the Town and District have therefore complied in every respect with all applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act, and the applicable documentation thereof has been filed in the office of the Clerk to the Legislature; and

WHEREAS, the Planning and Public Works and Budget and Finance Committees have met, considered and approved this resolution, now therefore be it

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

Section 1. Upon the evidence given at the aforesaid public hearing, it is hereby found and determined that it is in the public interest to increase and improve the facilities of Sewer District No. 1 in the County of Rockland, New York to provide an emergency storage facility that will house vehicles, trucks and miscellaneous equipment used by the Town to maintain and repair sewer lines and to respond to sewer related emergencies, as hereinbefore set forth and as more fully described in the aforesaid engineering report including an estimate of cost, and the same is hereby authorized at an aggregate maximum estimated cost of \$2,500,000, all as more fully described in the recitals hereof.

Section 2. The Board of said Sewer District No. 1 is hereby authorized and directed to proceed with such increase and improvement of the facilities of said District in the manner provided by Section 262 of the County Law.

Section 3. The Clerk of the County Legislature shall, within ten (10) days, cause a certified copy of such resolution to be recorded in the Office of the Clerk of the County of Rockland and when so recorded such resolution shall be presumptive evidence of the regularity of the proceedings for the authorization of the increase and improvement of the facilities of said Sewer District No. 1 as more fully described herein and of all other actions taken by the County Legislature in relation thereto.

Section 4. This resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter.

Bond Counselo/DJB:dc

2014-04997

2-4-15

2/11/15vma; 2/25/15 cs; 4/1/15

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

RESOLVED, That the Legislature of Rockland County approves purchases in excess of \$100,000 with Uni-Select USA, Inc., 20 Hazelwood Drive, Amherst, New York 14228 of automotive parts and supplies for each County department utilizing these contracts on an as-needed basis in an amount not to exceed \$150,000 under NYS OGS Contract Number PC65983 for the period from January 1, 2015 through December 31, 2015, 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 the purchases exists in the 2015 Budget of the Department of General Services - Facilities Management, Highway Department and Rockland County Sewer District No. 1.

TS: vma
2015-00541
02-25-2015
4/1/15lo

WHEREAS, The Department of Highways/Drainage Agency performed a bid analysis and added an approximately fifteen percent (15%) contingency which resulted in a corrected low bid of \$800,000.00; and

WHEREAS, Sufficient funding for this agreement has been authorized in the 2015 Capital Budget, Capital Project Account No. 7110; and

WHEREAS, The Superintendent of Highways requests that the County enter into an agreement with Cal Mart Enterprises, Inc., 4 Burts Road, Congers, New York 10920, for the Embankment Stabilization Project for Naurashaun Brook located on Sickletown Road, Town of Orangetown, under Capital Project No. 7110 in an amount not to exceed \$800,000.00; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the agreement in excess of \$100,000, between the County of Rockland and Cal Mart Enterprises, Inc., 4 Burts Road, Congers, New York 10920, for the Embankment Stabilization Project for Naurashaun Brook located on Sickletown Road, Town of Orangetown, under Capital Project No. 7110 in an amount not to exceed \$800,000.00; and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement has been authorized in the 2015 Capital Budget, Capital Project Account No. 7110.

LHG:dc
2015-00678
2-23-15
4/1/15lo

RESOLVED, That funding for this project exists in the 2015 Capital Budget in Capital Project No. 7112.

LHG:dc
2015-00519
2-23-15
4/1/15lo

RESOLVED, That the Clerk to the Legislature is hereby authorized and directed to advertise for bids for the Replacement of the Grandview Avenue Culvert on the Willow Tree Brook, in the Town of Ramapo, pursuant to plans and specifications prepared by the Rockland County Highway Department, subject to the approval of the County Attorney; and be it further

RESOLVED, That funding for this project is provided in Capital Project Account No. 3397.

TS:dc

2015-00920

3-11-15

4/1/15lo

WHEREAS, Funding for the payment of just compensation was authorized by Resolution No. 571 of 2011, and is contained in Capital Account No. 3397; and

WHEREAS, The Superintendent of Highways recommends that the Legislature of Rockland County authorize the acquisition of the necessary real property interests for the continuation of the proposed public project to replace the Grandview Avenue Culvert on the Willow Tree Brook, in the Town of Ramapo; and

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

RESOLVED, That the Legislature of Rockland County hereby authorizes the acquisition of the real property interests indicated on the annexed Schedule "A," for the replacement of the Grandview Avenue Culvert on the Willow Tree Brook, in the Town of Orangetown; and be it further

RESOLVED, That the Legislature of Rockland County authorizes the Superintendent of Highways to negotiate and/or furnish written offers of just compensation to be sent to the property owners for the real property interests indicated on the annexed Schedule "A," and authorizes the County Executive or his designee to perform all tasks necessary to complete the transactions for the acquisition of such real property interests with said property owners; and be it further

RESOLVED, That sufficient funding for these acquisitions exists in Capital Project No. 3397.

TS:dc
2015-00881
3-11-15
4/1/15lo

SCHEDULE A

Designation	Type	Size	Property Owner
M1/P1	Permanent Easement	452 SF	n/f Yeager
M2/P2	Permanent Easement	1,038 SF	n/f GV Holing LLC & Grandview Enterprises LLC

RESOLUTION NO. _____ OF 2015

BOND RESOLUTION DATED _____, 2015

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF THE THREE YEAR EQUIPMENT REPLACEMENT PROGRAM FOR THE HIGHWAY DEPARTMENT (CAPITAL PROJECT NO. 3408), STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$6,000,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

(Adopted) _____, 2015

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. 3408 for the Department of Highway consisting of equipment acquisition, including a three year fleet replacement program for the Highway Department, all as more particularly described in the County's 2015 Capital Budget, as amended. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and to the financing thereof, is \$6,000,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$6,000,000 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 \$6,000,000 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 applicable to the class objects or purposes for which said bonds authorized by this resolution are to be issued within the limitations of Section 11.00 a. 29 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 class 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 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 _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

ABSENT:

The resolution was declared adopted.

* * *

NOTICE

The bond resolution, a summary of which is published herewith, has been adopted by the County Legislature on the ___ day of _____, 2015, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Rockland, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Laurence O. Toole
Clerk to the Legislature

RESOLUTION NO. ____ OF 2015

BOND RESOLUTION DATED _____, 2015

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF THE THREE YEAR EQUIPMENT REPLACEMENT PROGRAM FOR THE HIGHWAY DEPARTMENT (CAPITAL PROJECT NO. 3408), STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$6,000,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

object or purpose: to finance the cost of equipment acquisition, including a three year fleet replacement program for the Highway Department, all as more particularly described in the County's 2015 Capital Budget, as amended.

period of probable usefulness: five (5) years

amount of obligations to be issued: \$6,000,000

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk to the Rockland County Legislature, in New City, New York.

Dated: _____, 2015
New City, New York

RESOLUTION NO. _____ OF 2015

BOND RESOLUTION DATED _____, 2015

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF THE THREE YEAR COUNTYWIDE ROAD RECONSTRUCTION AND ROAD RESURFACING PROGRAM FOR THE HIGHWAY DEPARTMENT (CAPITAL PROJECT NO. 3409), STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$6,000,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

(Adopted) _____, 2015

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. 3409 for the Department of Highway consisting of a three (3) year Countywide road reconstruction and road resurfacing program for the Highway Department, all as more particularly described in the County's 2015 Capital Budget, as amended. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and to the financing thereof, is \$6,000,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$6,000,000 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 \$6,000,000 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 applicable to the class of objects or purposes for which said bonds authorized by this resolution are to be issued within the limitations of Section 11.00 a. 20 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 class of 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 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 _____ and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

ABSENT:

The resolution was declared adopted.

* * *

NOTICE

The bond resolution, a summary of which is published herewith, has been adopted by the County Legislature on the ___ day of _____, 2015, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Rockland, New York, is not authorized to expend money or if the provisions of law which should have been complied with as of the date of publication of this Notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the publication of this Notice, or such obligations were authorized in violation of the provisions of the Constitution.

Laurence O. Toole
Clerk to the Legislature

RESOLUTION NO. _____ OF 2015

BOND RESOLUTION DATED _____, 2015

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF THE THREE YEAR COUNTYWIDE ROAD RECONSTRUCTION AND ROAD RESURFACING PROGRAM FOR THE HIGHWAY DEPARTMENT (CAPITAL PROJECT NO. 3409), STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$6,000,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

object or purpose: to finance the cost of a three (3) year Countywide road reconstruction and road resurfacing program for the Highway Department, all as more particularly described in the County's 2015 Capital Budget, as amended.

period of probable usefulness: fifteen (15) years

amount of obligations to be issued: \$6,000,000

A complete copy of the Bond Resolution summarized above shall be available for public inspection during normal business hours at the office of the Clerk to the Rockland County Legislature, in New City, New York.

Dated: _____, 2015
New City, New York

WHEREAS, Sufficient funding for this contract is available in the 2015 Capital Budget, Capital Project No. 1865; and

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

RESOLVED, That the Legislature of Rockland County approves a contract in excess of \$100,000 with Hauser Bros. Mechanical, P.O. Box 65, 17 Old Schoolhouse Lane, Orangeburg, New York 10962, for the mechanical contracting for the Fire Training Center Building & Infrastructure Improvements Rooftop HVAC Units Replacement in the amount of \$493,744 and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this contract is available in the 2015 Capital Budget, Capital Project No. 1865.

TS: vma
2015-00511
2/26/15
4/1/15lo

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

RESOLVED, That the Legislature of Rockland County approves a contract in excess of \$100,000 with Milcon Construction Corporation, 142 Dale Street, West Babylon, New York 11704, for the Fire Training Center Building & Infrastructure Improvements Roof Replacement in the amount of \$548,000 and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this contract is available in 2015 Capital Budget, Capital Project No. 1864.

TS: vma
2015-00516
2/26/15
4/1/15lo

Introduced by:

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

Referral No. 8850

April 7, 2015

RESOLUTION NO. OF 2015
APPROVING ACCEPTANCE OF GRANT
IN THE AMOUNT OF \$39,026 (NLS) FROM THE NEW YORK STATE EDUCATION
DEPARTMENT FOR THE CONSERVATION/PRESERVATION DISCRETIONARY
FUND FOR THE PERIOD FROM JULY 1, 2014 THROUGH JUNE 30, 2015 AND
AUTHORIZING THE EXECUTION OF ALL NECESSARY DOCUMENTS BY THE
COUNTY EXECUTIVE
[OFFICE OF THE COUNTY CLERK]
(\$39,026)

WHEREAS, The Rockland County Clerk has advised the County Executive and Legislature of Rockland County that the County Archivist Office was awarded a grant from the New York State Education Department Conservation/Discretionary Fund in the amount of \$39,026 (NLS) for the period from July 1, 2014 through June 30, 2015; and

WHEREAS, This grant will enable said office to microfilm records of the Supreme and County Court from 1930-1937; and

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

WHEREAS, The Multi Services and Planning and Public Works Committees of the Legislature have met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of grant funds from the New York State Education Department Conservation/Discretionary Fund to microfilm records of the Supreme and County Court from 1930-1937 in the amount of \$39,026 (NLS) for the period from July 1, 2014 through June 30, 2015 and authorizes the execution of all necessary documents by the County Executive, subject to the approval of the County Attorney; and be it further

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

GENERAL FUND - 2015

Increase Approp. Accts (Credit):

A-CLK-1460-GC15-E4090	Fees for Services-Non-Employee	39,026
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Increase Est. Rev. Acct. (Debit):

A-CLK-1460-GC15-R3060	Records Management	39,026
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TS: vma
2015-00778
3/03/15
4/1/15cs

WHEREAS, The RFI was distributed with the assistance of United Way of Rockland County and the Institute for Non-Profits; and

WHEREAS, Six (6) competitive proposals for surplus computers were received; and

WHEREAS, The following five (5) agencies submitted requests that met all of the requirements of § 104-c and the RFI including the requirement that they demonstrate the need and specific plans for the use of such equipment: (1) Rockland County Association for Learning Disabilities; (2) Pomona Middle School-East Ramapo Central School District; (3) Hamaspik of Rockland County; (4) Big Brothers Big Sisters of Rockland County; and (5) Rockland PC Users Group, which will distribute the computer monitors to low-income individuals or other not-for-profit organizations in Rockland County; and

WHEREAS, The Purchasing Department is not recommending a donation to the sixth agency because the local organization is based and operated in Westchester County; and

WHEREAS, The Director of Purchasing requests that the County Executive and the Legislature of Rockland County authorize the following donation of surplus computers by the County of Rockland to the five (5) agencies that met all of the requirements of § 104-c and the RFI:

- | | |
|--|------------------|
| 1. Rockland County Association for Learning Disabilities | 10 Monitors |
| 2. Pomona Middle School - East Ramapo Central School Dist. | 50 Dell Monitors |
| 3. Hamaspik of Rockland County | 25 Monitors |
| 4. Big Brothers Big Sisters of Rockland County | 4 Dell Monitors |
| 5. Rockland PC Users Group | 111 Monitors |

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

RESOLVED, That the Legislature of Rockland County hereby authorizes the County of Rockland to donate, pursuant to New York General Municipal Law § 104-c, the following surplus computer monitors that are no longer needed to the following five (5) agencies, which met all of the requirements of § 104-c and RFI-RC-2015-002 including the requirement that they demonstrate the need and specific plans for the use of such equipment:

- | | |
|--|------------------|
| 1. Rockland County Association for Learning Disabilities | 10 Monitors |
| 2. Pomona Middle School - East Ramapo Central School Dist. | 50 Dell Monitors |
| 3. Hamaspik of Rockland County | 25 Monitors |
| 4. Big Brothers Big Sisters of Rockland County | 4 Dell Monitors |
| 5. Rockland PC Users Group | 111 Monitors |

LHG:lo
2015-00953
3/17/15, 4/1/15lo

RESOLVED, That the Legislature hereby directs the Clerk of the Legislature to express the appreciation of the Rockland County Legislature to Pfizer Inc. for their donation.

MJB:vma
2015-00601
3/18/15
4/1/15lo

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that they approve the agreement in excess of \$100,000 with Rockland Independent Living Center, 873 Route 45, Suite 108, New City, New York 10956, for Veteran's Peer to Peer Counseling Services pursuant to a grant from the New York State Office of Mental Health in a total amount not to exceed \$124,998 from April 15, 2015 through November 15, 2015; and

WHEREAS, Sufficient funding for the agreement is provided for in the 2015 Budget of the County of Rockland Veterans Services Agency, and no County funds will be used due to a grant received by the County from the New York State Office of Mental Health as accepted in Resolution No. 539 of 2013; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the agreement in excess of \$100,000 with Rockland Independent Living Center, 873 Route 45, Suite 108, New City, New York 10956, for Veteran's Peer to Peer Counseling Services pursuant to a grant from the New York State Office of Mental Health in a total amount not to exceed \$124,998 from April 15, 2015 through November 15, 2015, and hereby authorizes the County Executive to execute such agreement, after review of the County Attorney; and be it further

RESOLVED, That sufficient funding for the agreement is provided for in the 2015 Budget of the County of Rockland Veterans Services Agency, and no County funds will be used due to a grant received by the County from the New York State Office of Mental Health as accepted in Resolution No. 539 of 2013.

DB:vma/lo
2015-00909
3/12/15
4/1/15lo

Introduced by:

Referral No. 9500

April 7, 2015

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

**RESOLUTION NO OF 2015
 APPROPRIATING THE SUM OF \$1,250 TO
 AMERICAN LEGION – SPRING VALLEY MOSCARELLA POST 199,
 FOR PATRIOTIC OBSERVANCES IN 2015**

WHEREAS, the Rockland County Legislature has set aside in the 2015 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the American Legion – Spring Valley Moscarella Post 199, New York, is contracting with the County of Rockland to conduct patriotic observances in 2015, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

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

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,250, for providing patriotic observance events in Rockland County in calendar year 2015; and be it further

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

GENERAL FUND

Increase Approp. Acct.:

A-CA-7584-5010	American Legion – Spring Valley Moscarella Post 199 Post Office Box 1299 Monsey, NY 10952	\$1,250
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Decrease Approp. Acct.:

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

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

Referral No. 5519
April 7, 2015

11A 12

**RESOLUTION NO. OF 2015
CONFIRMING THE APPOINTMENT OF
JOHN A. MARAIA
OF NEW CITY, NEW YORK
AS COMMISSIONER OF LABOR RELATIONS**

WHEREAS, By Local Law No. 3 of 1979, the Legislature of Rockland County established a Department of Labor Relations to be headed by a Commissioner of Labor Relations, whose main purpose is to compile labor-related information and provide advise and guidance regarding labor issues in the County of Rockland, especially those that pertain to industry and government; and

WHEREAS, Pursuant to Section §3.02 of the Rockland County Charter, the County Executive has the authority to appoint department heads for all County Departments subject to Legislative confirmation; and

WHEREAS, The position of Commissioner of Labor Relations is vacant; and

WHEREAS, The County Executive has appointed John A. Maraia, New City, New York to the vacant position of Commissioner of Labor Relations, to serve at the pleasure of the County Executive, subject to confirmation of the Legislature; and

WHEREAS, Mr. Maraia has experience as a labor leader and in labor/management relations; and

WHEREAS, Sufficient funding for this position exists in the 2015 operating budget for the Department of Labor Relations (8050); and

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

RESOLVED, That the Legislature of Rockland County hereby confirms the appointment of John A. Maraia, New City, New York, as Commissioner of Labor Relations, to serve at the pleasure of the County Executive; and be it further

RESOLVED, That the salary of the Commissioner of Labor Relations shall be \$6,500 per annum as set forth in the 2015 operating budget for the Department of Labor Relations (8050); and be it further

RESOLVED, That any future salary increases shall be by resolution or local law, as appropriate; and be it further

RESOLVED, That the Clerk to the Legislature is hereby directed to send a copy of this resolution to the appointee, John A. Maraia.

VWJ:lo
2015-00955
3/18/15
4/1/15lo

Introduced by:

Hon. Harriet D. Cornell, Sponsor
Hon. Jay Hood, Jr., Sponsor
Hon. Patrick J. Moroney, Sponsor
Hon. John A. Murphy, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Alden H. Wolfe, Co-Sponsor
Hon. Ilan S. Schoenberger, Co-Sponsor
Hon. Philip Soskin, Co-Sponsor

Referral No. 7253
April 7, 2015

RESOLUTION NO. of 2015
AUTHORIZING THE DISTRICT ATTORNEY TO ALLOCATE ADDITIONAL
INCENTIVES TO ASSISTANT DISTRICT ATTORNEYS FOR 2015
(OFFICE OF THE DISTRICT ATTORNEY)

WHEREAS, Resolutions Nos. 471 of 1994, 626 of 1995, 545 of 1996, 583 of 1997, 621 of 1998, 586 of 1999, 673 of 2000, 674 of 2001, 748 of 2002, 628 of 2003, 596 of 2004, 617 of 2005, 655 of 2006, 141 of 2008 and 301 of 2009 set forth procedures and salary ranges for merit salary increases for Assistant District Attorneys; and

WHEREAS, It is necessary to continue, by resolution, said procedures to provide for such increases in 2015; and

WHEREAS, Sufficient funds have been specifically allocated in the 2015 Budget to provide for such increases; and

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

RESOLVED, That effective January 1, 2015, salaries of the positions of Assistant District Attorney, Senior Assistant District Attorney, Supervising Assistant District Attorney, Executive Assistant District Attorney, First Assistant District Attorney and Chief Assistant District Attorney shall be paid pursuant to the merit system provided for in Resolution No. 471 of 1994, and shall be within the ranges provided in the annexed Schedule "A"; and be it further

RESOLVED, That the 2015 salary established for each of the employees in the above titles shall be within the appropriations provided for in the 2015 Budget, and within the range established for said positions, as provided for in Schedule "A", except that in no event shall any non-promotional salary increase exceed 10% of the December 31, 2014 salary of said employee; and be it further

RESOLVED, That any 2015 salary increase granted as a result of this resolution may only be awarded as of either January 1, 2015 or July 1, 2015, at the discretion of the District Attorney; and be it further

RESOLVED, That upon initial non-promotional employment to the positions of Assistant District Attorney, Senior Assistant District Attorney, Supervising Assistant District Attorney, and Executive Assistant District Attorney, the salary of such employee shall be the beginning salary of the range established for said position as set forth in Schedule "A"; and be it further

RESOLVED, That upon promotion to the positions of Assistant District Attorney, Senior Assistant District Attorney, Supervising Assistant District Attorney, and Executive Assistant District Attorney, the salary of such employee shall be the beginning salary of the range established for said position or, at the discretion of the District Attorney, the salary of such employee shall be within the range established for said position as set forth in Schedule "A" and shall be within the total salary appropriations provided for in the Office of the District Attorney in the 2015 Budget; and be it further

RESOLVED, That the salary of a legal assistant (non-admitted attorney pending Bar Examination results) shall be \$40,000; and be it further

RESOLVED, That the District Attorney shall have the discretion to fix the 2015 salaries for the positions of First Assistant District Attorney and Chief Assistant District Attorney, at a level within the range set forth in Schedule "A" hereof; any additional required funding to be derived from the merit pay fund established herein; and be it further

RESOLVED, That in the event the District Attorney wishes to hire an individual with prior experience as an attorney, Assistant District Attorney or in law enforcement, or in the event of a bona fide recruitment problem, that he shall have the discretion to in-hire said individual at a salary within the range set forth in Schedule "A" for said position; and be it further

RESOLVED, That the total December 31, 2015 salary base for incumbents in all of the above titles shall not exceed such total 2015 salary appropriations; and be it further

RESOLVED, Except as otherwise provided herein, that the terms of Resolution No. 471 of 1994 covering salary eligibility, determination and placement, promotions and fringe benefits, shall continue as provided in said resolution.

ELY
LG-2015-36
3/10/15
3/12/15; 4/2/15

SCHEDULE "A"

**COMPENSATION FOR ALL
ASSISTANT DISTRICT ATTORNEY POSITIONS**

<u>TITLE</u>	<u>SALARY RANGE</u>
ASSISTANT DISTRICT ATTORNEY	\$62,804 - \$75,000
SENIOR ASSISTANT DISTRICT ATTORNEY	\$71,677 - \$98,000
SUPERVISING ASSISTANT DISTRICT ATTORNEY	\$84,282 - \$110,000
EXECUTIVE ASSISTANT DISTRICT ATTORNEY	\$95,000 - \$140,000
FIRST ASSISTANT DISTRICT ATTORNEY	\$108,000 - \$155,000
CHIEF ASSISTANT DISTRICT ATTORNEY	\$115,000 - \$160,000

RESOLVED, That the Legislature of Rockland County hereby approves an intermunicipal cooperation agreement between the County of Rockland, through its Youth Bureau, and the Town of Haverstraw Police Department in an amount not to exceed \$25,000 for the period August 1, 2014 through December 31, 2015 for their services as a partner in the Neighborhood Violence Prevention Project grant, and authorizes the execution of this agreement 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 for this agreement since sufficient funding for this agreement exists within said grant (Dept. GY05, line E5060).

MB:lo
2015-00421
2/20/15
4/1/15lo

that being Section 55.06, Block 1, Lot 3.2, which tax lot was a vacant and unimproved property which was not necessary for the Project; and

WHEREAS, The Agency subsequently reviewed this request and determined that the Vacant Parcel was not necessary or needed as part of the Project and consented to the release of the Vacant Parcel from the term of the PILOT Agreement; and

WHEREAS, Suffern CDC, LLC and Raymours Furniture Company, Inc. and the Agency thereafter met with representatives of the affected taxing jurisdictions to discuss a release of the Vacant Parcel from the terms and conditions of the PILOT Agreement and each of the affected taxing jurisdictions have approved and consented to the release of the Vacant Parcel from terms of the PILOT Agreement; and

WHEREAS, Suffern CDC, LLC and Raymours Furniture Company, Inc. now wish to enter into an Amended PILOT agreement which shall provide for the release from the PILOT agreement of the Vacant Parcel known as Section 55.06, Block 1, Lot 3.2 as shown and designated on the tax map of the Town of Ramapo and the Project Realty shall be limited solely to, the tax lot known as and by Section 55.06, Block 1, Lot 3.1 as shown and designated on the tax map of the Town of Ramapo; and

WHEREAS, The County is a party to the Payment in Lieu of Taxes Agreement and the Amended PILOT Agreement solely for notice and collection/payment purposes; and

WHEREAS, Suffern CDC, LLC and Raymours Furniture Company, Inc. will continue to pay the full amount of the County tax which they would have paid if the County of Rockland Industrial Development Agency were not involved in the Project; and

WHEREAS, The Village of Montebello, Town of Ramapo, the Ramapo Central School District and the Rockland County Industrial Development Agency have approved the Amended PILOT agreement; and

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

RESOLVED, That the Legislature of Rockland County hereby approves the Amended Payment In Lieu Of Taxes (PILOT) agreement with Suffern CDC, LLC and Raymours Furniture Company, Inc., the Village of Montebello, the Town of Ramapo, the Ramapo Central School District, County of Rockland and County of Rockland Industrial Development Agency for payment of monies in lieu of taxes in the amount set forth in the attached agreement, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and only upon the agreement of all parties.

AR:dc

2015-00944

3-11-15 r. 3-18-15

4/2/15lo; cs

WHEREAS, During 2012-2013 a contract option was exercised extending the term of the agreement for an additional year without additional funding, and all other terms and conditions under the original contract remained the same; and

WHEREAS, By Resolution 175 of 2013, the Legislature of Rockland County approved the amendment agreement in excess of \$150,000 with Capital Market Advisors, LLC, 1 Great Neck Road, Suite 1, Great Neck, New York 10021, for financial advisory services in the amount not to exceed \$300,000, with an original term from April 1, 2013 through March 31, 2014 and with the option for three additional one-year terms; and

WHEREAS, By Resolution 30 of 2014, the Legislature of Rockland County approved the amendment agreement in an additional amount of \$50,000 with Capital Market Advisors, LLC, 1 Great Neck Road, Suite 1, Great Neck, New York 10021, for financial advisory services in the amount not to exceed \$350,000, with an original term from April 1, 2013 through March 31, 2014 and with the option for two additional one-year terms; and

WHEREAS, By Resolution 218 of 2014, the Legislature of Rockland County approved the amendment agreement in an additional amount of \$200,000 with Capital Market Advisors, LLC, 1 Great Neck Road, Suite 1, Great Neck, New York 10021, for financial advisory services in the amount not to exceed \$550,000, with an original term from April 1, 2014 through March 31, 2015 and with the option for one additional one-year terms; and

WHEREAS, During the course of Capital Market Advisors' engagement with the County over the last fifteen years, in addition to assisting the Commissioner of Finance's office with general obligation bond and note financings and re-financings, they have assisted with a variety of bond financings and performed financial modeling and refunding analysis for the County Sewer District in connection with its financing through the New York State Environmental Facilities Corp.; and

WHEREAS, The Commissioner of Finance and the Director of Purchasing recommend that the Legislature of Rockland County approve the amendment to the agreement in excess of \$100,000 with Capital Market Advisors, LLC, 1 Great Neck Road, Suite 1, Great Neck, New York 11021, for financial advisory services for the additional amount of \$230,000, for the period from January 1, 2015 through March 31, 2016, for a total contract sum not to exceed \$780,000 from the commencement date of April 6, 2011 through March 31, 2016; and

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

WHEREAS, Sufficient funding for this agreement exists in the 2015 Budget of the Department of Finance and the Rockland County Sewer District No. 1 and the 2015 Adopted Capital Budget and is contingent on 2016 budget appropriations; and

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

RESOLVED, That the Legislature of Rockland County approves the amendment to the agreement in excess of \$100,000 with Capital Market Advisors, LLC, 1 Great Neck Road, Suite 1, Great Neck, New York 11021, for financial advisory services for the additional amount of \$230,000, for the period from January 1, 2015 through March 31, 2016, for a total contract sum not to exceed \$780,000 from the commencement date of April 6, 2011 through March 31, 2016, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, Sufficient funding for this agreement exists in the 2015 Budget of the Department of Finance and the Rockland County Sewer District No. 1 and the 2015 Adopted Capital Budget and is contingent on 2016 budget appropriations.

AR:lo/dc
2015-00872
3/11/15 r. 3/18/15
4/2/15lo ; cs

Introduced by:

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

Referral No. 8873

April 7, 2015

RESOLUTION NO. OF 2015
APPROVING AMENDMENTS TO AND EXTENSIONS OF AGREEMENTS
WHICH, WHEN COMBINED, ARE IN EXCESS OF \$100,000
WITH PRECISION HEALTH, INC.
TO PROVIDE DIAGNOSTIC SERVICES FOR INMATES
OF THE CORRECTIONAL HEALTH FACILITY/JAIL
AS WELL AS PATIENTS AND RESIDENTS OF THE
DEPARTMENTS OF HOSPITALS AND HEALTH
UNDER RFP-RC-2012-001
IN A TOTAL COMBINED AMOUNT NOT TO EXCEED \$60,139
FOR THE PERIOD FROM MARCH 1, 2015 THROUGH FEBRUARY 29, 2016
AND IN A TOTAL COMBINED AMOUNT NOT TO EXCEED \$153,794
FOR THE FULL PERIOD FROM MARCH 1, 2012 THROUGH FEBRUARY 29, 2016
AND AUTHORIZING THEIR EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF HOSPITALS]
(\$153,794)

WHEREAS, The Director of Purchasing advertised for proposals to provide diagnostic services for inmates of the Correctional Health Facility/Jail as well as patients and residents of the Department of Hospitals and the Department of Health under RFP-RC-2012-001 (the "RFP") for a period of one (1) year with three (3) one (1) year option terms; and

WHEREAS, On July 16, 2012, the County entered into an agreement with Precision Health, Inc., 236 Richmond Valley Road, Staten Island, New York 10309, to provide diagnostic services for inmates of the Correctional Health Facility/Jail under the RFP in an amount not to exceed \$25,000 for the period from March 1, 2012 through February 28, 2013, which agreement subsequently was amended to \$50,000 and extended through February 28, 2015; and

WHEREAS, On May 11, 2012, the County entered into a separate agreement with Precision Health, Inc., 236 Richmond Valley Road, Staten Island, New York 10309, to provide diagnostic services for patients and residents of the Departments of Hospitals and Health under the RFP in an amount not to exceed \$15,000 for the period from March 1, 2012 through February 28, 2013, which agreement subsequently was amended to \$43,655 and extended through February 28, 2015; and

WHEREAS, By this resolution, the Acting Commissioner of the Department of Hospitals and the Director of Purchasing recommend to the County Executive and the Legislature of Rockland County that the County extend and amend the agreement with Precision Health, Inc., to provide diagnostic services for inmates of the Correctional Health Facility/Jail under the RFP, extending the term of the Agreement from March 1, 2015 through February 29, 2016 and increasing the amount of the agreement by \$7,000 for the period from March 1, 2015 through February 29, 2016, for a total contract sum not to exceed \$57,000 for the full period from March 1, 2012 through February 29, 2016; and

WHEREAS, By this resolution, the Acting Commissioner of the Department of Hospitals and the Director of Purchasing also recommend to the County Executive and the Legislature of Rockland County that the County extend and amend the agreement with Precision Health, Inc., to provide diagnostic services for patients and residents of the Departments of Hospitals and Health under the RFP, extending the term of the Agreement from March 1, 2015 through February 29, 2016 and increasing the amount of the agreement by \$53,139 for the period from March 1, 2015 through February 29, 2016, for a total contract sum not to exceed \$96,794 for the full period from March 1, 2012 through February 29, 2016; and

WHEREAS, The total amount to be paid to Precision Health, Inc. pursuant to this resolution shall not exceed \$60,139 (i.e., $\$7,000 + \$53,139 = \$60,139$) for the period from March 1, 2015 through February 29, 2016 and \$153,794 (i.e., $\$57,000 + \$96,794 = \$153,794$) for the full period from March 1, 2012 through February 29, 2016; and

WHEREAS, Anticipated expenditures for the fourth year of these agreements have greatly increased due to the fact that the Department of Hospitals Radiology Department terminated services on January 30, 2015; and

WHEREAS, Precision Health, Inc. has agreed to renew these agreements at current contract prices even though the Consumer Price Index - All Urban Consumers increased by 1.3% for the previous twelve (12) months, resulting in an estimated annual savings to the County in the amount of \$825; and

WHEREAS, All purchases of services shall be made by formal purchase order under price agreements encumbering the funds in advance of the services provided; and

WHEREAS, Sufficient funding for these purchases is provided for in the 2015 Budget of the Department of Hospitals subject to available intra-departmental transfers and is contingent upon 2016 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 Multi-Services and Budget and Finance Committees of this Legislature have met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the amendments to and extensions of the agreements which, when combined, are in excess of \$100,000 with Precision Health, Inc., 236 Richmond Valley Road, Staten Island, New York 10309, to provide diagnostic services under RFP-RC-2012-001 as follows: (a) for inmates of the Correctional Health Facility/Jail, extending the term of the Agreement from March 1, 2015 through February 29, 2016 and increasing the amount of the agreement by \$7,000 for the period from March 1, 2015 through February 29, 2016, for a total contract sum not to exceed \$57,000 for the full period from March 1, 2012 through February 29, 2016, and (b) for patients and residents of the Departments of Hospitals and Health, extending the term of the Agreement for patients and residents of the Departments of Hospitals and Health from March 1, 2015 through February 29, 2016 and increasing the amount of the agreement by \$53,139 for the period from March 1, 2015 through February 29, 2016, for a total contract sum not to exceed \$96,794 for the full period from March 1, 2012 through February 29, 2016, which agreements, when combined, shall not exceed \$153,794 (i.e., \$57,000 + \$96,794 = \$153,794) for the full period from March 1, 2012 through February 29, 2016, and authorizes their execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That all purchases of services shall be made by formal purchase order under price agreements encumbering the funds in advance of the services provided; and be it further

RESOLVED, That sufficient funding for these purchases is provided for in the 2015 Budget of the Department of Hospitals subject to available intra-departmental transfers and is contingent upon 2016 Budget appropriations.

BB:lo
2015-00410
2/25/15
4/2/15lo; cs ↻

Introduced by:

Hon. Aney Paul, Sponsor
Hon. Jay Hood, Jr., Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor
Hon. Nancy Low-Hogan, Co-Sponsor
Hon. Philip Soskin, Co-Sponsor
Hon. Alden H. Wolfe, Co-Sponsor
Hon. Ilan S. Schoenberger, Co-Sponsor
Hon. Harriet D. Cornell, Co-Sponsor

Referral No. 4817

April 7, 2015

RESOLUTION NO. _____ OF 2015
URGING THE NEW YORK STATE ASSEMBLY TO PASS BILL A.1576 TO AMEND
THE TAX LAW IN RELATION TO PROVIDING TAX CREDITS TO VOLUNTEER
FIREFIGHTERS, VOLUNTEER AMBULANCE WORKERS, AND VOLUNTEER
EMERGENCY MEDICAL PERSONNEL UNDER CERTAIN CIRCUMSTANCES

WHEREAS, volunteer firefighters, volunteer ambulance workers, and volunteer emergency medical personnel perform invaluable services to our community without any compensation; and

WHEREAS, Rockland County depends on its volunteer firefighters, volunteer ambulance workers, and volunteer emergency medical personnel to protect the life, health, safety, property and well-being of its citizens; and

WHEREAS, it has been difficult to attract and retain qualified volunteers because of the local heavy tax burden and high cost of living in Rockland County; and

WHEREAS, the cost of becoming a volunteer and remaining active on a volunteer squad, including costs related to training, transportation, and equipment, places an added burden on volunteers, and in addition, volunteers must spend much of any given week training and responding to emergency calls; and

WHEREAS, this cost in time and money has become a great deterrent for recruitment and retention of volunteers, and this has created a critical shortage of volunteer firefighters, volunteer ambulance workers, and volunteer emergency medical personnel in many areas of Rockland County; and

WHEREAS, proposed New York State Assembly Bill A.1576 would amend the New York State Tax Law at Section 606 to add a subsection (h-1) that provides a tax credit to certain volunteer firefighters, volunteer ambulance workers, and volunteer emergency medical personnel of up to one thousand one hundred dollars (\$1100.00) for qualifying service;

WHEREAS, the proposed legislation would give a credit on the New York State income tax for all volunteer firefighters, volunteer ambulance corps members who are "active." In order

to be "active" within the meaning of the law, the individual would have to attend more than forty percent (40%) of his or her company's activities per year; and

WHEREAS, the proposed legislation would give \$200.00 a year for service credit, up to a maximum of 10 years, or a maximum of a \$1,100.00 credit;

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

RESOLVED, that the Legislature of Rockland County hereby urges the New York State Assembly to pass Bill A.1576, the New York State Senate to introduce and pass such legislation, and the Governor to sign such legislation to amend the tax law in relation to providing tax credits to volunteer firefighters, volunteer ambulance workers, and volunteer emergency medical personnel under certain circumstances; and be it further

RESOLVED, that the Clerk to the Legislature be and is hereby authorized and directed to send a copy of this resolution to the Hon. Andrew Cuomo, Governor of the State of New York; Hon. David Carlucci, Hon. William J. Larkin, Jr., New York State Senators; Hon. Kenneth P. Zebrowski, Jr., Hon. Ellen C. Jaffee, Hon. James G. Skoufis, and Hon. Karl Brabenec, Members of the New York State Assembly; the President Pro Tem of the New York State Senate; the Speaker of the New York State Assembly; the Majority and Minority Leaders of the New York State Senate and Assembly; to the Towns and Villages in Rockland County; to the Chief of every Fire Company in Rockland County; to the Chief of every Ambulance Corps in Rockland County; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this Resolution.

JB

LG-2015-39

3/19/15

3/20/15; 4/1/15 cs

A01576 Summary:

BILL NO A01576
SAME AS No same as
SPONSOR Zebrowski (MS)
COSPNSR Jaffee, Lavine, Rosenthal, Miller
MLTSPNSR Crouch, Hawley, Lupardo, Scarborough, Titone
Amd S606, Tax L

Provides tax credit to certain volunteer firefighters, volunteer ambulance workers and volunteer emergency medical personnel of up to one thousand hundred dollars for qualifying service; defines "qualifying service".

A01576 Memo:

BILL NUMBER:A1576

TITLE OF BILL:

An act to amend the tax law, in relation to providing tax credits to volunteer firefighters, volunteer ambulance workers and volunteer emergency medical personnel under certain circumstances

PURPOSE:

To give a tax credit to volunteer firefighters, volunteer ambulance workers and volunteer emergency personnel where qualifying service level is met.

SUMMARY OF PROVISIONS:

Section 1. Section 606 of the tax law is amended by adding a new subsection (h-1) to allow volunteer firefighters, volunteer ambulance workers and volunteer emergency medical service personnel to receive tax credit, for taxable years beginning on and after January first, two thousand fourteen.

JUSTIFICATION:

One of the greatest difficulties confronting the volunteer services today is recruitment and retention. Recruitment and retention are made difficult by any number of reasons, but chief among them is the cost of living around the state.

This legislation would give a credit on the New York State income tax for all volunteer firefighters and volunteer ambulance corps members

who are active. In order to be active, the individual would have to attend more than 40% of the company's activities per year. This plan calls for giving \$200 a year for service credit up to a maximum of 10 years, or a maximum of a \$1,100 credit.

In order to receive the credit, the firefighter or ambulance worker would have to be active in each and every one of those years; in other words, if they missed a year, with the exception of a medical excuse, they would begin on the lowest rung, and work their way up again. This program is not retroactive.

This is a practical program, as it removes one of the reasons that people leave fire companies and provides an incentive for volunteers.

This program is essential in rural counties. This credit may make a difference over the course of the years from companies going from volunteer to salary.

LEGISLATIVE HISTORY:

A.1315 of 2013-2014,
A.6795 of 2011-2012,
A.1611 of 2009-2010.

FISCAL IMPLICATIONS:

To be determined.

EFFECTIVE DATE:

This act shall take effect immediately.

A01576 Text:

S T A T E O F N E W Y O R K

1576

2015-2016 Regular Sessions

I N A S S E M B L Y

January 12, 2015

Introduced by M. of A. ZEBROWSKI, JAFFEE, LAVINE, ROSENTHAL, MI
Multi-Sponsored by -- M. of A. CROUCH, HAWLEY, LUPARDO, SCARE
TITONE -- read once and referred to the Committee on Ways and M

AN ACT to amend the tax law, in relation to providing tax cre
volunteer firefighters, volunteer ambulance workers and vc

emergency medical personnel under certain circumstances

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

- 1 Section 1. Section 606 of the tax law is amended by adding
- 2 subsection (h-1) to read as follows:
- 3 (H-1) VOLUNTEER FIREFIGHTERS', VOLUNTEER AMBULANCE WORKERS' AND
- 4 VOLUNTEER EMERGENCY MEDICAL SERVICE PERSONNEL CREDIT. FOR TAXABLE
- 5 BEGINNING ON AND AFTER JANUARY FIRST, TWO THOUSAND SIXTEEN, A CREDIT
- 6 THE AMOUNTS OF:
- 7 (1) TWO HUNDRED DOLLARS FOR ONE YEAR OF QUALIFYING SERVICE;
- 8 (2) THREE HUNDRED DOLLARS FOR TWO YEARS OF CONSECUTIVE QUALIFYING
- 9 SERVICE;
- 10 (3) FOUR HUNDRED DOLLARS FOR THREE YEARS OF CONSECUTIVE QUALIFYING
- 11 SERVICE;
- 12 (4) FIVE HUNDRED DOLLARS FOR FOUR YEARS OF CONSECUTIVE QUALIFYING
- 13 SERVICE;
- 14 (5) SIX HUNDRED DOLLARS FOR FIVE YEARS OF CONSECUTIVE QUALIFYING
- 15 SERVICE;
- 16 (6) SEVEN HUNDRED DOLLARS FOR SIX YEARS OF CONSECUTIVE QUALIFYING
- 17 SERVICE;
- 18 (7) EIGHT HUNDRED DOLLARS FOR SEVEN YEARS OF CONSECUTIVE QUALIFYING
- 19 SERVICE;
- 20 (8) NINE HUNDRED DOLLARS FOR EIGHT YEARS OF CONSECUTIVE QUALIFYING
- 21 SERVICE;
- 22 (9) ONE THOUSAND DOLLARS FOR NINE YEARS OF CONSECUTIVE QUALIFYING
- 23 SERVICE; OR

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [] is old law to be omitted.

LBD006

A. 1576

2

- 1 (10) ONE THOUSAND ONE HUNDRED DOLLARS FOR TEN OR MORE YEARS OF
- 2 QUALIFYING SERVICE;
- 3 SHALL BE ALLOWED AGAINST THE TAX IMPOSED BY SECTION SIX HUNDRED
- 4 THIS PART, TO EACH RESIDENT OF THE STATE WHO SERVES AS A VOLUNTEER
- 5 FIREFIGHTER AS DEFINED IN SUBDIVISION ONE OF SECTION THREE OF THE VOLUNTEER
- 6 FIREFIGHTERS' BENEFIT LAW OR A VOLUNTEER AMBULANCE WORKER AS DEFINED IN
- 7 SUBDIVISION ONE OF SECTION THREE OF THE VOLUNTEER AMBULANCE WORKERS' BENEFIT
- 8 LAW OR AS A MEMBER OF A VOLUNTEER EMERGENCY MEDICAL SERVICE PERSONNEL
- 9 SQUAD. IF A VOLUNTEER DEPARTMENT MEMBER HAS A YEAR OF QUALIFYING
- 10 SERVICE LEVEL IS NOT MET, THEN HE OR SHE SHALL RECEIVE THE CREDIT
- 11 PROVIDED FOR IN PARAGRAPH ONE OF THIS SUBSECTION. THE NEXT YEAR THAT
- 12 THEY HAVE A QUALIFYING SERVICE YEAR.
- 13 FOR THE PURPOSES OF THIS SUBSECTION "QUALIFYING SERVICE" SHALL MEAN
- 14 SERVICE WHERE SUCH PERSON HAS BEEN A MEMBER IN GOOD STANDING IN A
- 15 VOLUNTEER DEPARTMENT FOR A MINIMUM OF ONE YEAR, HAS COMPLETED THE
- 16 REQUIRED TRAINING COURSES AS REQUIRED BY THE STATE OF NEW YORK AND IS
- 17 CERTIFIED BY THE CHIEF EMERGENCY SERVICE COORDINATOR OF THE COUNTY TO
- 18 THE VOLUNTEER DEPARTMENT SERVES TO HAVE ATTENDED AT LEAST FORTY

19 OF THE ACTIVITIES OF THE VOLUNTEER DEPARTMENT THAT HE OR SHE IS A
20 OF.
21 S 2. This act shall take effect immediately.

Introduced by:

Hon. Aney Paul, Sponsor
Hon. Jay Hood, Jr., Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor
Hon. Nancy Low-Hogan, Co-Sponsor
Hon. Philip Soskin, Co-Sponsor
Hon. Alden H. Wolfe, Co-Sponsor
Hon. Ilan S. Schoenberger, Co-Sponsor
Hon. Harriet D. Cornell, Co-Sponsor

Referral No. 4817
April 7, 2015

RESOLUTION NO. _____ OF 2015
URGING THE UNITED STATES HOUSE OF REPRESENTATIVES TO PASS
CONGRESSIONAL BILL H.R.343 TO AMEND THE INTERNAL REVENUE CODE OF
1986 TO PROVIDE A CHARITABLE DEDUCTION FOR THE SERVICE OF
VOLUNTEER FIREFIGHTERS AND VOLUNTEER EMERGENCY MEDICAL AND
RESCUE PERSONNEL

WHEREAS, volunteer firefighters and volunteer emergency medical and rescue personnel perform invaluable services to our community without any compensation; and

WHEREAS, Rockland County depends on its volunteer firefighters and volunteer emergency medical and rescue personnel to protect the life, health, safety, property and well-being of its citizens; and

WHEREAS, it has been difficult to attract and retain qualified volunteers because of the local heavy tax burden and high cost of living in Rockland County; and

WHEREAS, the cost of becoming a volunteer and remaining active on a volunteer squad, including costs related to training, transportation, and equipment, places an added burden on volunteers, and in addition, volunteers must spend much of any given week training and responding to emergency calls; and

WHEREAS, this cost in time and money has become a great deterrent for recruitment and retention of volunteers, and this has created a critical shortage of volunteer firefighters and volunteer emergency medical and rescue personnel in many areas of Rockland County; and

WHEREAS, proposed United States House of Representatives Bill H.R.343 would amend the Internal Revenue Code of 1986 to provide a charitable deduction for the service of volunteer firefighters and emergency medical and rescue personnel; and

WHEREAS, the proposed legislation would allow volunteer firefighters and emergency medical and rescue personnel to claim up to 300 hours of services as a charitable contribution to their department at the rate of \$20.00 per hour; and

WHEREAS, the Public Safety and Budget & Finance Committees of the Legislature have met, considered, and unanimously approved this Resolution; now therefore be it

RESOLVED, The Rockland County Legislature hereby urges the United States House of Representatives to pass bill H.R. 343, the United States Senate to introduce and pass similar legislation, and the President of the United States to sign such legislation that would allow volunteer firefighters and emergency medical and rescue personnel to claim services as a charitable contribution to their department; and be it further

RESOLVED, that the Clerk to the Legislature be and he is hereby authorized and directed to send a copy of this resolution to Hon. Barack H. Obama, President of the United States; Hon. Charles Schumer and Hon. Kirsten Gillibrand, United States Senators; Hon. Nita M. Lowey, Member of the United States Congress; the President Pro Tem of the United States Senate; the Speaker of the United States House of Representatives; the Majority and Minority Leaders of the United States Senate and House of Representatives; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

JB

LG-2015-40

3/20/15; 4/1/15 cs

[Congressional Bills 114th Congress]
[From the U.S. Government Printing Office]
[H.R. 343 Introduced in House (IH)]

114th CONGRESS
1st Session

H. R. 343

To amend the Internal Revenue Code of 1986 to provide a charitable deduction for the service of volunteer firefighters and emergency medical and rescue personnel.

IN THE HOUSE OF REPRESENTATIVES

January 14, 2015

Mr. McKinley (for himself, Mr. Loeb sack, Mr. Lance, Mr. Jenkins of West Virginia, Mr. Carney, Mr. McDermott, Mr. Messer, Mr. Mooney of West Virginia, and Mrs. Bustos) introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To amend the Internal Revenue Code of 1986 to provide a charitable deduction for the service of volunteer firefighters and emergency medical and rescue personnel.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Volunteer Emergency Responders Tax Deduction Act".

SEC. 2. ALLOWANCE OF CHARITABLE DEDUCTION FOR THE SERVICE OF VOLUNTEER FIREFIGHTERS AND EMERGENCY MEDICAL AND RESCUE PERSONNEL.

(a) In General.--Section 170 of the Internal Revenue Code of 1986 is amended by redesignating subsection (p) as subsection (q) and by inserting after subsection (o) the following new subsection:

"(p) Service of Volunteer Firefighters and Emergency Medical Personnel Treated as Charitable Contribution.--

"(1) In general.--Each hour of qualified services rendered by an individual as a bona fide volunteer shall be treated for purposes of this section as a contribution of \$20 to the

organization to which such services are rendered.

((2) Limitation.--Not more than 300 hours of qualified services shall be taken into account under paragraph (1) with respect to any individual for any taxable year.

((3) Definitions.--For purposes of this subsection--

((A) Bona fide volunteer.--An individual shall be treated as a bona fide volunteer if the only compensation received by such individual for performing qualified services is in the form of--

((i) reimbursement for (or a reasonable allowance for) reasonable expenses incurred in the performance of such services, or

((ii) reasonable benefits (including length of service awards), and fees for such services, customarily paid by eligible employers in connection with the performance of such services by volunteers.

((B) Qualified services.--The term 'qualified services' means fire fighting and prevention services, emergency medical and rescue services, ambulance services, civil air patrol, and search and rescue services. Such term shall include all training and training-related activities related to the services described in the preceding sentence which are required or authorized by the organization referred to in paragraph (1).

((4) Verification.--A contribution to which this subsection applies shall be verified in such manner as the Secretary may provide.

((5) Inflation adjustment.--In the case of any taxable year beginning in a calendar year after 2015, the \$20 amount contained in paragraph (1) shall be increased by an amount equal to--

((A) such dollar amount, multiplied by

((B) the cost-of-living adjustment determined under section 1(f)(3) for the calendar year in which the taxable year begins determined by substituting 'calendar year 2014' for 'calendar year 1992' in subparagraph (B) thereof.

Any increase determined under the preceding sentence which is not a multiple of \$1 shall be rounded to the nearest multiple of \$1.''

(b) Effective Date.--The amendments made by this section shall apply to taxable years beginning after December 31, 2014.

<all>

11 A 19

Introduced by:

Hon. Alden H. Wolfe, Sponsor
Hon. Ilan S. Schoenberger, Co-Sponsor
Hon. Harriet D. Cornell, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor
Hon. Philip Soskin, Co-Sponsor

Referral No. 9475
April 7, 2015

**RESOLUTION NO. OF 2015
SETTING A DATE FOR A PUBLIC HEARING:
A LOCAL LAW ENACTING THE
"ADOPTED BUDGET TRANSPARENCY ACT"**

WHEREAS, the Budget and Finance Committee has met, considered and by a unanimous vote approved this resolution, now therefore be it

RESOLVED, that this Legislature hereby sets the **19th day of May, 2015, at 7:05 P.M.** for a public hearing to provide for a local law enacting the "Adopted Budget Transparency Act."

LG 2015-25 PH
ELY/cs
3/9/15
4/1/15

DRAFT

LOCAL LAW NO. OF 2015
COUNTY OF ROCKLAND
STATE OF NEW YORK

(Introduced by: Hon. Alden H. Wolfe)

A local law requiring the public dissemination of all changes made to the County Executive's proposed budget.

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

Section 1. Name of local law.

This law shall be known as the "Adopted Budget Transparency Act."

Section 2. Legislative Intent.

The budget process requires the County Executive to submit a proposed budget for the upcoming year no later than October 1. The Legislature is required to hold a public hearing no later than November 20 and to adopt the budget no later than December 7 after accepting the report of the Budget and Finance Committee's containing their recommendations. If the County Executive vetoes the budget resolution adopted by the Legislature, in whole or in part, the Legislature has until December 20 to override any vetoes and finalize the budget. Once the budget is finalized, the final version is printed, bound and distributed and an electronic version is posted online at the County website.

It is important for the public to understand the process leading to the final adopted budget. To that end, the changes made by the Legislature as well as any items restored by the County Executive through sustained vetoes should be separately incorporated into all printed and electronic versions of the budget that are disseminated by including the report of the Legislature's Budget & Finance Committee and the County Executive's veto message. This will ensure the transparency of county government and a better-informed electorate in Rockland County, as well as providing all necessary information to those individuals and agencies interested in the fiscal health of the County.

Section 3. The following sections are hereby added to the Laws of Rockland County:

Section 4. Definitions.

As used in this article, the following terms shall have the meanings indicated

- A. COUNTY** - The County of Rockland, New York.
- B. REPORT OF THE BUDGET & FINANCE COMMITTEE** - The schedules adopted by the Budget & Finance committee listing the recommended changes to the County Executive's proposed budget along with any formal statement of explanation presented with the schedules.
- C. VETO MESSAGE** - The statement of the increases or additions or the decreases or deletions in the budget adopted by the Legislature to which the County Executive objects, setting forth the reasons therefor.

Section 5. Requirements

- A.** In the event that the annual budget adopted by the Legislature contains changes made to the County Executive's proposed budget, the report of the Budget & Finance Committee recommending the changes shall be included in all copies of the printed and bound version of the adopted budget and in any other electronic version posted on the County's website.
- B.** In the event that the annual budget adopted by the Legislature is vetoed in whole or in part by the County Executive, and said veto or vetoes are not overridden by the Legislature, thus restoring certain items to the adopted budget, the County Executive's veto message shall be included in all copies of the printed and bound version of the adopted budget and in any other electronic version posted on the County's website.

Section 6. Effective date.

This local law shall take effect immediately upon its filing with the New York Secretary of State.

ELY
LG2015-25LL
2/18/15
3/9/15

11 A 20

Introduced by:

Hon. Alden H. Wolfe, Sponsor
Hon. Ilan S. Schoenberger, Co-Sponsor
Hon. Harriet D. Cornell, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor
Hon. Philip Soskin, Co-Sponsor

Referral No. 8575
April 7, 2015

**RESOLUTION NO. OF 2015
SETTING A DATE FOR A PUBLIC HEARING:
A LOCAL LAW ESTABLISHING HOW VACANT POSITIONS MAY BE
FILLED DURING THE BUDGET PROCESS**

WHEREAS, the Budget and Finance Committee has met, considered and by a unanimous vote approved this resolution, now therefore be it

RESOLVED, that this Legislature hereby sets the **19th day of May, 2015, at 7:10 P.M.** for a public hearing to provide for a local law establishing how vacant positions may be filled during the budget process.

LG 2015-16 PH
ELY/cs
3/9/15
4/1/15

DRAFT

**LOCAL LAW NO. OF 2015
COUNTY OF ROCKLAND
STATE OF NEW YORK**

(Introduced by: Hon. Alden H. Wolfe)

A local law establishing how vacant positions may be filled during the budget process.

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

Section 1. Legislative Intent.

The budget process now requires the County Executive to submit a proposed budget for the upcoming year no later than October 1. The Legislature is required to hold a public hearing no later than November 20 and to adopt the budget no later than December 7. If the County Executive vetoes any or all of the budget resolution adopted by the Legislature, the Legislature has until December 20 to override any vetoes and finalize the budget. However, it is currently possible that during this budget process the County Executive will fill vacant positions and the Legislature will not have an accurate picture of department needs, the number of county employees, or the potential impact certain budget decisions will have on specific units.

By requiring the Legislature to approve the filling of vacant positions in the time period between the submission of the County Executive's proposed budget on October 1 and the Legislature's final adoption of the upcoming year's budget, the Legislature is guaranteed to be kept current on all department needs as well as all budgetary developments and changes when it makes its final decisions concerning the budget for the upcoming year. This will ensure the transparency of county government and lead to more informed decisions by the Legislature when voting on the budget of Rockland County.

Section 2. The following sections are hereby added to the Laws of Rockland County:

Section 3. Definitions.

As used in this article, the following terms shall have the meanings indicated

- A. **COUNTY** - The County of Rockland, New York.
- B. **VACANT POSITION** - a duly established position in the current budget which does not currently have an occupant

Section 4. Filling of Vacant Positions

No vacant position in County government may be filled between October 1 and December 20 of any calendar year without the consent of the Legislature by a duly adopted resolution of the Legislature.

Section 5. Effective date.

This local law shall take effect immediately upon its filing with the New York Secretary of State.

ELY
LG2015-16II
1-5-15
2/18/15
3/9/15

WHEREAS, by Resolutions No. 336 of 2005, 371 of 2007, 169 of 2009, 119 of 2011 and 181 of 2013, the Legislature of Rockland County expressed its unanimous support for the family of Paula Bohovesky as the family asked the New York State Parole Board not to release her killers; and

WHEREAS, the murderers of Paula Bohovesky are again eligible for parole and are seeking release from prison; and

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

RESOLVED, that the Rockland County Legislature wishes to express its continuing condolences to, and support for the family of Paula Bohovesky, who was brutally murdered thirty three years ago, as Paula's Family asks the New York State Parole Board not to release her killers; and be it further

RESOLVED, that the Clerk to the Legislature be and is hereby authorized and directed to send a certified copy of this resolution to Ms. Lois Bohovesky; Hon. Andrew Cuomo, Governor of the State of New York, Anthony J. Annucci, Acting Commissioner of the State of New York Division of Parole and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

JB/cs
LG 2015-38
3/18/15
3/19/15; 4/1/15

Introduced by:

Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Nancy Low-Hogan, Sponsor
Hon. Toney L. Earl, Co-Sponsor
Hon. Lon M. Hofstein, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor

Referral No. 9137
April 7, 2015

RESOLUTION NO. OF 2015
URGING THE UNITED STATES ENVIRONMENTAL PROTECTION AGENCY TO
FACILITATE A COMPREHENSIVE AND IMMEDIATE CLEANUP OF HUDSON
RIVER PCBs

WHEREAS, the people of Rockland County treasure the Hudson River as a vital and beautiful natural resource that is critical to our continued economic vitality; and

WHEREAS, from the late 1940s to the late 1970s, the General Electric Corporation (GE) discharged up to 1.3 million pounds of polychlorinated biphenyls ("PCBs") into the Hudson River from its manufacturing plants in Hudson Falls and Fort Edward, New York, and these PCBs continually pollute the Hudson River sediment; and

WHEREAS, while PCBs' endurance made them valuable as industrial products, it has made them extraordinarily hazardous to our environment; and

WHEREAS, almost 200 miles of our Hudson River -- from Hudson Falls to New York City -- have been declared a Federal Superfund site as a result of PCB contamination; and

WHEREAS, this Legislature has been in the forefront of efforts to clean the Hudson River of PCBs and to prevent PCB migration inland; and

WHEREAS, on June 2, 1998 and on April 3, 2001 this Legislature passed Resolutions supporting a cleanup of the Hudson River's PCBs;

WHEREAS, PCBs cause cancer in laboratory animals, are considered a probable cause of cancer in people, and can trigger other serious health problems, including but not limited to liver and kidney disorders, reduced birth weight, reduced conception rates, deficits in neurological development (including visual recognition, short-term memory and learning) and developmental difficulties due to thyroid hormone interference; and

WHEREAS, pregnant women and children are especially vulnerable to the dangers of PCBs; and

WHEREAS, people may be exposed to PCBs by a variety of means, including by eating PCB-contaminated fish or other contaminated foods, breathing in airborne PCBs, drinking contaminated water, or skin contact with PCB-laden soils; and

WHEREAS, in addition to posing serious health concerns, PCBs in the Hudson River have led to the termination or damage of vital economic industries, including the commercial fishing industry, which has been closed below Hudson Falls since 1976; deep draft commercial shipping through the Champlain Canal, which has been effectively closed for the past thirty (30) years as a result of PCB-contaminated sediment; and tourism, which has been damaged by the perception that PCB contamination prevents the Hudson River from being a desirable place to visit; and

WHEREAS, because river sediment is continually redistributed across the bottom of the Hudson River by erosion and river flows, PCBs flow along with it; and

WHEREAS, elevated levels of PCBs are still found at the surface of the sediment; and

WHEREAS, as a result of continued PCB migration, control at the contaminant source will not alone clean up the Hudson River; and

WHEREAS, a comprehensive cleanup is therefore critical to the safety and continued vitality of our River; and

WHEREAS, since July of 2002, GE has agreed to a series of administrative orders of consent and entered into a consent decree with the Environmental Protection Agency, in which it has agreed to remediate the Hudson River's sediment; and

WHEREAS, the agreed-upon remedy segmented the Upper Hudson River into three sections by latitude, with a more stringent cleanup standard applied to River Section 1 than to River Sections 2 or 3; and

WHEREAS, GE commenced the first phase of remedial dredging in 2009, and the second and final phase in 2011; and

WHEREAS, in 2011, the U.S. National Oceanic and Atmospheric Administration and the U.S. Fish and Wildlife Service -- our two Federal agencies entrusted with assessing the cost of GE'S liability for public losses as a result of PCB pollution --- published reports identifying problems with the 2002 river sediment remedy as implemented; and

WHEREAS, these problems included, among others, a failure to apply certain stringent remedial actions that would consequently leave behind the equivalent of a series of Superfund-caliber sites in certain River sections with average surface concentrations of five (5) times higher after remediation than planned by the remedy established in 2002; that the majority of the elevated post-remediation-construction sediment concentrations are adjacent to planned dredge areas, resulting in the high likelihood of remediated areas becoming recontaminated; and that the rate of decline of PCBs in fish was significantly overestimated by earlier EPA models; and

WHEREAS, it was determined by our Federal agencies that unremediated sediment will eliminate significant opportunities for restoration of natural resources in precisely those locations where it would be most valuable; and

WHEREAS, despite these serious concerns with the cleanup work performed to date, no modification to the scope or implementation of the 2002 river sediment remedy has been made either by the EPA or GE; and

WHEREAS, GE anticipates it will complete its limited dredging operations in 2015, and will likely begin dismantling the infrastructure constructed for the dredging and dewatering of contaminated sediments shortly thereafter; and

WHEREAS, remaining PCB contamination within the river and its floodplains inhibits private and public growth, development, and recreational and business opportunities along the shores of the Hudson River and presents the risk of recontaminating the previously-cleaned areas planned for business or recreational use; and

WHEREAS, the current scope of planned dredging will not restore the Hudson River to its former ecological health, and the continued presence of contaminated sediments in the Upper Hudson River will prevent the revival of long-dominant economic opportunities for both the Upper and Lower Hudson communities; and

WHEREAS, a thorough cleanup of the Hudson River that addresses overlooked contaminated sediments is crucial to the health of our Hudson River communities; and

WHEREAS, the Environmental Committee of the Legislature has met, considered, and by a unanimous vote approved this Resolution; now therefore be it

RESOLVED, that the Rockland County Legislature hereby urges that the United States Environmental Protection Agency and any other relevant State or Federal parties:

- 1) address the limitations of Hudson River PCB cleanup efforts to date;
- 2) perform a thorough and precise critical analysis of the ongoing environmental damage to the Hudson River as a result of PCB contamination;
- 3) require that the General Electric Corporation ("GE") satisfies its outstanding legal and moral responsibility to remediate PCB contamination of the Hudson River;
- 4) facilitate an immediate and comprehensive cleanup of the Hudson River; and be it further

RESOLVED, that the Clerk to the Legislature be and is hereby authorized and directed to send a copy of this resolution to the Hon. Barack Obama, President of the United States; Hon. Charles Schumer and Hon. Kirsten Gillibrand, United States Senators; Hon. Nita Lowey, Member of the United States House of Representatives; Hon. Andrew Cuomo, New York State Governor; Eric Schneiderman, New York State Attorney General; Hon. David Carlucci, New York State Senator; Hon. Kenneth Zebrowski, New York State Assembly; Hon. Ellen Jaffee, New York State Assembly; Gina McCarthy, Administrator of the Environmental Protection Agency; George H. Zachos, United States Environmental Protection Agency, Region 2; Sally Jewell, Secretary of the Interior; Joseph Martens, Commissioner of the New York State Department of Environmental Conservation; Brian U. Stratton, Director of the New York State Canal Corporation; Dr. Kathryn D. Sullivan, Undersecretary of Commerce for Oceans & Atmosphere and Administrator, National Oceanic and Atmospheric Agency; Jeffrey Immelt, Chairman and CEO of the General Electric Corporation; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this Resolution.

JB/cs

LG-2015-30; 2/25/15; 3/16/15; 3/26/15; 3/29/15

12 A 1a

Introduced by:

Hon. Alden H. Wolfe, Sponsor
Hon. Jay Hood, Jr., Co-Sponsor
Hon. Toney L. Earl, Co-Sponsor
Hon. Aron B. Wieder, Co-Sponsor
Hon. Lon M. Hofstein, Co-Sponsor

Referral No. 4065

April 7, 2015

RESOLUTION NO. OF 2015 AMENDING RULE 149-9 OF THE RULES OF THE LEGISLATURE TO REORGANIZE THE ORDER OF BUSINESS FOR LEGISLATIVE SESSIONS

WHEREAS, §149-9 of the rules of the Legislature sets forth what the order of business shall be for each session; and

WHEREAS, §149-9 currently reads as follow:

§149-9. Order of Business

A. The order of business shall be:

B.

- (1) Roll call.
- (2) Salute to the Flag.
- (3) Invocation.
- (4) Adoption of minutes.
- (5) Special order of the day.
- (6) Public Participation.
- (7) Presentation of communications.
- (8) Comments from the Chairperson.
- (9) Comments from Legislators (limited to three minutes per Legislator).
- (10) Unfinished business.
- (11) Reports of standing committees.
- (12) Reports of special committees.
- (13) New business.
- (14) Reports of County officers.
- (15) Adjournment.

WHEREAS; the Legislature deems that the functions of government would be better served if items 5-8 of the Order of Business were reorganized; and

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

RESOLVED, that Section 149-9 of the Rules of the Legislature shall read as follows:

§149-9. Order of Business

C. The order of business shall be:

- (1) Roll call.
- (2) Salute to the Flag.
- (3) Invocation.
- (4) Adoption of minutes.
- (5) ~~[Special order of the day.]~~ **Comments from the Chairperson.**
- (6) ~~[Public Participation.]~~ **Comments from Legislators (limited to three minutes per Legislator).**
- (7) ~~[Presentation of communications.]~~ **Special order of the day.**
- (8) ~~[Comments from the Chairperson.]~~ **Public Participation.**
- (9) ~~[Comments from Legislators (limited to three minutes per Legislator).]~~ **Presentation of communications**
- (10) Unfinished business.
- (11) Reports of standing committees.
- (12) Reports of special committees.
- (13) New business.
- (14) Reports of County officers.
- (15) Adjournment.

Material to be deleted [bracketed] and struck through
Material to be added **bold and underlined**

LG-2015-01
ELY/cs
12/17/14; 3/27/15

12 A 1b

Introduced by:

Hon. Alden H. Wolfe, Sponsor
Hon. Jay Hood, Jr., Co-Sponsor
Hon. Toney L. Earl, Co-Sponsor
Hon. Aron B. Wieder, Co-Sponsor
Hon. Lon M. Hofstein, Co-Sponsor

Referral No. 4065
April 7, 2015

RESOLUTION NO. OF 2015 AMENDING RULE 149-21 OF THE RULES OF THE LEGISLATURE REGARDING WITHDRAWAL OF A LOCAL LAW

WHEREAS, §149-21 of the Rules of the Legislature currently reads as follows:

§ 149-21. Withdrawal or recall of resolution, local law or motion.

- A. Any resolution or motion offered by a member may be withdrawn by the member presenting it at any time before the commencement of the vote on the main question thereon or before an amendment to such resolution or motion has been adopted.
- B. Upon the motion of any of the members presenting a resolution or local law to the Legislature made at any time prior to the return of such resolution or local law by the County Executive pursuant to Section 2.02 of the Rockland County Charter Law, the Legislature may, by the affirmative vote of a majority of its members, recall the same and reconsider its action thereon.

; and

WHEREAS, although the caption of the section is called "Withdrawal or recall of resolution, local law or motion," the section does not explicitly provide for the withdrawal or recall of a local law prior to the full Legislature voting on it or prior to the public hearing; and

WHEREAS, the sponsor of a local law should be afforded the opportunity to change his/her mind and withdraw a local law from consideration before the legislature votes on it, even if a public hearing has already been scheduled; and

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

RESOLVED, that Section 149-21 of the Rules of the Legislature shall read as follows:

§ 149-21. Withdrawal or recall of resolution, local law or motion.

A. Any resolution or motion offered by a member may be withdrawn by the member presenting it at any time before the commencement of the vote on the main question thereon or before an amendment to such resolution or motion has been adopted.

B. In the case of a local law where the date for a public hearing has already been set by resolution of the Legislature, the original sponsor of the local law (or, if more than one sponsor, all sponsors) may withdraw the local law from consideration by the full Legislature in one of the following ways:

(1) in the case where the public hearing has not yet been advertised, the original sponsor may direct the Clerk of the Legislature not to advertise the public hearing in the County's official newspapers and not to place the public hearing on the agenda of the Legislature, or

(2) in the case where the public hearing has already been advertised, the original sponsor may direct the Clerk of the Legislature to cancel the public hearing and issue a press release announcing the cancellation.

C. If a proposed local law is not placed on the desks of the members of the Legislature prior to a scheduled public hearing date in compliance with Municipal Home Rule Law §20, the public hearing shall be automatically cancelled with no further action required.

~~B~~ **D.** Upon the motion of any of the members presenting a resolution or local law to the Legislature made at any time prior to the return of such resolution or local law by the County Executive pursuant to Section 2.02 of the Rockland County Charter Law, the Legislature may, by the affirmative vote of a majority of its members, recall the same and reconsider its action thereon.

Material to be deleted [bracketed] and struck through
Material to be added **bold and underlined**

LG-2015-10

ELY

1/13/15

1/15/15; 3/26/15

12 A 1c

Introduced by:

Hon. Alden H. Wolfe, Sponsor
Hon. Jay Hood, Jr., Co-Sponsor
Hon. Toney L. Earl, Co-Sponsor
Hon. Aron B. Wieder, Co-Sponsor
Hon. Lon M. Hofstein, Co-Sponsor

Referral No. 4065

April 7, 2015

**RESOLUTION NO. OF 2015
AMENDING RULE 149-22 OF THE RULES OF THE LEGISLATURE TO
REQUIRE MINORITY MEMBERSHIP ON ALL STANDING COMMITTEES**

WHEREAS, §149-22(A) of the Rules of the Legislature sets forth general information regarding standing committees and the appointment of members to the standing committees of the Rockland County Legislature; and

WHEREAS; §149-22(1)-(7) list each standing committee and the number of members on the committee; and

WHEREAS, while the subsections pertaining to the Multi-Services, Government Operations, Environmental, Public Safety and Economic Development committees each specify how many members of the committee shall be appointed from the minority party, the subsections pertaining to the Budget and Finance committee and the Planning and Public Works committees do not so specify; and

WHEREAS, although historically the Budget and Finance committee and the Planning and Public Works committees have had two members from the minority party, it is not required at this time by the current Rules of the Legislature; and

WHEREAS, it is the Legislature's belief that each and every standing committee should have representation from both the majority and minority parties to ensure that all viewpoints are heard and considered, and that this should be codified in the Rules;

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

RESOLVED, that Section 149-22 of the Rules of the Legislature shall read as follows:

§149-22. Standing Committees

A. Standing committees and the Chairpersons thereof shall be appointed by the Chairperson of the Legislature. Appointments of minority members of the Legislature, while officially made by the Chairperson, shall be made on the recommendation of the Minority Leader. **Every standing committee shall have at least two representatives of the minority party.** The Chairperson of each committee may appoint subcommittees thereof. Any subcommittee wherein the member of the standing committee of which it is a part contains members of the two major parties shall have representatives of both parties within its membership. The following committees shall be appointed::

(1) Budget and Finance Committee. This Committee shall consist of 10 members of the Legislature, **two of whom shall be appointed from the minority party,** and one of whom shall be the Chairperson of the Legislature. Except as to matters particularly assigned to other committees, this Committee shall have referred to it all matters relating to or arising out of the requirements of law and the action of the Legislature with respect to all transfers and appropriations of funds, including appropriations of funds requiring money from contingency; all matters relating to purchasing; all matters relating to the Commissioner of Finance; all matters relating to taxes, equalization rates and distribution of mortgage tax funds; all matters relating to the funding of the community college and the review of the college's tentative budget; the administration of County affairs and County officers; and all matters which will affect the current year's budget;

(3) Public Works Committee. This Committee shall consist of seven members of the Legislature, **two of whom shall be appointed from the minority party.** Except as to matters specifically assigned to other committees, this Committee shall have referred to it all matters relating to or arising out of the requirements of law and the action of the Legislature with respect to highways, park maintenance, cemeteries, drainage, acquisition, development and construction of new facilities and buildings; all matters relating to transportation (public and private), the Planning Board, parks, recreation, conservation, district fish and wildlife, district forest practices, extension services, the Farm Bureau, propagation of game and solid waste disposal; all matters relating to the ecology of the County, energy matters affecting County-owned or County-leased buildings and facilities; and all matters involving similar County functions; all referrals to name County-owned facilities, buildings, parks, roadways and all other County property.

Material to be deleted [bracketed] and ~~struck through~~
Material to be added **bold and underlined**

LG-2015-07

ELY

1/12/15; 3/26/15

Introduced by:

Hon. Alden H. Wolfe, Sponsor
Hon. Jay Hood, Jr., Co-Sponsor
Hon. Toney L. Earl, Co-Sponsor
Hon. Aron B. Wieder, Co-Sponsor
Hon. Lon M. Hofstein, Co-Sponsor

Referral No. 4065

April 7, 2015

**RESOLUTION NO. OF 2015
AMENDING RULE 149-26 OF THE RULES OF THE LEGISLATURE TO ELIMINATE
THE REQUIREMENT OF SUMMARY STATEMENTS FOR PROPOSED
RESOLUTIONS AND LOCAL LAWS IN AGENDAS**

WHEREAS, §149-26 of the Rules of the Legislature currently reads as follows:

§ 149-26. Introduction and form of local laws and resolutions.

- A. A local law shall be introduced only by a member of the Legislature. The Legislator(s) who originally conceived and submitted a local law or resolution shall be known and listed on such as the "sponsor(s)." Any other Legislator(s) wishing to co-sponsor a local law or resolution may at any time, either prior to or at the time of review of such local law or resolution by the committee, or at the full Legislature, join in support and shall also be known as the "co-sponsor(s)." With respect to resolutions and/or local laws submitted to the Legislature by any unit of County government, as opposed to items submitted by a Legislator, any Legislator, at any time, shall be designated as a sponsor if requested. Any printing or publishing of a local law shall contain the name of all sponsors of said legislation on its face.
- B. Local laws and resolutions shall be in the form required by the provisions of the Municipal Home Rule Law, the rules of this Legislature and such other procedural laws and rules as may be adopted relating thereto.
- C. All resolutions submitted to the Legislature shall be in plain English. The caption shall contain a simple, plain English summary as to what the resolution wishes to accomplish or enact. There shall also be stated in the body of the resolution the intent of the resolution, in plain English.
- D. The agendas for the full legislative meetings, in addition to listing each resolution and local law caption in plain English referred to in Subsection **C** above, shall have a one- or two-sentence summary statement of purpose and effect of said proposed resolution listed with the caption. Any proposed resolution or local law submitted to the Clerk to the Legislature shall contain, at the bottom of the resolution or local law, the drafter's one- or two-sentence summary, which will then be inserted on the agenda of the full legislative meeting as a part of that resolution's caption.

; and

WHEREAS; §149-26(D), requiring a summary statement is unnecessary as captions on the agenda provide the necessary summary of the subject matter of a proposed resolution or local law; and

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

RESOLVED, that Section 149-26 of the Rules of the Legislature shall read as follows:

§ 149-26. Introduction and form of local laws and resolutions.

- A. A local law shall be introduced only by a member of the Legislature. The Legislator(s) who originally conceived and submitted a local law or resolution shall be known and listed on such as the "sponsor(s)." Any other Legislator(s) wishing to co-sponsor a local law or resolution may at any time, either prior to or at the time of review of such local law or resolution by the committee, or at the full Legislature, join in support and shall also be known as the "co-sponsor(s)." With respect to resolutions and/or local laws submitted to the Legislature by any unit of County government, as opposed to items submitted by a Legislator, any Legislator, at any time, shall be designated as a sponsor if requested. Any printing or publishing of a local law shall contain the name of all sponsors of said legislation on its face.
- B. Local laws and resolutions shall be in the form required by the provisions of the Municipal Home Rule Law, the rules of this Legislature and such other procedural laws and rules as may be adopted relating thereto.
- C. All resolutions submitted to the Legislature shall be in plain English. The caption shall contain a simple, plain English summary as to what the resolution wishes to accomplish or enact. There shall also be stated in the body of the resolution the intent of the resolution, in plain English.
- ~~D. The agendas for the full legislative meetings, in addition to listing each resolution and local law caption in plain English referred to in Subsection C above, shall have a one or two sentence summary statement of purpose and effect of said proposed resolution listed with the caption. Any proposed resolution or local law submitted to the Clerk to the Legislature shall contain, at the bottom of the resolution or local law, the drafter's one or two sentence summary, which will then be inserted on the agenda of the full legislative meeting as a part of that resolution's caption.~~

Material to be deleted [bracketed] and struck through
Material to be added **bold and underlined**

LG-2015-08

ELY/cs

1/12/15; 1/15/15; 3/26/15 cs

Introduced by:

Hon. Alden H. Wolfe, Sponsor
Hon. Jay Hood, Jr., Co-Sponsor
Hon. Toney L. Earl, Co-Sponsor
Hon. Aron B. Wieder, Co-Sponsor
Hon. Lon M. Hofstein, Co-Sponsor

Referral No. 4065

April 7, 2015

RESOLUTION NO. OF 2015
AMENDING RULE 149-33 OF THE RULES OF THE LEGISLATURE TO REPLACE THE
WORDS "CITIZEN OF ROCKLAND COUNTY" AND "CITIZENS" WITH "MEMBER OF THE
PUBLIC" AND "MEMBERS OF THE PUBLIC"

WHEREAS, §149-33 of the Rules of the Legislature currently reads as follows:

§ 149-33. Recognition of citizens.

During any regular meeting of the Legislature, for a portion of the meeting, not to exceed 40 minutes, any citizen of Rockland County, on a first-come-first-served basis, may be recognized by the Chairperson for the purpose of addressing the Legislature on any subject. Each person so recognized may speak for a period not to exceed two minutes unless the time is extended by a majority vote of the Legislature.

; and

WHEREAS; the right to speak during the Public Participation portion of a meeting of the full legislature is not limited to citizens of Rockland County; rather, any member of the public who wishes to speak for two minutes may do so; and

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

RESOLVED, that Section 149-33 of the Rules of the Legislature shall read as follows:

§ 149-33. Recognition of [~~citizens~~] members of the public.

During any regular meeting of the Legislature, for a portion of the meeting, not to exceed 40 minutes, any **member of the public** [~~citizen of Rockland County~~], on a first-come-first-served basis, may be recognized by the Chairperson for the purpose of addressing the Legislature on any subject. Each person so recognized may speak for a period not to exceed two minutes unless the time is extended by a majority vote of the Legislature.

Material to be deleted [bracketed] and struck through

Material to be added **bold and underlined**

LG-2015-09

ELY/cs

1/12/15; 3/27/15

12 A 1f

Introduced by:

Hon. Alden H. Wolfe, Sponsor
Hon. Jay Hood, Jr., Co-Sponsor
Hon. Toney L. Earl, Co-Sponsor
Hon. Aron B. Wieder, Co-Sponsor
Hon. Lon M. Hofstein, Co-Sponsor

Referral No. 4065

April 7, 2015

RESOLUTION NO. OF 2015 ADDING A NEW SECTION TO THE RULES OF THE LEGISLATURE TO PROVIDE A PROCESS FOR LEGISLATIVE SUBPOENAS

WHEREAS, section §C2.01(g) of the Rockland County Charter gives the Legislature the power to "make or cause to be made such studies, audits and investigations as it deems to be in the best interest of the county and, in connection therewith, to obtain professional and technical advice, appoint temporary advisory boards of citizens in investigations, subpoena witnesses, administer oaths and require the production of books, papers and other evidence deemed necessary or material..., all in furtherance of its legislative functions"; and

WHEREAS, the Legislature desires to establish a process for the issuance of subpoenas, when and if one may be required to compel a witness to attend and testify, and/or to require the production of books, notes, memoranda, papers and other documentary or electronic evidence necessary or material to an inquiry of the full Legislature, or a standing committee of the Legislature, or a special committee of the Legislature, so that the Legislature and its committee may obtain such information as they may deem necessary to aid them in the fulfillment of their responsibilities and duties; and

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

RESOLVED, that there shall be a new section added to the Rules of the Legislature which shall read as follows:

§149-40. Legislative Subpoenas

Pursuant to the powers granted to the Legislature by Section C2.01(g) of the Rockland County Charter, the Legislature may issue subpoenas for witnesses and compel them to appear and testify before the full Legislature and/or the appropriate standing or special committee, and subpoenas duces tecum for the production of books, papers and other evidence deemed necessary or material to

an inquiry made in fulfillment of the Legislature's responsibilities and duties in either of the following manners:

- A. By resolution of the County Legislature, in which case the subpoena shall be signed by the Clerk to the Legislature, or**
- B. With the concurrence of at least two of the following - the Chairperson of the Legislature, the Vice-Chairperson of the Legislature, the Majority Leader and the Minority Leader, in which case the subpoena shall be signed by the concurring parties.**

Material to be added **bold and underlined**

LG-2015-02

ELY/cs

12/17/14

12/18/14

12/31/14

1/8/15

3/24/15

3/25/15 amended at committee; 3/27/15

April 7, 2015



COUNTY OF ROCKLAND

DEPARTMENT OF WEIGHTS AND MEASURES
OFFICE OF CONSUMER PROTECTION

18 New Hempstead Road 6th Floor
New City, NY 10956
(845) 708-7600

EDWIN J. DAY
County Executive

TERRY D. GROSSELFINGER
Director

INTEROFFICE MEMORANDUM

TO: EDWIN J. DAY, COUNTY EXECUTIVE
FROM: TERRY D. GROSSELFINGER, DIRECTOR
SUBJECT: CHAPTER 394 - TOWING REGULATIONS
DATE: FEBRUARY 26, 2015
CC: ALDEN H. WOLFE, CHAIRPERSON

Pursuant to section 394 - 13 (D) of the laws of Rockland County, I am submitting my annual report regarding the operation of this section of the law.

We have surveyed the rates allowed to be charged in surrounding municipalities and compared them with the rates permitted in Rockland County. Our survey disclosed that the permissible rates for towing services in Rockland County are near or at the highest in the New York Metro area.

In addition, the cost of gas and diesel fuel is substantially lower than previous years resulting in lower operating costs.

I have contacted the Towers' Association asking for their input on this issue, and as of the above date I have not received any response.

It is my intention to propose several modifications to this law in the coming months to expand the coverage to light commercial vehicles and to make modifications to the said law. I am, therefore, recommending that no increase be granted for the calendar year of 2015.

If you need further information or have any questions, please feel free to contact me.