

The Legislature of Rockland County



PHILIP SOSKIN
LEGISLATOR-DISTRICT 7
CHAIR, MULTI-SERVICES COMMITTEE

AGENDA
MULTI-SERVICES COMMITTEE
TUESDAY APRIL 29, 2014
6:00 PM

ROLL CALL

ADOPTION OF THE MINUTES OF THE MARCH 25, 2014 MEETING

1. REF.# 9372 APPROVING AN AMENDMENT AND EXTENSION TO AN AGREEMENT IN EXCESS OF \$100,000 WITH RAMAPO PRACTICE MANAGEMENT, LLC D/B/A RAMAPO RADIOLOGY ASSOCIATES, P.C. FOR RADIOLOGICAL SERVICES FOR THE DEPARTMENT OF HOSPITALS/X-RAY IN THE ADDITIONAL AMOUNT OF \$106,338 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$164,838 FOR THE PERIOD FROM FEBRUARY 1, 2013 THROUGH JANUARY 31, 2015 UNDER RFP-RC-2012-019 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING] (\$164,838)
(GERRY WALSH, COMMISSIONER OF DGS-PURCHASING) DL#: 2014-00658

2. REF.# 7099 APPROVING ACCEPTANCE OF FUNDS IN THE AMOUNT OF \$65,840 (NCTD) WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) PURSUANT TO A COOPERATIVE AGREEMENT FOR THE COUNTY'S FAIR HOUSING PROGRAM FOR THE PERIOD OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2012 AND RATIFYING ITS EXECUTION BY THE COUNTY EXECUTIVE (COMMISSION ON HUMAN RIGHTS) (\$65,840)
(RAM NAGUBANDI COMMISSIONER OF HUMAN RIGHTS) DL#: 2014-01096

3. REF.# 9372 APPROVING AN AGREEMENT IN EXCESS OF \$100,000 WITH RENAL CARE OF ROCKLAND, INC. D/B/A ROCKLAND ACUTE SERVICES, LLC TO PROVIDE DIALYSIS SERVICES FOR PATIENTS OF THE DEPARTMENT OF HOSPITALS UNDER RFP-RC-2014-001 IN AN AMOUNT NOT TO EXCEED \$480,000 FOR THE PERIOD FROM MARCH 1, 2014 THROUGH FEBRUARY 28, 2015 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HOSPITALS] (\$480,000)
(DONNA M. PAULDINE DEPUTY COMMISSIONER HOSPITALS) DL#: 2014-00667

4. REF.# 8037 APPROVING AN AGREEMENT IN EXCESS OF \$100,000 WITH CORNELL COOPERATIVE EXTENSION OF ROCKLAND COUNTY TO PROVIDE NUTRITION EDUCATION TO FOOD STAMP RECIPIENTS IN ACCORDANCE WITH THE "EAT SMART NEW YORK" PROGRAM IN AN AMOUNT NOT TO EXCEED \$151,190 [NCTD] FOR THE PERIOD FROM OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF SOCIAL SERVICES] (\$151,190)
(SUSANS HERWOOD COMMISSIONER SOCIAL SERVICES) DL#: 2014-0054

5. REF.# 2973 APPROVING AN ADDENDUM TO LEASE AGREEMENT WITH LEXINGTON CENTER FOR RECOVERY, INC. TO LEASE THE PROPERTY LOCATED AT DR. ROBERT L. YEAGER HEALTH CENTER, BUILDING D, SECOND FLOOR, SANATORIUM ROAD, POMONA, NEW YORK FOR USE AS AN OPIOID TREATMENT PROGRAM AND TO PAY RENT TO THE COUNTY IN THE AMOUNT OF \$6,933.34 PER MONTH FOR A TOTAL AMOUNT NOT TO EXCEED \$83,200.08 [NCTD] FOR THE PERIOD FROM JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 AND FOR A TOTAL AMOUNT NOT TO EXCEED \$131,040.12 FOR THE FULL PERIOD FROM JUNE 3, 2013 THROUGH DECEMBER 31, 2014 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE ADDENDUM TO LEASE AGREEMENT [DEPARTMENT OF MENTAL HEALTH] (\$131,040.12)
(MARY ANN WALSH TOZER COMMISSIONER MENTAL HEALTH) DL#: 2013-05369
6. REF.# 8281 APPROVING A LEASE AGREEMENT WITH 26 NEW MAIN LLC FOR CLINIC/SERVICES FOR THE WOMEN, INFANT AND CHILDREN (WIC) PROGRAM FOR A TWO (2) YEAR TERM FOR THE PERIOD FROM APRIL 15, 2014 THROUGH APRIL 14, 2016 WITH AN OPTION TO RENEW FOR AN ADDITIONAL TWO (2) YEAR TERM AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HEALTH] (\$37,394)
(PATRICIA SCHNABEL RUPPERT COMMISSIONER HEALTH DEPARTMENT) DL#: 2014-01035
7. REF.# 7844 APPROVING A THIRD AMENDMENT AND EXTENSION TO AGREEMENT IN EXCESS OF \$100,000 WITH NATIONAL MEDICAL SERVICES, INC. D/B/A NMS LABS FOR FORENSIC TOXICOLOGY SERVICES FOR THE OFFICE OF THE CHIEF MEDICAL EXAMINER UNDER RFP-RC-2011-006 IN AN ADDITIONAL AMOUNT OF \$34,000 FOR THE PERIOD FROM MAY 1, 2014 THROUGH APRIL 30, 2015 AND EXTENDING THE TERM FROM MAY 1, 2011 THROUGH APRIL 30, 2015 IN AN AMOUNT NOT TO EXCEED \$130,282 AND AUTHORIZING ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING] (\$130,282)
(GERRY WALSH COMMISSIONER DGS-PURCHASING) DL#: 2014-01017
8. REF.# 7099 APPROVING ACCEPTANCE OF FUNDS IN THE AMOUNT OF \$38,250 (NCTD) WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) FOR THE COUNTY'S FAIR HOUSING PROGRAM FOR THE PERIOD OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013 AND RATIFYING ITS EXECUTION BY THE COUNTY EXECUTIVE (COMMISSION ON HUMAN RIGHT) (\$38,250)
(RAM NAGUBANDI COMMISSIONER HUMAN RIGHTS) DL#: 2014-00284
9. REF.# 8142 URGING THE NEW YORK STATE ASSEMBLY TO PASS BILL A.8311-THE STATE LEGISLATION FOR INAPPROPRIATE EXPOSURE (SELFIE) AN ACT TO AMEND THE PENAL LAW TO CREATE THE CRIMES OF REVENGE EXPOSURE IN THE THIRD, SECOND AND FIRST DEGREE
(HON. ANEY PAUL LEGISLATURE)
10. REF.# 9501 DISCUSSION ITEM: - PROPOSED CONSOLIDATION OF COUNTY DEPARTMENTS
(HON. ALDEN H. WOLFE LEGISLATURE)

The Rockland County Legislature is committed to full compliance with the Americans with Disabilities Act. To that end, the Legislature is committed to creating an accessible environment for all. To request accommodations that you may require, please call Damaris Alvarez at 845-638-5248 (845-708-7899 for TTY/TDD). Please request these accommodations three (3) days in advance so that we can seek to meet your needs."

DRAFT

WHEREAS, That sufficient funds for this amendment and extension to the agreement exists in the 2014 Adopted Budget for the Department of Hospitals; 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 approved this resolution, now, therefore, be it

RESOLVED; That the Legislature of Rockland County hereby agrees to approve the amendment and extension to the agreement in excess of \$100,000 with Ramapo Practice Management d/b/a Ramapo Radiology Associates, P.C., 320 Robinson Avenue & Route 9W, Newburgh, New York 12550 to provide radiological services to the Department of Hospitals/X-ray under RFP-RC-2012-019 in the additional amount of \$106,338 for a total contract sum not to exceed \$164,838 for the period from February 1, 2013 through January 31, 2015 and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

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

RESOLVED, That sufficient funds for this amendment and extension to the agreement exists in the 2014 Adopted Budget of the Department of Hospitals.

TS: lo
2014-00658
03/17/14

Introduced by:

Referral No.

7099

**RESOLUTION NO. OF 2014
APPROVING ACCEPTANCE OF FUNDS
IN THE AMOUNT OF \$65,840 (NCTD)
WITH THE U.S. DEPARTMENT OF
HOUSING AND URBAN DEVELOPMENT (HUD)
PURSUANT TO A COOPERATIVE AGREEMENT
FOR THE COUNTY'S FAIR HOUSING PROGRAM
FOR THE PERIOD OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2012
AND RATIFYING ITS EXECUTION BY THE COUNTY EXECUTIVE
(COMMISSION ON HUMAN RIGHTS)
(\$65,840)**

WHEREAS, The County Executive and the Legislature of Rockland County have been advised that the Rockland County Commission on Human Rights has been awarded funds in the amount of \$65,840 pursuant to a Cooperative Agreement with the U.S. Department of Housing and Urban Development (HUD Assistance Instrument No. FF202K122001), for Federal Fiscal Year 2012, (October 1, 2011 through September 30, 2012), for the County's fair housing program, which supports the County's fair housing efforts and provides incentive funds to expand the Fair Housing Board's complaint processing, training, administrative costs, special enforcement efforts, and partnership initiative; and

WHEREAS, On September 25, 2012, the County Executive executed the Cooperative Agreement on behalf of the County; and

WHEREAS, For reasons unknown the resolution was not forwarded to the Legislature for ratification until now; and

WHEREAS, Attachment "C" ("Rollover of Funds") of the Cooperative Agreement explicitly permits the Rockland County Commission on Human Rights to "rollover" the funds

awarded by the Cooperative Agreement "to one or more successive fiscal years, if the monies continued to be utilized for the purposes agreed to in this cooperative agreement, i.e., for furtherance of fair housing within the County of Rockland;" and

WHEREAS, The County's fair housing program will provide funds for complaint processing, training and administrative costs; and

WHEREAS, No county tax dollars (NCTD) are required to accept said funds: and

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

WHEREAS, The _____ 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 acceptance of funds in the amount of \$65,840 pursuant to a Cooperative Agreement with the U.S. Department of Housing and Urban Development (HUD Assistance Instrument No. FF202K122001), for Federal Fiscal Year 2012 (October 1, 2011 through September 30, 2012), for the County's fair housing program, which supports the County's fair housing efforts and provides incentive funds to expand the Fair Housing Board's complaint processing, training, administrative costs, special enforcement efforts, and partnership initiative; and be it further

RESOLVED, That the Legislature of Rockland County hereby ratifies the execution of the Cooperative Agreement by the County Executive; and be it further

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

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

GENERAL FUND - 2014

Increase Approp. Acct. (Credit):

A-HRC-8040-GR05-E6600	Appropriation Reserve	65,840
-----------------------	-----------------------	--------

Increase Est. Rev. Acct. (Debit):

A-HRC-8040-GR05-R4980	Home & Community Services Grant(s)	65,840
-----------------------	------------------------------------	--------

VWJ:lo
2014-01096
3/20/14
rev.4/15/14

**RESOLUTION NO. OF 2014
APPROVING AN AGREEMENT IN EXCESS OF \$100,000
WITH RENAL CARE OF ROCKLAND, INC.
D/B/A ROCKLAND ACUTE SERVICES, LLC
TO PROVIDE DIALYSIS SERVICES FOR PATIENTS
OF THE DEPARTMENT OF HOSPITALS
UNDER RFP-RC-2014-001
IN AN AMOUNT NOT TO EXCEED \$480,000
FOR THE PERIOD FROM MARCH 1, 2014 THROUGH FEBRUARY 28, 2015
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF HOSPITALS]
(\$480,000)**

WHEREAS, The Director of Purchasing let requests for proposal (RFP) for dialysis services for patients of the Department of Hospitals under RFP-RC-2014-001 (the "RFP"); and

WHEREAS, Only one solicitation was received from Renal Care of Rockland Inc. d/b/a Rockland Acute Services LLC ("Renal Care"); and

WHEREAS, The County Purchasing Division and the Department of Hospitals were unable to find any other vendors interested in providing these services; and

WHEREAS, Renal Care is a local vendor; and

WHEREAS, The Commissioner of Hospitals and the Director of Purchasing recommend to the County Executive and the Legislature of Rockland County that the County enter into an agreement in excess of \$100,000 with Renal Care to provide dialysis services for patients of the Department of Hospitals under the RFP in an amount not to exceed \$480,000 for the period from March 1, 2014 through February 28, 2015; and

WHEREAS, Since the County currently is evaluating the sale of Summit Park Hospital and Summit Park Nursing Care Center, the County reserves the right to cancel this agreement at the time of sale; 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 agreements in excess of \$100,000 entered into by the County"; and

WHEREAS, Sufficient funding for this agreement exists in the 2014 Operating Budget of the Department of Hospitals and is contingent upon 2015 budget appropriations; and

WHEREAS, The 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 agreement in excess of \$100,000 with Renal Care of Rockland Inc. d/b/a Rockland Acute Services LLC for dialysis services for patients of the Department of Hospitals under RFP-RC-2014-001 in an amount not to exceed \$480,000 for the period from March 1, 2014 through February 28, 2015, with all purchases to be made by formal purchase order, subject to the approval of the Director of Purchasing, and hereby authorizes the County Executive to execute the agreement, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement exists in the 2014 Operating Budget of the Department of Hospitals and is contingent upon 2015 budget appropriations.

BB:lo
2014-00667
3/25/14

RESOLUTION NO. OF 2014
APPROVING AN AGREEMENT IN EXCESS OF \$100,000
WITH CORNELL COOPERATIVE EXTENSION OF ROCKLAND COUNTY
TO PROVIDE NUTRITION EDUCATION TO FOOD STAMP RECIPIENTS
IN ACCORDANCE WITH THE "EAT SMART NEW YORK" PROGRAM
IN AN AMOUNT NOT TO EXCEED \$151,190 [NCTD]
FOR THE PERIOD FROM OCTOBER 1, 2013
THROUGH SEPTEMBER 30, 2014
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF SOCIAL SERVICES]
(\$151,190)

WHEREAS, By letter dated March 18, 2014, the Commissioner of the Department of Social Services (DSS) was advised by the New York State Office of Temporary and Disability Assistance (OTDA) that New York State's FFY 2014 Supplemental Nutrition Assistance Program (SNAP) Nutrition Education Plan (the "SNAP Plan") has been approved by the U.S. Department of Agriculture's Food Nutrition Services (FNS) agency; and

WHEREAS, The SNAP Plan is a State supervised and locally administered Food Stamp Nutrition Education Plan, also known as the Eat Smart New York (ESNY) Plan, which allows local social services districts, such as the County of Rockland Department of Social Services, to use food stamp administrative funds to provide nutrition education (i.e., financial management, dietary quality and childhood obesity) exclusively for the benefit of food stamp program applicants and participants to help them achieve food security; and

WHEREAS, By that same letter, OTDA also advised the Commissioner of DSS that the maximum amount allocated to Cornell Cooperative Extension of Rockland County (CCERC) funded under the SNAP Plan is \$151,190 for the period from October 1, 2013 through September 30, 2014 and that all funding under the ESNY Plan is contingent upon the availability of Federal funds; and

WHEREAS, This allocation is designated to provide quality nutrition education to SNAP eligible individuals and households at community centers, employment and job training centers, low-income schools and farmers markets; and

WHEREAS, The Commissioner of DSS recommends to the County Executive and the Legislature of Rockland County that the County enter into an agreement with CCERC, 10 Patriot Hills Drive, Stony Point, New York 10980 to provide nutrition education to food stamp recipients through the ESNY Plan in an amount not to exceed \$151,190 for the period from October 1, 2013 through September 30, 2014; and

WHEREAS, No County tax dollars (NCTD) are required for the agreement with CCERC; and

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

WHEREAS, The 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 agreement in excess of \$100,000 with Cornell Cooperative Extension of Rockland County (CCERC), 10 Patriot Hills Drive, Stony Point, New York 10980 to provide nutrition education to food stamp recipients through the Eat Smart New York (ESNY) Plan in an amount not to exceed \$151,190 for the period from October 1, 2013 through September 30, 2014, and authorizes its execution 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 the agreement with CCERC.

BB:lo
2014-00654
4/9/14

Introduced by:

Referral No. 2973

**RESOLUTION NO. OF 2014
APPROVING AN ADDENDUM TO LEASE AGREEMENT
WITH LEXINGTON CENTER FOR RECOVERY, INC.
TO LEASE THE PROPERTY LOCATED AT
DR. ROBERT L. YEAGER HEALTH CENTER, BUILDING D,
SECOND FLOOR, SANATORIUM ROAD, POMONA, NEW YORK
FOR USE AS AN OPIOID TREATMENT PROGRAM
AND TO PAY RENT TO THE COUNTY
IN THE AMOUNT OF \$6,933.34 PER MONTH
FOR A TOTAL AMOUNT NOT TO EXCEED \$83,200.08 [NCTD]
FOR THE PERIOD FROM JANUARY 1, 2014 THROUGH DECEMBER 31, 2014
AND FOR A TOTAL AMOUNT NOT TO EXCEED \$131,040.12
FOR THE FULL PERIOD FROM JUNE 3, 2013 THROUGH DECEMBER 31, 2014
AND AUTHORIZING THE COUNTY EXECUTIVE
TO EXECUTE THE ADDENDUM TO LEASE AGREEMENT
[DEPARTMENT OF MENTAL HEALTH]
(\$131,040.12)**

WHEREAS, By Resolution 214 of 2013, the Legislature of Rockland County approved a Lease Agreement with Lexington Center for Recovery, Inc. ("Lexington"), 116 Radio Circle, Mount Kisco, New York 10549, to lease the property located at Robert L. Yeager Health Center, Building D, Second Floor, Sanatorium Road, Pomona, New York, for use as an Opioid Treatment Program in the amount of \$6,933.34 per month for a total amount not to exceed \$55,466.72 for the period from May 1, 2013 through December 31, 2013; and

WHEREAS, On or about June 7, 2013, the County executed a Lease Agreement with Lexington in the amount of \$6,933.34 per month for a total amount not to exceed \$47,840.04 for the period from June 3, 2013 through December 31, 2013; and

WHEREAS, The Commissioner of the Department of Mental Health recommends to the County Executive and the Legislature of Rockland County that the County enter into an Addendum to Lease Agreement with Lexington for the period from January 1, 2014 through December 31, 2014, pursuant to which Lexington will pay rent to the County in the amount of \$6,933.34 per month for a total amount not to exceed \$83,200.08, and for a total amount not to exceed \$131,040.12 for the full period from June 3, 2013 through December 31, 2014; and

WHEREAS, The Real Property Tax Officer has advised that the base rental rate for this space is reasonable in comparison to market rental rates in the area; and

WHEREAS, Since the County currently is evaluating the sale of Summit Park Hospital and Summit Park Nursing Care Center, the County reserves the right to cancel the Lease Agreement upon thirty (30) days written notice; and

WHEREAS, New York County Law § 215(3) requires the Legislature of Rockland County to approve all lease agreements entered into by the County; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County tax dollars [NCTD]; and

WHEREAS, The 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 Addendum to Lease Agreement with Lexington Center for Recovery, Inc., 116 Radio Circle, Mount Kisco, New York 10549, to lease the property located at Robert L. Yeager Health Center, Building D, Second Floor, Sanatorium Road, Pomona, New York, for use as an Opioid Treatment Program in the amount of \$6,933.34 per month for a total amount not to exceed \$83,200.08 for the period from January 1, 2014 through December 31, 2014, and for a total amount not to exceed \$131,040.12 for the full period from June 3, 2013 through December 31, 2014, and hereby authorizes the County Executive to execute the Addendum to Lease Agreement on behalf of the County, subject to the approval of the County Attorney; and be it further

RESOLVED, That the adoption of this resolution does not involve the expenditure of any County tax dollars [NCTD].

BB:lo
2013-05369
4/1/14

DRAFT

Introduced by:

Referral No.

8281

**RESOLUTION NO. OF 2014
APPROVING A LEASE AGREEMENT WITH
26 NEW MAIN LLC
FOR CLINIC/SERVICES FOR THE WOMEN, INFANT AND CHILDREN (WIC)
PROGRAM FOR A TWO (2) YEAR TERM FOR THE PERIOD
FROM APRIL 15, 2014 THROUGH APRIL 14, 2016
WITH AN OPTION TO RENEW FOR AN ADDITIONAL TWO (2) YEAR TERM
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF HEALTH]
(\$37,394)**

WHEREAS, The Department of Health receives grant funds from the New York State Department of State to maintain the County's Women, Infants and Children (WIC) Program which provides services at an off-site clinic located at 26 New Main Street, Haverstraw, New York; and

WHEREAS, The County has been providing clinic services in accordance with prior lease agreements at these premises since 1995; and

WHEREAS, The current lease agreement for the off-site clinic with 26 New Main LLC, 4 Laurel Road, New City, New York expires on April 14, 2014; and

WHEREAS, The Commissioner of Health requests that the County Executive and Legislature of Rockland County approve a lease agreement with 26 New Main LLC, 4 Laurel Road, New City, New York for clinic services for the Women, Infant and Children (WIC) Program for two (2) year for the period from April 15, 2014 through April 14, 2016 with an option to renew for an additional two (2) year term; and

WHEREAS, The proposed annual rent for the approximate 1,030 square foot premises located at 26 New Main Street, Haverstraw, New York, is \$18,697; and

WHEREAS, The Real Property Tax Officer has determined that the proposed annual rent for the premises is consistent with fair market value; and

WHEREAS, County Law §215 authorizes the Legislature of Rockland County to approve all lease agreements entered into by the County of Rockland; and

WHEREAS, Sufficient grant funds has been provided in the 2014 Budget of the Department of Health – WIC Grant Program and is contingent upon 2015 and 2016 budget appropriations; and

DRAFT

WHEREAS, The Committees of the Legislature have met, considered and approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County approves a lease agreement with 26 New Main LLC, 4 Laurel Road, New City, New York for clinic services for the Women, Infant and Children (WIC) Program for two (2) year for the period from April 15, 2014 through April 14, 2016 with an option to renew for an additional two (2) year term, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient grant funds has been provided in the 2014 Budget of the Department of Health – WIC Grant Program and is contingent upon 2015 and 2016 budget appropriations.

TS: lo
2014-01035
4/1/14

DRAFT

RESOLUTION NO. OF 2014
APPROVING A THIRD AMENDMENT AND EXTENSION TO AGREEMENT
IN EXCESS OF \$100,000
WITH NATIONAL MEDICAL SERVICES, INC. D/B/A NMS LABS
FOR FORENSIC TOXICOLOGY SERVICES FOR
THE OFFICE OF THE CHIEF MEDICAL EXAMINER UNDER RFP-RC-2011-006
IN AN ADDITIONAL AMOUNT OF \$34,000
FOR THE PERIOD FROM MAY 1, 2014 THROUGH APRIL 30, 2015
AND EXTENDING THE TERM FROM MAY 1, 2011 THROUGH APRIL 30, 2015
IN AN AMOUNT NOT TO EXCEED \$130,282 AND AUTHORIZING ALL PURCHASES
TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
(\$130,282)

WHEREAS, The Director of Purchasing advertised for proposals for forensic toxicology services for the Office of the Chief Medical Examiner under RFP-RC-2011-006 for the period from May 1, 2011 through April 30, 2012 with an option to renew for four one (1) year terms; and

WHEREAS, On April 29, 2011, the Director of Purchasing notified the County Executive, Chairwoman of the Legislature and County Attorney that he awarded RFP-RC-2011-006 and that upon completion of the initial contract term, the County may decide to exercise its right to renew for an additional four one year term(s) and if additional contract options are exercised, it may be necessary for a legislative resolution approving purchases in excess of \$100,000 may be required; and

WHEREAS, On June 14, 2011, the County entered into an agreement with National Medical Services, Inc. d/b/a NMS Labs, 3701 Welsh Road, Willow Grove, PA 19090 to provide forensic toxicology services for the Office of the Medical Examiner in accordance with RFP-RC-2011-006 in the amount of \$60,282 for the period from May 1, 2011 through April 30, 2012; and

WHEREAS, By letter dated May 15, 2012, the County entered into a first amendment and extension to the agreement with NMS Labs for an additional amount of \$20,000 and extended the term to April 30, 2013 for a total amount not to exceed \$80,282 for the period from May 1, 2011 through April 30, 2013; and

WHEREAS, By letter dated May 13, 2013, the County entered into a second amendment and extension to the agreement with NMS Labs for an additional amount of \$16,000 and extended the term to April 30, 2014 for a total amount not to exceed \$96,282 for the period from May 1, 2011 through April 30, 2014; and

DRAFT

WHEREAS, NMS Labs has agreed to renew the agreement at current contract prices; and

WHEREAS, The Consumer Price Index – All Urban Consumers increased by 1.6% for the previous twelve months and renewing this contract at the current contract prices provides an estimated annual savings of \$544.00 to the County; and

WHEREAS, The Director of Purchasing and the Chief Medical Examiner request that the County Executive and Legislature of Rockland County approve a third amendment and extension to the agreement with National Medical Services, Inc. d/b/a NMS Labs, 3701 Welsh Road, Willow Grove, PA 19090 to provide forensic toxicology services for the Office of the Chief Medical Examiner, in the additional amount of \$34,000 and extending the term from April 30, 2014 to April 30, 2015 for a total amount not to exceed \$130,282 for the period from May 1, 2011 through April 30, 2015; and

WHEREAS, All purchases shall be made by formal blanket purchase orders under a price agreement encumbering the funds in advance of the services provided; and

WHEREAS, Sufficient funding for this agreement exists in 2014 Approved Budget of the Department of Health and is contingent upon approval of the 2015 budget for the department; 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 Committee of the Legislature has met, considered and unanimously approved this resolution; now, therefore, be it

RESOLVED, That the Legislature of Rockland County approves a third amendment and extension to the agreement with National Medical Services, Inc. d/b/a NMS Labs, 3701 Welsh Road, Willow Grove, PA 19090 to provide forensic toxicology services for the Office of the Chief Medical Examiner, in the additional amount of \$34,000 and extending the term from April 30, 2014 to April 30, 2015 for a total amount not to exceed \$130,282 for the period from May 1, 2011 through April 30, 2015, and authorizes all purchases to be made by formal purchase order, subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That sufficient funding for this agreement exists in 2014 Approved Budget of the Department of Health and is contingent upon approval of the 2015 budget for the department.

TS: lo
2014-01071
4/1/14
rev. 4/24/14

Introduced by:

Referral No. 7099

DRAFT

**RESOLUTION NO. OF 2014
APPROVING ACCEPTANCE OF FUNDS
IN THE AMOUNT OF \$38,250 (NCTD)
WITH THE U.S. DEPARTMENT OF
HOUSING AND URBAN DEVELOPMENT (HUD)
FOR THE COUNTY'S FAIR HOUSING PROGRAM
FOR THE PERIOD OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013
AND RATIFYING ITS EXECUTION BY THE COUNTY EXECUTIVE
(COMMISSION ON HUMAN RIGHTS)
(\$38,250)**

WHEREAS, The County Executive and the Legislature of Rockland County have been advised that the Rockland County Commission on Human Rights has been awarded funds in the amount of \$38,250 pursuant to a Cooperative Agreement with the U.S. Department of Housing and Urban Development (HUD Assistance Instrument No. FF202K132001), for Federal Fiscal Year 2013, (October 1, 2012 through September 30, 2013), for the County's fair housing program, which supports the County's fair housing efforts and provides incentive funds to expand the Fair Housing Board's complaint processing, training, administrative costs, special enforcement efforts, and partnership initiative; and

WHEREAS, On January 21, 2014, the County Executive executed the Cooperative Agreement on behalf of the County; and

WHEREAS, Attachment "D" ("Rollover of Funds") of the Cooperative Agreement explicitly permits the Rockland County Commission on Human Rights to "rollover" the funds awarded by the Cooperative Agreement "to one or more successive fiscal years, if the monies continued to be utilized for the purposes agreed to in this cooperative agreement, i.e., for furtherance of fair housing within the County of Rockland;" and

WHEREAS, The County's fair housing program will provide funds to train staff, attorneys, volunteers, and board members; to support partnerships with outside agencies to fulfill the HUD requirement of promoting fair housing in Rockland County; to conduct educational programs; and to advertise the fair housing program to eliminate/minimize housing discrimination; and

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

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

WHEREAS, The _____ 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 acceptance of federal funds in the amount of \$38,250 pursuant to a Cooperative Agreement with the U.S. Department of Housing and Urban Development (HUD Assistance Instrument No. FF202K132001), for Federal Fiscal Year 2013 (October 1, 2012 through September 30, 2013), for the County's fair housing program, which supports the County's fair housing efforts and provides incentive funds to expand the Fair Housing Board's complaint processing, training, administrative costs, special enforcement efforts, and partnership initiative; and be it further

RESOLVED, That the Legislature of Rockland County hereby ratifies the execution of the Cooperative Agreement by the County Executive; and be it further

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

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

GENERAL FUND - 2014

Increase Approp. Acct. (Credit):

A-HRC-8040-GR06-E6600	Appropriation Reserve	38,250
-----------------------	-----------------------	--------

Increase Est. Rev. Acct. (Debit):

A-HRC-8040-GR06-R4980	Home & Community Services Grant(s)	38,250
-----------------------	------------------------------------	--------

VWJ:lo
2014-00284
3/12/14

DRAFT

Introduced by:
Hon. Aney Paul, Sponsor

Referral No. 8142
, 2014

RESOLUTION NO. OF 2014
URGING THE NEW YORK STATE ASSEMBLY TO PASS BILL
A.8311 – THE STATE LEGISLATION FOR INAPPROPRIATE
EXPOSURE (SLFIE) ACT – AN ACT TO AMEND THE PENAL LAW
TO CREATE THE CRIMES OF REVENGE EXPOSURE IN THE
THIRD, SECOND AND FIRST DEGREE

WHEREAS, "revenge porn" is a growing problem for young people in our society and has been a cause for mental anguish and a significant number of teen suicides; and

WHEREAS, "revenge porn" is when former partners provide to internet websites pictures and videos, whether obtained legally or illegally, and feature compromising depictions of the victims, sometimes accompanied by disparaging descriptions and identifying details; and

WHEREAS, often these pictures and videos are shown on public websites or in settings where the victims live and work, as can include links to the victims' Facebook pages; and

WHEREAS, posting these picture and videos on-line can severely damage the victims' reputations and emotional/mental health, and can result in extensive negative effects on their personal and professional lives; and

WHEREAS, current New York law only criminalizes the distribution of photos or videos taken without the subject's consent; and

WHEREAS, bill A.8311 - The State Legislation For Inappropriate Exposure (SLFIE) Act – would criminalize the non-consensual distribution of sexually explicit photographs or videos, known as "revenge porn," even if the victim consented to the initial taking of the photo or video; and

WHEREAS, the Committee has met, considered and by a vote, 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.8311, the New York State Senate to introduce and pass such legislation, and the Governor to sign such legislation – The State Legislation For Inappropriate Exposure (SLFIE) Act - an Act to amend the Penal Law to create the crimes of revenge exposure in the third, second and first degree; and be it further

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

LG3310
ELY
2/20/14



Bill No.:

Summary Actions Votes Memo Text (Printer friendly text)

A08311 Summary:

BILL NO A08311
SAME AS No same as
SPONSOR Katz
COSPNSR Tenney
MLTSPNSR Giglio

Add SS240.27, 240.28 & 240.29, Pen L

Relates to establishing the crimes of revenge exposure in the third degree, revenge exposure in the second degree and revenge exposure in the first degree.

[Go to top](#)

[Back](#)

[Bill Search & Legislative Information Home](#)

[Assembly Home](#)

[Bill / Floor Vote Search](#)

[New York State Laws](#)

[Legislative Calendar](#)

[Public Hearing Schedules](#)

[Assembly Calendars](#)

[Assembly Committee Agenda](#)

A08311 Text:

STATE OF NEW YORK

8311

2013-2014 Regular Sessions

IN ASSEMBLY

December 6, 2013

Introduced by M. of A. KATZ -- read once and referred to the Committee on Codes

AN ACT to amend the penal law, in relation to establishing the crimes of revenge exposure in the third degree, revenge exposure in the second degree and revenge exposure in the first degree

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

- 1 Section 1. This act shall be known and may be cited as the "state
- 2 legislation for inappropriate exposure (SLFIE) act".
- 3 S 2. The penal law is amended by adding a new section 240.27 to read
- 4 as follows:
- 5 S 240.27 REVENGE EXPOSURE IN THE THIRD DEGREE.
- 6 A PERSON IS GUILTY OF REVENGE EXPOSURE IN THE THIRD DEGREE WHEN HE OR
- 7 SHE KNOWINGLY DISSEMINATES, OR KNOWINGLY CAUSES TO BE DISSEMINATED A
- 8 PHOTOGRAPH, FILM, VIDEOTAPE, RECORDING, OR ANY OTHER REPRODUCTION OF AN
- 9 IMAGE THAT DEPICTS NUDITY OR ACTIONS OF A SEXUALLY EXPLICIT NATURE OF
- 10 ANOTHER IDENTIFIABLE PERSON OVER THE AGE OF EIGHTEEN WITHOUT THE CONSENT
- 11 OF THE DEPICTED INDIVIDUAL AND UNDER CIRCUMSTANCES IN WHICH THE INDIVID-
- 12 UAL HAS A REASONABLE EXPECTATION OF PRIVACY.
- 13 WHERE THE INDIVIDUAL DEPICTED IS UNDER THE AGE OF EIGHTEEN, ARTICLE
- 14 TWO HUNDRED SIXTY-THREE OF THIS PART WILL APPLY.
- 15 WHERE A PERSON WRONGFULLY TAKES, OBTAINS OR WITHHOLDS A PHOTOGRAPH OR
- 16 VIDEO THAT DEPICTS NUDITY OR ACTIONS OF A SEXUALLY EXPLICIT NATURE OF
- 17 ANOTHER IDENTIFIABLE PERSON OVER THE AGE OF EIGHTEEN, ARTICLE ONE
- 18 HUNDRED FIFTY-FIVE OF THIS PART WILL ALSO APPLY.
- 19 REVENGE EXPOSURE IN THE THIRD DEGREE IS A CLASS A MISDEMEANOR.
- 20 S 3. The penal law is amended by adding a new section 240.28 to read
- 21 as follows:
- 22 S 240.28 REVENGE EXPOSURE IN THE SECOND DEGREE.
- 23 A PERSON IS GUILTY OF REVENGE EXPOSURE IN THE SECOND DEGREE WHEN HE OR
- 24 SHE KNOWINGLY DISSEMINATES, OR KNOWINGLY CAUSES TO BE DISSEMINATED, OR

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

1 KNOWINGLY DISSEMINATES TO A THIRD PERSON WHO KNOWINGLY DISSEMINATES A
2 PHOTOGRAPH, FILM, VIDEOTAPE, RECORDING, OR ANY OTHER REPRODUCTION OF AN
3 IMAGE THAT DEPICTS NUDITY OR ACTIONS OF A SEXUALLY EXPLICIT NATURE OF
4 ANOTHER IDENTIFIABLE PERSON OVER THE AGE OF EIGHTEEN WITHOUT THE CONSENT
5 OF THE DEPICTED INDIVIDUAL, UNDER CIRCUMSTANCES IN WHICH THE INDIVIDUAL
6 HAS A REASONABLE EXPECTATION OF PRIVACY, AND WITH THE INTENT TO EITHER:

- 7 1. CAUSE SERIOUS EMOTIONAL DISTRESS; OR
- 8 2. OBTAIN A PROFIT.

9 WHERE THE INDIVIDUAL DEPICTED IS UNDER THE AGE OF EIGHTEEN, ARTICLE
10 TWO HUNDRED SIXTY-THREE OF THIS PART WILL APPLY.

11 WHERE A PERSON WRONGFULLY TAKES, OBTAINS OR WITHHOLDS A PHOTOGRAPH OR
12 VIDEO THAT DEPICTS NUDITY OR ACTIONS OF A SEXUALLY EXPLICIT NATURE OF
13 ANOTHER IDENTIFIABLE PERSON OVER THE AGE OF EIGHTEEN, ARTICLE ONE
14 HUNDRED FIFTY-FIVE OF THIS PART WILL ALSO APPLY.

15 REVENGE EXPOSURE IN THE SECOND DEGREE IS A CLASS E FELONY.

16 S 4. The penal law is amended by adding a new section 240.29 to read
17 as follows:

18 S 240.29 REVENGE EXPOSURE IN THE FIRST DEGREE.

19 A PERSON IS GUILTY OF REVENGE EXPOSURE IN THE FIRST DEGREE WHEN:

20 1. HE OR SHE COMMITS THE CRIME OF REVENGE EXPOSURE IN THE SECOND
21 DEGREE IN VIOLATION OF SECTION 240.28 OF THIS ARTICLE, AND HAS PREVIOUS-
22 LY BEEN CONVICTED OF THAT CRIME; OR

23 2. HE OR SHE COMMITS THE CRIME OF REVENGE EXPOSURE IN THE THIRD DEGREE
24 IN VIOLATION OF SECTION 240.27 OF THIS ARTICLE OR REVENGE EXPOSURE IN
25 THE SECOND DEGREE IN VIOLATION OF SECTION 240.28 OF THIS ARTICLE AND
26 RECEIVES OR OBTAINS THE PHOTOGRAPH, FILM, VIDEOTAPE, RECORDING, OR ANY
27 OTHER REPRODUCTION OF AN IMAGE WITHOUT THE CONSENT OF THE INDIVIDUAL WHO
28 HAS FIRST POSSESSION OF THE PHOTOGRAPH, FILM, VIDEOTAPE, RECORDING, OR
29 ANY OTHER REPRODUCTION.

30 REVENGE EXPOSURE IN THE FIRST DEGREE IS A CLASS D FELONY.

31 S 5. This act shall take effect on the first of November next succeed-
32 ing the date on which it shall have become a law.

Go to top