

The Legislature of Rockland County



ILAN S SCHOENBERGER
Legislator – District 4

Chair, Planning & Public Works Committee
Second Vice-Chair, Budget & Finance Committee
Economic Development Committee

AGENDA
PLANNING & PUBLIC WORKS COMMITTEE
TUESDAY, DECEMBER 8, 2015
7:00 P.M.

ROLL CALL

MOTION TO ADOPT MINUTES OF 11/24/15

- 1. REFERRAL NO. 7300** AUTHORIZING AND DIRECTING THE CLERK TO THE LEGISLATURE TO ADVERTISE FOR BIDS FOR JAIL DOMESTIC HOT WATER REPLACEMENT CAPITAL PROJECT NO. 1476 [DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT] (**ROBERT H. GRUFFI, DIRECTOR OF DGS-FACILITIES**) DL# 2015-05318
- 2. REFERRAL NO. 7300** AUTHORIZING AND DIRECTING THE CLERK TO THE LEGISLATURE TO ADVERTISE FOR BIDS FOR JAIL HVAC PRESERVATION AND IMPROVEMENTS CAPITAL PROJECT NO. 1476 [DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT] (**ROBERT H. GRUFFI, DIRECTOR OF DGS-FACILITIES**) DL# 2015-05317
- 3. REFERRAL NO. 2873** APPROVING PURCHASES IN EXCESS OF \$100,000 FROM NEW YORK STATE INDUSTRIES FOR THE DISABLED, INC. (NYSID) FOR JANITORIAL SERVICES AND SUPPLIES FOR THE DR. ROBERT L. YEAGER HEALTH CENTER WITH SERVICES TO BE PROVIDED BY NYSID'S MEMBER AGENCY, JAWONIO, INC. IN AN AMOUNT NOT TO EXCEED \$645,745.14 FOR THE PERIOD FROM JANUARY 1, 2016 THROUGH DECEMBER 31, 2016 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$645,745.14) (**PAUL J. BRENNAN, DIRECTOR, DGS-PURCHASING**) DL# 2015-05107

4. REFERRAL NO. 2825 APPROVING A SUPPLEMENTAL GRANT AGREEMENT #1 IN EXCESS OF \$100,000 WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) TO PROVIDE ADDITIONAL FUNDING FOR CAPITAL PROJECTS TO SUPPORT TO THE PUBLIC TRANSPORTATION FROM THE DEDICATED MASS TRANSPORTATION TRUST FUND PURSUANT TO THE MASTER MASS TRANSPORTATION CAPITAL PROJECT AGREEMENT IN THE AMOUNT OF \$2,051,944 (NCTD) UNDER COMPTROLLER'S CONTRACT NO. K007174 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY DOCUMENTS AND INSTRUMENTS [DEPARTMENT OF PUBLIC TRANSPORTATION] (\$2,051,944) **(DOUGLAS J. SCHUETZ, ACTING COMMISSIONER PUBLIC TRANSPORTATION) DL# 2015-05334**
5. REFERRAL NO. 2994 APPROVING AN AMENDMENT TO AGREEMENT IN EXCESS OF \$100,000 (NCTD) WITH BREGA TRANSPORT CORP. FOR TRANSIT OPERATIONS AND MAINTENANCE SERVICE OF TRANSPORT OF ROCKLAND (TOR) AND TAPPAN ZEE EXPRESS (TZx) BUS SERVICE FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION IN AN ADDITIONAL AMOUNT OF \$19,105.99 FOR REIMBURSEMENT OF COSTS ASSOCIATED WITH THE INSTALLATION OF GENFARE (SPX) FARE BOXES FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$70,009,798.99 FOR THE PERIOD FROM NOVEMBER 3, 2013 THROUGH NOVEMBER 2, 2018 [DEPARTMENT OF PUBLIC TRANSPORTATION] (\$70,009,798.99) **(DOUGLAS J. SCHUETZ, ACTING COMMISSIONER PUBLIC TRANSPORTATION) DL# 2015-03953**
6. REFERRAL NO. 2994 APPROVING SECOND AMENDMENT TO THE AGREEMENT IN EXCESS OF \$100,000 (NCTD) WITH BREGA TRANSPORT CORP. FOR FARE BOX MAINTENANCE ON THE TRANSPORT OF ROCKLAND (TOR) AND TAPPAN ZEE EXPRESS (TZx) BUS SERVICES IN THE ADDITIONAL AMOUNT OF \$561,160.06 FOR THE PERIOD FROM FEBRUARY 1, 2014 THROUGH DECEMBER 31, 2016 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$70,570,959.05 FOR THE PERIOD FROM NOVEMBER 3, 2013 THROUGH NOVEMBER 2, 2018 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF PUBLIC TRANSPORTATION] (\$70,570,959.05) **(DOUGLAS J. SCHUETZ, ACTING COMMISSIONER PUBLIC TRANSPORTATION) DL# 2015-05335**
7. REFERRAL NO. 6394 APPROVING AN AGREEMENT IN EXCESS OF \$100,000 WITH BARTON & LOGUIDICE, D.P.C. FOR PROFESSIONAL SERVICES AND CONSTRUCTION INSPECTION SERVICES FOR THE REPLACEMENT OF ORANGEBURG ROAD BRIDGE AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE UNDER CAPITAL ACCOUNT NO. 3280 [DEPARTMENT OF HIGHWAYS] (\$1,681,800) **(CHARLES H. VEZZETTI, SUPERINTENDENT OF DRAINAGE) DL# 2015-05009**

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PPW/AGN
12/8/15**

- 8. REFERRAL NO. 8069** REQUESTING THAT THE NEW YORK STATE SENATE PASSES BILL S.01659 AND THAT THE NEW YORK STATE ASSEMBLY PASSES BILL A.01487. TO AMEND THE NEW YORK STATE PUBLIC AUTHORITIES LAW TO PROVIDE A DISCOUNTED TOLL RATE TO RESIDENTS OF ROCKLAND AND WESTCHESTER COUNTIES FOR TAPPAN ZEE BRIDGE CROSSINGS (**HON. JAY HOOD JR. CO-SPONSOR HON. CHRISTOPHER J. CAREY, LEGISLATURE**)
SUBJECT TO APPROVAL OF TRANSIT
- 9. REFERRAL NO. 6955** DISCUSSION ITEM : PROPOSED HI-TOR ANIMAL SHELTER GRANT \$500,000 (**HONS. JAY HOOD JR, ALDEN WOLFE, LEGISLATURE**)

PPW12815AGNMZ

DRAFT

WHEREAS, Sufficient funding for these purchases is contingent upon the 2016 Budget appropriations of Facilities Management - I246 DGS-Housekeeping, E5060 Program Costs (\$228,824.12) and from the Department of Social Services 6010-E4090 Fees for Services (\$416,921.02); and

WHEREAS, All purchases will be initiated by formal purchase order; 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 _____ and _____ Committees of the Legislature have met, considered and approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the purchases in excess of \$100,000 from New York State Industries for the Disabled, Inc. (NYSID), 11 Columbia Circle Drive, Albany, NY 12203, of janitorial services and supplies for the The Dr. Robert L. Yeager Health Center, which will be provided by NYSID member agency, Jawonio, Inc., 260 North Little Tor Road, New City, NY 10956, in an amount not to exceed \$645,745.14 for the period from January 1, 2016 through December 31, 2016, with all purchases to be made by formal purchase order, subject to the approval of the Director of Purchasing; and be it further

RESOLVED, The Department of Social Services costs account for \$416,921.02 out of the \$645,745.14 and are reimbursed at approximately 75% or \$312,690.76; and be it further

RESOLVED, The Department of Facilities Management funding of \$228,824.12 includes the cleaning costs for the Department of Health. The Department of Health costs account for \$79,160.25 out of the \$645,745.14 and are reimbursed at approximately 36% or \$28,497.69; and be it further

RESOLVED, In total, approximately \$341,188.45 out of the \$645,745.14 will be reimbursed to the County; and be it further

RESOLVED, Sufficient funding for these purchases is contingent upon the 2016 Budget appropriations of Facilities Management - I246 DGS-Housekeeping, E5060 Program Costs (\$228,824.12) and from the Department of Social Services 6010-E4090 Fees for Services (\$416,921.02).

LHG:vma/dc
2015-05107
11/10/15
r.11/30/15 LHG/vma
r. 12/1/15

Introduced by:

Referral No.

RESOLUTION NO. OF 2015
APPROVING A SUPPLEMENTAL GRANT AGREEMENT #1 IN EXCESS OF \$100,000
WITH THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT)
TO PROVIDE ADDITIONAL FUNDING FOR CAPITAL PROJECTS TO SUPPORT
THE PUBLIC TRANSPORTATION SYSTEM FROM THE DEDICATED MASS
TRANSPORTATION TRUST FUND PURSUANT TO THE MASTER MASS
TRANSPORTATION CAPITAL PROJECT AGREEMENT IN THE AMOUNT OF
\$2,051,944 (NCTD) UNDER COMPTROLLER'S CONTRACT NO. K007174
AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL
NECESSARY DOCUMENTS AND INSTRUMENTS
[DEPARTMENT OF PUBLIC TRANSPORTATION]
(\$2,051,944)

WHEREAS, State Finance Law §89-c established the Dedicated Mass Transportation Trust Fund ("DMTTF") to be administered by the New York State Department of Transportation ("NYSDOT") with moneys appropriated thereto to be utilized for the reconstruction, replacement, purchase, modernization, improvement, reconditioning, preservation and maintenance of mass transit facilities, vehicles and rolling stock; and

WHEREAS, Pursuant to appropriation or re-appropriation to the DMTTF, the State Legislature authorized certain funding programs for the costs of mass transportation capital projects and facilities undertaken by municipalities and mass transit system; and

WHEREAS, By Resolution No. 81 of 2015, the Legislature of Rockland County approved a grant agreement in excess of \$100,000 with the NYSDOT to reimburse the County's eligible capital project costs from the DMTTF in the amount not to exceed \$932,500 under Comptroller's Contract No. K007174; and

WHEREAS, The Commissioner of Transportation has approved additional funding for various mass transportation capital projects undertaken by the County in the amount of \$2,051,944; and

WHEREAS, The Acting Commissioner of the Department of Public Transportation requests that the County Executive and the Legislature of Rockland County approve a supplemental grant agreement #1 for those projects contained in Schedule "A" attached to and made part of this supplemental grant agreement with the NYSDOT to provide additional funding for capital projects to support the public transportation system from the Dedicated Mass Transportation Trust Fund pursuant to the Master Mass Transportation Capital Project Agreement in the amount of \$2,051,944 under Comptroller's Contract No. K007174; and

WHEREAS, The acceptance of these grant funds does not require the expenditure of any County tax dollars (NCTD); and

Referral No.

WHEREAS, Local Law 18 of 1996 provides that the Legislature to approve "the execution of all contracts in excess of \$100,000 entered into by the County"; and

WHEREAS, Funds related to these grant items have already been appropriated in the 2015 Adopted Budget of the Department of Public Transportation and the 2015 Adopted Capital Budget, and are anticipated to be appropriated in future year budgets, as set forth in the attached "Schedule A"; and

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

RESOLVED, That the Legislature of Rockland County hereby approves a supplemental grant agreement #1 for those projects contained in Schedule "A" attached to and made part of this supplemental grant agreement in excess of \$100,000 with the New York State Department of Transportation to provide additional funding in the amount of \$2,051,944 for capital projects to support the public transportation system from the Dedicated Mass Transportation Trust Fund pursuant to the Master Mass Transportation Capital Project Agreement under Comptroller's Contract No. K007174 and authorizes the County Executive to execute all necessary documents and instruments, subject to the approval of the County Attorney; and be it further

RESOLVED, Funds related to these grant items have already been appropriated in the 2015 Adopted Budget of the Department of Public Transportation and the 2015 Adopted Capital Budget, and are anticipated to be appropriated in future year budgets, as set forth in the attached "Schedule A"; and be it further

RESOLVED, That the acceptance of these grant funds does not require the expenditure of any County tax dollars (NCTD).

TS/dc
2015-05334
11/30/2015

WHEREAS, Under Federal Transportation Administration regulations, training, related travel, and wireless network installation are allowable expenses for reimbursement to Brega Transport Corp. so long as they are fair and reasonable expenses; and

WHEREAS, The Acting Commissioner of the Department of Public Transportation recommend that the County Executive and the Legislature of Rockland County approve an amendment to the agreement with Brega Transport Corp., 500 Corporate Court, Valley Cottage, New York 10989 for one-time costs associated with the installation of the GenFare (SPX) fare boxes for the Transport of Rockland (TOR) and Tappan Zee Express (TZx) Bus services in the additional amount of \$19,105.99 for a total contract amount not to exceed \$70,009,798.99, for the period from November 3, 2013 through November 2, 2018; and

WHEREAS, This amendment is to reimburse Brega Transport Corp. for expenses related to employee training and wireless network installation of the GenFare (SPX) fare boxes; and

WHEREAS, The Department of Public Transportation prepared a Sole Source Justification (change order) pursuant to the FTA Regulations and found the expenses to be fair, reasonable and eligible for reimbursement; and

WHEREAS, Sufficient funding to cover the amendment to this agreement is available in the 2015 Adopted Budget of the Department of Public Transportation; and

WHEREAS, Approval of this resolution does not require the expenditure of any County tax dollars; 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 Committees of the Legislature have met, considered and this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves an amendment to the agreement in excess of \$100,000 with Brega Transport Corp., 500 Corporate Court, Valley Cottage, New York 10989 for the operation and maintenance of Rockland County's Transport of Rockland (TOR) and Tappan Zee Express (TZx) Bus services to reimburse costs associated with the GenFare (SPX) fare boxes for the Transport of Rockland and Tappan Zee Express (TZx) Bus services in the additional amount of \$19,105.99 for a total contract amount not to exceed \$70,009,798.99, for the period from November 3, 2013 through November 2, 2018, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding to cover the amendment to this agreement is currently available in the 2015 Adopted Budget of the Department of Public Transportation.

RESOLVED, That approval of this resolution does not require the expenditure of any County tax dollars.

TS:dc

2014-03953

11/30/15

change order would be negotiated with the Contractor for operating costs associated with implementation of ITS equipment; and

WHEREAS, Brega Transport Corp. has been maintaining the fare box and fare box equipment used on the TOR and TZx Bus services since its installation; and

WHEREAS, The Acting Commissioner for the Department of Public Transportation has requested that the County Executive and Legislature of Rockland County approve a second amendment to the agreement to require Brega Transport Corp. to maintain the fare box and fare box equipment on the TOR and TZx Bus services in the amount of \$561,160.06 for the period from February 1, 2014 through December 31, 2016, for a total sum not to exceed \$70,570,959.05 for the period from November 3, 2013 through December 2, 2018; and

WHEREAS, The costs associated with this amendment for the period from February 1, 2014 through December 31, 2016 were determined based on negotiation with Brega Transport Corp., an evaluation of costs incurred by Brega Transport Corp. since fare box implementation in January 2014, and the contract-based pricing submitted by Brega Transport Corp. for the Bid; and

WHEREAS, Agreed upon costs associated with the maintenance of the fare boxes and fare box equipment is subject to change through negotiation based on a review to be conducted by the County after six months; and

WHEREAS, In accordance with the proposed contract amendment, Brega Transport Corp. will be solely responsible for the proper maintenance (both preventive and corrective) of all fare boxes and fare box equipment provided under this agreement and that maintenance shall be performed in accordance with OEM requirements and recommendations to ensure transit service delivery, minimal service interruptions and maximum fleet availability; and

WHEREAS, The Federal Transit Administration (FTA) and New York State Department of Transportation provided funding for these fare boxes and this amendment is consistent with their requirements that the County make every effort to insure that these assets are used and maintained properly; and

WHEREAS, Sufficient funding for this amendment is provided for in the 2015 Budget of the Department of Public Transportation and is contingent upon 2016 budget appropriations; and

WHEREAS, The approval of this resolution does not require the expenditure of any County tax dollars; 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 _____ Committee of the Legislature has met, considered and _____ approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves a second amendment to the agreement in excess of \$100,000 with Brega Transport Corp., 500 Corporate Court, Valley Cottage, New York 10989 to require maintenance of the fare box and fare box equipment on the TOR and TZx Bus services in the additional amount of \$561,160.06 for the period from February 1, 2014 through December 31, 2016, for a total sum not to exceed \$70,570,959.05 for the period from November 3, 2013 through December 2, 2018 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 amendment is provided for in the 2015 Budget of the Department of Public Transportation and is contingent upon 2016 budget appropriations; and be it further

RESOLVED, That the approval of this resolution does not require the expenditure of any County tax dollars.

TS:dc
2015-05335
11/30/15

WHEREAS, The Superintendent of Highways requests that the County Executive and Legislature of Rockland County approve an agreement with Barton & Loguidice, D.P.C., 10 Airline Drive, Suite 200, Albany, New York 12205, for professional services and construction inspection services for replacement of Orangeburg Road Bridge over CSX Railroad in the Town of Orangetown, in an amount not to exceed \$1,681,800 under Capital Account No. 3280; and

WHEREAS, The Project is eighty percent (80%) federally funded with a twenty (20%) local share. Depending on funding availability, New York State may finance fifteen (15%) of the project construction and construction inspection expenses; and

WHEREAS, The funding for this agreement has been authorized under Capital Account No. 3280; 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 Committees of the Legislature have met, considered and this resolution; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the agreement in excess of \$100,000, with Barton & Loguidice, D.P.C., 10 Airline Drive, Suite 200, Albany, New York 12205 for professional services and construction inspection services for replacement of Orangeburg Road Bridge over CSX Railroad in the Town of Orangetown, in an amount not to exceed \$1,681,800 under Capital Account No. 3280 and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, The funding for this agreement has been authorized under Capital Account No. 3280.

TS:lo
2015-05009
11/18/15

DRAFT

Introduced by:
Hon. Jay Hood, Jr., Sponsor
Hon. Christopher J. Carey, Co-Sponsor

Referral No.

2015

RESOLUTION NO. _____ OF 2015
REQUESTING THAT THE NEW YORK STATE SENATE PASSES BILL S.01659
AND THAT THE NEW YORK STATE ASSEMBLY PASSES BILL A.01487, TO
AMEND THE NEW YORK STATE PUBLIC AUTHORITIES LAW TO
PROVIDE A DISCOUNTED TOLL RATE TO RESIDENTS OF ROCKLAND
AND WESTCHESTER COUNTIES FOR TAPPAN ZEE BRIDGE CROSSINGS

WHEREAS, a replacement for the Governor Malcolm Wilson Tappan Zee Bridge is presently being constructed; and

WHEREAS, approximately 50 million toll-paying vehicles cross the current Tappan Zee Bridge each year; and

WHEREAS, currently the toll for Class 2L vehicles is \$5.00 cash or \$4.75 with an E-ZPass account, except for customers with an individual E-ZPass account with a bridge commuter or carpool plan; and

WHEREAS, it is believed that tolls will be increased by the New York State Thruway Authority to repay bonds issued to aid in financing the new bridge; and

WHEREAS, local economies will be negatively impacted by any large toll increase; and

WHEREAS, Rockland County residents will be discouraged from travelling across the Hudson River as a result of increased Tappan Zee Bridge tolls; and

WHEREAS, a "resident discount" would be entirely appropriate and warranted for the citizens of Rockland County and Westchester County; and

WHEREAS, such a "resident discount" currently exists for Staten Island residents who use the Verrazano-Narrows Bridge; and

WHEREAS, a bill has been introduced in the New York State Senate (S.01659) and in the New York State Assembly (A.01487) to amend the New York State Public Authorities Law to allow a discounted toll rate to residents of Rockland and Westchester Counties for Tappan Zee Bridge Crossings at sixty percent (60%) of the nonresident toll; and

WHEREAS, the proposed bills would exempt Rockland and Westchester residents from a surcharge in addition to any regular toll for crossing over the Tappan Zee Bridge; and

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

RESOLVED, that the Legislature of Rockland County hereby requests that the New York State Senate passes Bill S.01659 and that the New York State Assembly passes Bill A.01487, to amend the New York State Public Authorities Law to provide a discounted toll rate to residents of Rockland and Westchester Counties for Tappan Zee Bridge Crossings; 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., Members of the New York State Senate; Hon. Kenneth P. Zebrowski, Hon. Ellen C. Jaffee, Hon. James G. Skoufis, and Hon. Karl A. Brabanec, 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; Joanne M. Mahoney, Chair of the New York State Thruway Board of Directors; 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-2015-110

11/16/15

11/20/15