

**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, May 7, 2013 at 7:00 P.M., pursuant to the adjournment of the April 16, 2013 meeting.

Very truly yours,

Laurence O. Toole  
Clerk to the Legislature

Dated at New City, New York  
This 2<sup>nd</sup> day of May 2013

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The Legislature of Rockland County convened in regular session pursuant to adjournment of the April 16, 2013 meeting.

A Roll Call being taken (7:00 M.), the following Legislators were present and answered to their names:

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

Late: Legislator Douglas J. Jobson (7:07.M.)

Absent: Legislator John A. Murphy

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Honorable Philip Soskin, Legislator, District 7, led in the Salute to the Flag and delivered the invocation.

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**RESOLUTION NO. 222 OF 2013  
ADOPTION OF MINUTES OF LEGISLATIVE MEETING  
APRIL 3, 2013**

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

Resolved, that the transcribed minutes of the Legislative meeting of April 3, 2013, as recorded by the Clerk and presented to the Legislature, be and they are hereby adopted.

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The Chairwoman opened the public participation portion of the meeting at 7:04 p.m. and the following persons appeared and spoke:

- ❖ Chief Sullivan, Clarkstown Police, Rockland County Radio system works very well

Public Participation ended at 7:05 p.m.

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**Comments from the Chairwoman:**

Honorable Harriet D. Cornell

I want to thank all of the people in Rockland County who signed up to assist the third cancer study being run by the National Cancer Society. There are still two more dates when people can actually do the short survey. Rockland County has just about met its quota. Call 1-888-604-5888. It takes twenty-minutes of your time to answer the questions and over a period of years you may get other questionnaires. You will be helping the cause of research in prevention and treatments for cancers. Thank you all who have already participated.

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Mr. Jobson arrived at the meeting at 7:07 p.m.

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Introduced by:

Referral No. 9490

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

**RESOLUTION NO. 223 OF 2013  
 RATIFYING MEMORANDUM OF AGREEMENT BETWEEN THE  
 COUNTY OF ROCKLAND AND THE ROCKLAND ASSOCIATION OF MANAGEMENT  
 FOR THE 2013 TARGETED VOLUNTARY SEPARATION INCENTIVE PROGRAM**

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

WHEREAS, The County of Rockland and the Rockland Association of Management have been negotiating the terms and conditions of a 2013 Targeted Voluntary Separation Program, and

WHEREAS, Such negotiations resulted in a Memorandum of Agreement, attached hereto and deemed an integral part hereof, subject to ratification by the Rockland County Legislature; and

WHEREAS, the Union has agreed in writing that a 2013 Targeted Voluntary Separation Incentive Program scheduled for May-June 2013, attached hereto and deemed an integral part hereof, is acceptable; and

WHEREAS, the 2013 Targeted Voluntary Separation Incentive Program is open to all unit employees (excluding employees in Relief positions) meeting the program eligibility requirements and is identical to the 2012-2013 Memorandum of Agreement in every other respect; and

WHEREAS, The Budget and Finance Committee of this Legislature has met, considered and by a vote of nine ayes to one nay approved this resolution; now, therefore, be it

RESOLVED, That said Memorandum of Agreement is hereby ratified by the Legislature of Rockland County; and be it further

RESOLVED, that notwithstanding anything contained in this resolution or any Memorandum of Agreement, any county employee who participates in the targeted voluntary separation incentive program, may not be rehired, in any capacity, including but not limited to as a county employee, or provide services as a contractor or consultant to the County, without the express written recommendation of the County Executive and subsequent approval by resolution of the County Legislature; and be it further

RESOLVED, That the Rockland County Department of Personnel shall carry out all such administrative tasks as are required to effectuate and put into operation the terms of the Agreement; and be it further

RESOLVED, That the Commissioner of Finance of Rockland County be and he is hereby authorized to effectuate the payment of such salaries and wages, including retroactive payments, if required, as provided for by the terms of the Memorandum of Agreement.

The vote resulted as follows:

Ayes:	14	(Legislators Carey, Day, Earl, Hood, Jr., Jobson, Low-Hogan, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
Nays:	02	(Legislators Grant, Meyers)
Absent:	01	(Legislator Murphy)



**MEMORANDUM OF AGREEMENT**  
**Between**  
**COUNTY OF ROCKLAND**  
**And**  
**The ROCKLAND ASSOCIATION OF MANAGEMENT**

The County of Rockland (hereinafter "the County") and the Rockland Association of Management (hereinafter, "RAM") hereby agree to the terms and conditions of the 2013 Targeted Voluntary Separation Incentive Program for employees in their bargaining unit. This Memorandum of Agreement is subject to ratification by the Rockland County Legislature.

Unit employees who meet all of the requirements set forth herein below are eligible to participate in the 2013 Targeted Voluntary Separation Incentive Program.

The following comprises the program description and requirements of the 2013 Targeted Voluntary Separation Incentive Program:

- A) The employee must be employed on the payroll in a duly established position (excluding Relief positions), and
- B) The employee must have completed at least five years of continuous County service immediately preceding his or her date of separation, and
- C) The employee must have permanent Civil Service status, and
- D) The employee must in fact separate from County service by resignation or retirement with an effective date between June 15, 2013 and June 29, 2013 (the last day on the payroll being no later than June 28, 2013) and
- E) Unless waived by the County Executive, who has sole discretion, the electing employee must deliver an Intent to Participate Form to the Rockland County Department of Personnel on or before May 17, 2013. Upon request, Personnel will provide the calculated incentive amount in writing to the employee. Unless the employee advises the County in writing before 10:00 a.m. on May 30, 2013 that they wish to withdraw their Intent to Participate Form, it shall become irrevocable on that date. The Department of Personnel will review the employee's Intent to Participate with the Department Head, determine if the employee is eligible to participate in the Program, and notify the employee by May 28, 2013.
- F) Employees who are currently receiving a pension benefit from a New York State retirement system are not eligible to participate in the Program.
- G) The incentive benefit will be as follows: 3 months of pay. "Pay" will be defined as an employee's base hourly rate (excluding shift differential, clothing or other allowances, and overtime) on his or her date of separation, converted in Peoplesoft to a monthly rate, which will be multiplied by three.

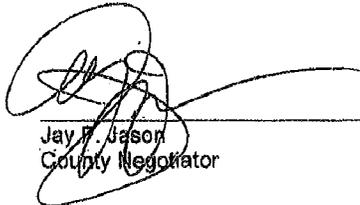
For employees who have been full-time during the entire period between November 1, 2010 and November 1, 2012, the incentive payment will be a full-time benefit. For employees who have not been full-time between November 1, 2010 and November 1, 2012, the payment will be prorated based upon the average number of regular hours (specifically "reg-like" hours) paid during that period against standard full-time hours for the position.

Employees who are not otherwise eligible to continue health insurance benefits in the County or to receive coverage elsewhere and who apply to continue their Family or Individual health insurance under COBRA will be eligible for an additional benefit of County-paid COBRA health insurance for three months.

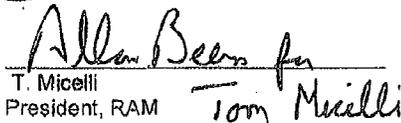
Payment of Incentive benefit(s) has no effect on other contractual or pension benefits, rights or obligations.

- H) If the County rehires an employee who separated under this program between his/her date of separation and December 31, 2016, the employee will be required to reimburse the County for the full amount of the 2013 Targeted Voluntary Separation Incentive Program payment prior to reemployment.
- I) The County Executive reserves the right in his sole discretion to reject an employee's election under this Memorandum of Agreement in order to serve the best interests of the County. In such an event the election by the employee shall be null and void.

Any and all disputes relating to the intent, interpretation and/or application of this program including, but not limited to, issues regarding qualifications, benefit entitlements and/or alleged discrimination of any type, shall not be subject to the Disputes Grievance and Arbitration procedures of the RAM collective bargaining agreement.

  
 Jay P. Jason  
 County Negotiator

4/25/13  
 Date

  
 T. Micelli  
 President, RAM

4/26/13  
 Date

**Debate:****Mr. Grant**

I move the resolution for the purpose of discussion. This came through committee five weeks ago initially; it went to the Full Legislature and was referred back to committee and heard information and the next three resolutions in committee again. I think it is important that we vote on it tonight and determine one way or another whether or not this will move forward.

I have been skeptical from the onset, because we have had three early retirement incentives prior to this. This fourth one is referred to as "targeted retirement program" in the County Executive's budget message. It is neither targeted nor a retirement program and to that extent it has been a little sketchy from the beginning. The Legislature was very concerned that it did not give the appearance of being a golden parachute. We addressed those issues in a fairly substantial way. There were two parts to the salary savings components in the budget this year. One is the traditional salary savings and how we manage our vacancies - \$3,500,000. This additional increment of salary savings related to voluntary separation incentive - \$4,100,000. The total is \$7,600,000 in savings. I think in large part those savings have become illusory to me. To suggest that we are losing \$12,000 to \$15,000 per day without challenging those assumptions I think are wrong. We are limited in how we can lay off employees this year due to contract restrictions.

I do have concerns about the equal application of this voluntary separation opportunity and whether or not we may have EEO challenges that might go with it. I am not so sure passing it guarantees the savings at all. The mere passing of this does not guarantee that the savings will be achieved. I think this is another example of a program that was initiated by the Executive branch not fully executed with zeal and zest and in cooperation with the Legislature, which is one of the reasons why there were several revisions to the Memorandums of Understanding.

I am just not comfortable with it. I am tired of voting for programs that I am not fully confident in. I am not going to vote yes for any of these four resolutions tonight. I think it is important that we move on and the Executive branch identifies where the additional savings will have to come from.

**Mr. Meyers**

I also will not be voting for any of these four. I believe that our consultants had previously told us that the previous incentive programs that we passed over the last several years did not realize any meaningful savings and in a few cases may have even cost us money. I think that the only real way to trim payroll is to target specific positions that the County can fulfill the services that we need to our residents without those positions. We had to rehire people for the positions that we had created an incentive for the previous person to leave. I also have no confidence in passing any more of these incentive programs. While some people may say that the rating agencies are watching, but they are not watching that closely and the responsibility still falls with us in taking actions that are proven not taking actions, because of vague ideas that the rating agencies may like this or that. I believe that is an abrogation of our responsibility. There has been enough abrogation of responsibility in Rockland County government. I will be voting no. Thank you.

**Mr. Jobson**

I was considering doing the same thing as Legislators Grant and Meyers. I am concerned that departments or programs will be done away with and then fifty people are out in the cold with no way to replace them and no jobs. Reluctantly I am going to vote for this tonight. Thank you.

**Mr. Carey**

I am going to support this tonight.

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Introduced by:

Referral No. 9490

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

**RESOLUTION NO. 224 OF 2013  
INCLUSION OF NON-UNION SALARIED MANAGEMENT THAT FOLLOW RAM  
(EXCLUDING RELIEF AND TEMPORARY POSITIONS)  
IN THE ROCKLAND COUNTY 2013 TARGETED VOLUNTARY  
SEPARATION INCENTIVE PROGRAM**

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

WHEREAS, It is the policy of this Legislature to provide for a consistent compensation policy for non-union employees and to ensure that non-union employees are compensated in an equitable manner and in accordance with the complexity and responsibilities of their positions; and

WHEREAS, The County of Rockland and Rockland Association of Management have negotiated the terms and conditions of a 2013 Targeted Voluntary Separation Incentive Program; and

WHEREAS, Such negotiations have resulted in a Memorandum of Agreement with said union, subject to ratification by the Rockland County Legislature; and

WHEREAS, The County wishes to open participation in the 2013 Targeted Voluntary Separation Incentive Program to non-union management that follow RAM (excluding Relief and Temporary positions) under similar terms and conditions offered to the union; and

WHEREAS, The Budget and Finance Committee of this Legislature has met, considered and by a vote of nine ayes to one nay approved this resolution; now, therefore, be it

RESOLVED, That all non-union management who meet all of the requirements set forth herein in the program description below are eligible to participate in the Rockland County 2013 Targeted Voluntary Separation Incentive Program:

- (A) The employee must be employed on the payroll in a duly established position (excluding Relief and Temporary positions), and
- (B) The employee must have completed at least five years of continuous County service immediately preceding his or her date of separation, and
- (C) The employee must in fact separate from County service by resignation or retirement with an effective date between June 15, 2013 and June 29, 2013 (the last day on the payroll being no later than June 28, 2013), and
- (D) Unless waived by the County Executive, who has sole discretion, the electing employee must deliver an Intent to Participate Form to the Rockland County Department of Personnel on or before May 17, 2013. Upon request, Personnel will provide the calculated incentive amount in writing to the employee. The Department of Personnel will review the employee's Intent to Participate with the Department Head, determine if the employee is eligible to participate in the Program, and notify the employee by May 28, 2013. Unless the employee advises the County in writing by May 30, 2013 that they wish to withdraw their Intent to Participate Form, it shall become irrevocable on that date, and
- (E) Employees who are currently receiving a pension benefit from a New York State retirement system are not eligible to participate in the program, and

- (F) The incentive benefit will be as follows: 3 months of pay. "Pay" will be defined as an employee's base hourly rate (excluding shift differential, clothing or other allowances, and overtime) on his or her date of separation, converted in Peoplesoft to a monthly rate, which will be multiplied by three, and

For employees who have been full-time during the entire period between November 1, 2010 and November 1, 2012, the incentive payment will be a full-time benefit. For employees who have not been full-time between November 1, 2010 and November 1, 2012, the payment will be prorated based upon the average number of regular hours (specifically, "reg-like" hours) paid during that period against standard full-time hours for the position, and

Employees who are not otherwise eligible to continue health insurance benefits in the County or to receive coverage elsewhere and who apply to continue their Family or Individual health insurance under COBRA will be eligible for an additional benefit of County-paid COBRA health insurance for three months, and

Payment of incentive benefit(s) has no effect on other contractual or pension benefits, rights, or obligations, and

- (G) If the County rehires an employee who separated under this Program between his/her date of separation and December 31, 2016, the employee will be required to reimburse the County for the full amount of the 2013 Targeted Voluntary Separation Incentive Program payment prior to reemployment, and

- (H) The County Executive reserves the right in his sole discretion to reject an employee's election under this Memorandum of Agreement in order to serve the best interests of the County. In such an event the election by the employee shall be null and void, and be it further

RESOLVED, that notwithstanding anything contained in this resolution or any Memorandum of Agreement, any county employee who participates in the targeted voluntary separation incentive program, may not be rehired, in any capacity, including but not limited to as a county employee, or provide services as a contractor or consultant to the County, without the express written recommendation of the County Executive and subsequent approval by resolution of the County Legislature; and be it further

RESOLVED, That the Rockland County Department of Personnel shall carry out all such administrative tasks as are required to effectuate and put into operation the terms of said inclusion of said non-union management employees in this Program; and be it further

RESOLVED, That the Commissioner of Finance of Rockland County be and he is hereby authorized to effectuate the payment of such incentive payments and benefits, as provided for by the terms of the 2013 Targeted Voluntary Separation Incentive Program.

The vote resulted as follows:

Ayes:	14	(Legislators Carey, Day, Earl, Hood, Jr., Jobson, Low-Hogan, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
Nays:	02	(Legislators Grant, Meyers)
Absent:	01	(Legislator Murphy)

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**MEMORANDUM OF AGREEMENT**  
**Between**  
**COUNTY OF ROCKLAND**  
**And**  
**The ROCKLAND ASSOCIATION OF MANAGEMENT**

The County of Rockland (hereinafter "the County") and the Rockland Association of Management (hereinafter, "RAM") hereby agree to the terms and conditions of the 2013 Targeted Voluntary Separation Incentive Program for employees in their bargaining unit. This Memorandum of Agreement is subject to ratification by the Rockland County Legislature.

Unit employees who meet all of the requirements set forth herein below are eligible to participate in the 2013 Targeted Voluntary Separation Incentive Program.

The following comprises the program description and requirements of the 2013 Targeted Voluntary Separation Incentive Program:

- A) The employee must be employed on the payroll in a duly established position (excluding Relief positions), and
- B) The employee must have completed at least five years of continuous County service immediately preceding his or her date of separation, and
- C) The employee must have permanent Civil Service status, and
- D) The employee must in fact separate from County service by resignation or retirement with an effective date between June 15, 2013 and June 29, 2013 (the last day on the payroll being no later than June 28, 2013) and
- E) Unless waived by the County Executive, who has sole discretion, the electing employee must deliver an Intent to Participate Form to the Rockland County Department of Personnel on or before May 17, 2013. Upon request, Personnel will provide the calculated incentive amount in writing to the employee. Unless the employee advises the County in writing before 10:00 a.m. on May 30, 2013 that they wish to withdraw their Intent to Participate Form, it shall become irrevocable on that date. The Department of Personnel will review the employee's Intent to Participate with the Department Head, determine if the employee is eligible to participate in the Program, and notify the employee by May 28, 2013.
- F) Employees who are currently receiving a pension benefit from a New York State retirement system are not eligible to participate in the Program.
- G) The incentive benefit will be as follows: 3 months of pay. "Pay" will be defined as an employee's base hourly rate (excluding shift differential, clothing or other allowances, and overtime) on his or her date of separation, converted in Peoplesoft to a monthly rate, which will be multiplied by three.

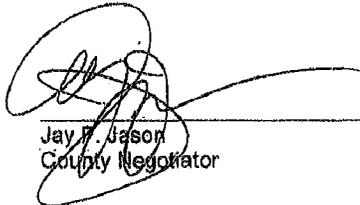
For employees who have been full-time during the entire period between November 1, 2010 and November 1, 2012, the incentive payment will be a full-time benefit. For employees who have not been full-time between November 1, 2010 and November 1, 2012, the payment will be prorated based upon the average number of regular hours (specifically "reg-like" hours) paid during that period against standard full-time hours for the position.

Employees who are not otherwise eligible to continue health insurance benefits in the County or to receive coverage elsewhere and who apply to continue their Family or Individual health insurance under COBRA will be eligible for an additional benefit of County-paid COBRA health insurance for three months.

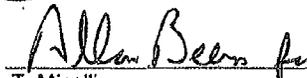
Payment of Incentive benefit(s) has no effect on other contractual or pension benefits, rights or obligations.

- H) If the County rehires an employee who separated under this program between his/her date of separation and December 31, 2016, the employee will be required to reimburse the County for the full amount of the 2013 Targeted Voluntary Separation Incentive Program payment prior to reemployment.
- I) The County Executive reserves the right in his sole discretion to reject an employee's election under this Memorandum of Agreement in order to serve the best interests of the County. In such an event the election by the employee shall be null and void.

Any and all disputes relating to the intent, interpretation and/or application of this program including, but not limited to, issues regarding qualifications, benefit entitlements and/or alleged discrimination of any type, shall not be subject to the Disputes Grievance and Arbitration procedures of the RAM collective bargaining agreement.

  
 Jay P. Jason  
 County Negotiator

4/25/13  
 Date

  
 T. Micelli  
 President, RAM

*Tom Micelli*

4/26/13  
 Date

Introduced by:

Referral No. 9490

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

**RESOLUTION NO. 225 OF 2013  
 RATIFYING MEMORANDUM OF AGREEMENT  
 BETWEEN THE COUNTY OF ROCKLAND  
 AND THE CIVIL SERVICE EMPLOYEES ASSOCIATION,  
 ROCKLAND COUNTY LOCAL 844,  
 FOR THE 2013 TARGETED VOLUNTARY  
 SEPARATION INCENTIVE PROGRAM**

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

WHEREAS, The County of Rockland and the Civil Service Employees Association, Rockland County Local 844, have been negotiating the terms and conditions of a 2013 Targeted Voluntary Separation Program, and

WHEREAS, Such negotiations have resulted in a Memorandum of Agreement, attached hereto and deemed an integral part hereof, subject to ratification by the Rockland County Legislature; and

WHEREAS, the 2013 Targeted Voluntary Separation Incentive Program is open to all unit employees (excluding employees in Relief positions) meeting the program eligibility requirements; and

WHEREAS, The Budget and Finance Committee of this Legislature has met, considered and by a vote of nine ayes to one nay approved this resolution; now, therefore, be it

RESOLVED, That said Final Settlement Memorandum of Agreement is hereby ratified by the Legislature of Rockland County; and be it further

RESOLVED, That said Memorandum of Agreement is hereby ratified by the Legislature of Rockland County; and be it further

RESOLVED, that notwithstanding anything contained in this resolution or any Memorandum of Agreement, any county employee who participates in the targeted voluntary separation incentive program, may not be rehired, in any capacity, including but not limited to as a county employee, or provide services as a contractor or consultant to the County, without the express written recommendation of the County Executive and subsequent approval by resolution of the County Legislature; and be it further

RESOLVED, That the Rockland County Department of Personnel shall carry out all such administrative tasks as are required to effectuate and put into operation the terms of the Agreement; and be it further

RESOLVED, That the Commissioner of Finance of Rockland County be and he is hereby authorized to effectuate the payment of such salaries and wages, including retroactive payments, if required, as provided for by the terms of the Memorandum of Agreement.

The vote resulted as follows:

- Ayes: 14 (Legislators Carey, Day, Earl, Hood, Jr., Jobson, Low-Hogan, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
- Nays: 02 (Legislators Grant, Meyers)
- Absent: 01 (Legislator Murphy)



**MEMORANDUM OF AGREEMENT**  
**Between**  
**COUNTY OF ROCKLAND**  
**And**  
**The CIVIL SERVICE EMPLOYEES ASSOCIATION**  
**Rockland County Local 844**

The County of Rockland (hereinafter "the County") and the Civil Service Employees Association, Rockland County Local 844, (hereinafter, "CSEA") hereby agree to the terms and conditions of the 2013 Targeted Voluntary Separation Incentive Program for employees in their bargaining unit. This Memorandum of Agreement is subject to ratification by the Rockland County Legislature.

Unit employees who meet all of the requirements set forth herein below are eligible to participate in the 2013 Targeted Voluntary Separation Incentive Program. The following comprises the program description and requirements of the 2013 Targeted Voluntary Separation Incentive Program:

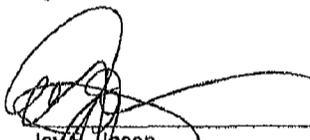
- A) The employee must be employed on the payroll in a duly established position (excluding Relief positions), and
- B) The employee must have completed at least five years of continuous County service immediately preceding his or her date of separation, and
- C) The employee must have permanent Civil Service status, and
- D) The employee must in fact separate from County service by resignation or retirement with an effective date between June 15, 2013 and June 29, 2013 (the last day on the payroll being no later than June 28, 2013) and
- E) Unless waived by the County Executive, who has sole discretion, the electing employee must deliver an Intent to Participate Form to the Rockland County Department of Personnel on or before May 17, 2013. Upon request, Personnel will provide the calculated incentive amount in writing to the employee. The Department of Personnel will review the employee's Intent to Participate with the Department Head, determine if the employee is eligible to participate in the Program, and notify the employee by May 28, 2013. Unless the employee advises the County in writing before May 30, 2013 that they wish to withdraw their Intent to Participate Form, it shall become irrevocable on that date.
- F) Employees who are currently receiving a pension benefit from a New York State retirement system are not eligible to participate in the Program.
- G) The incentive benefit will be as follows: three months of pay. "Pay" will be defined as an employee's base hourly rate (excluding shift differential, clothing or other allowances, and overtime) on his or her date of separation, converted in Peoplesoft to a monthly rate, which will be multiplied by three.

For employees who have been full-time during the entire period between November 1, 2010 and November 1, 2012, the incentive payment will be a full-time benefit. For employees who have not been full-time between November 1, 2010 and November 1, 2012, the payment will be prorated based upon the average number of regular hours (specifically "reg-like" hours) paid during that period against standard full-time hours for the position.

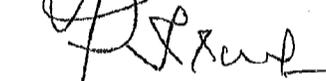
Employees who are not otherwise eligible to continue health insurance benefits in the County or to receive coverage elsewhere and who apply to continue their Family or Individual health insurance under COBRA will be eligible for an additional benefit of County-paid COBRA health insurance for three months.

- H) If the County rehires an employee who separated under this program between his/her date of separation and December 31, 2016, the employee will be required to reimburse the County for the full amount of the 2013 Targeted Voluntary Separation Incentive Program payment prior to reemployment.
- I) The County Executive reserves the right in his sole discretion to reject an employee's election under this Memorandum of Agreement in order to serve the best interests of the County.
- J) Except as provided in (I) above, no eligible unit member can be denied participation in this program.

Any and all disputes relating to the intent, interpretation and/or application of this program including, but not limited to, issues regarding qualifications, benefit entitlements and/or alleged discrimination of any type, shall not be subject to the Disputes Grievance and Arbitration procedures of the CSEA collective bargaining agreement.

  
 Jay H. Jason  
 County Negotiator

4/25/13  
 Date

  
 P.T. Thomas  
 President, CSEA

4/26/2013  
 Date

  
 L. Sparber  
 CSEA

4/26/13  
 Date

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Introduced by:

Referral No. 9490

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

**RESOLUTION NO. 226 OF 2013  
 INCLUSION OF NON-UNION NON-MANAGEMENT  
 (EXCLUDING RELIEF AND TEMPORARY POSITIONS)  
 IN THE ROCKLAND COUNTY  
 2013 TARGETED VOLUNTARY SEPARATION  
 INCENTIVE PROGRAM**

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

WHEREAS, It is the policy of this Legislature to provide for a consistent compensation policy for non-union employees and to ensure that non-union employees are compensated in an equitable manner and in accordance with the complexity and responsibilities of their positions; and

WHEREAS, The County of Rockland and the Civil Service Employees Association, Rockland County Local 844, have negotiated the terms and conditions of a 2013 Targeted Voluntary Separation Incentive Program; and

WHEREAS, Such negotiations have resulted in a Memorandum of Agreement with said union, subject to ratification by the Rockland County Legislature; and

WHEREAS, The County wishes to open participation in the 2013 Targeted Voluntary Separation Incentive Program to non-union non-management employees (excluding Relief and Temporary positions) under similar conditions offered to the union; and

WHEREAS, The Budget and Finance Committee of this Legislature has met, considered and by a vote of nine ayes to one nay approved this resolution; now, therefore, be it

RESOLVED, That all non-union non-management employees who meet all of the requirements set forth herein in the program description below are eligible to participate in the Rockland County 2013 Targeted Voluntary Separation Incentive Program:

- (H) The employee must be employed on the payroll in a duly established position (excluding Relief and Temporary positions), and
- (I) The employee must have completed at least five years of continuous County service immediately preceding his or her date of separation, and
- (J) The employee must in fact separate from County service by resignation or retirement with an effective date between June 15, 2013 and June 29, 2013 (the last day on the payroll being no later than June 28, 2013), and
- (K) Unless waived by the County Executive, who has sole discretion, the electing employee must deliver an Intent to Participate Form to the Rockland County Department of Personnel on or before May 17, 2013. Upon request, Personnel will provide the calculated incentive amount in writing to the employee. The Department of Personnel will review the employee's Intent to Participate with the Department Head, determine if the employee is eligible to participate in the Program, and notify the employee by May 28, 2013. Unless the employee advises the County in writing before May 30, 2013 that they wish to withdraw their Intent to Participate Form, it shall become irrevocable on that date, and

(L) Employees who are currently receiving a pension benefit from a New York State retirement system are not eligible to participate in the program, and

(M) The incentive benefit will be as follows: 3 months of pay. "Pay" will be defined as an employee's base hourly rate (excluding shift differential, clothing or other allowances, and overtime) on his or her date of separation, converted in Peoplesoft to a monthly rate, which will be multiplied by three, and

For employees who have been full-time during the entire period between November 1, 2010 and November 1, 2012, the incentive payment will be a full-time benefit. For employees who have not been full-time between November 1, 2010 and November 1, 2012, the payment will be prorated based upon the average number of regular hours (specifically, "reg-like" hours) paid during that period against standard full-time hours for the position, and

Employees who are not otherwise eligible to continue health insurance benefits in the County or to receive coverage elsewhere and who apply to continue their Family or Individual health insurance under COBRA will be eligible for an additional benefit of County-paid COBRA health insurance for three months, and

(N) If the County rehires an employee who separated under this Program between his/her date of separation and December 31, 2016, the employee will be required to reimburse the County for the full amount of the 2013 Targeted Voluntary Separation Incentive Program payment prior to reemployment, and

(H) The County Executive reserves the right in his sole discretion to reject an employee's election under this Memorandum of Agreement in order to serve the best interests of the County, and

(I) Except as provided in (H) above, no eligible employee can be denied participation in this program, and be it further

RESOLVED, that notwithstanding anything contained in this resolution or any Memorandum of Agreement, any county employee who participates in the targeted voluntary separation incentive program, may not be rehired, in any capacity, including but not limited to as a county employee, or provide services as a contractor or consultant to the County, without the express written recommendation of the County Executive and subsequent approval by resolution of the County Legislature; and be it further

RESOLVED, That the Rockland County Department of Personnel shall carry out all such administrative tasks as are required to effectuate and put into operation the terms of said inclusion of said non-union non-management employees in this Program; and be it further

RESOLVED, That the Commissioner of Finance of Rockland County be and he is hereby authorized to effectuate the payment of such incentive payments and benefits, as provided for by the terms of the 2013 Targeted Voluntary Separation Incentive Program.

The vote resulted as follows:

Ayes:	14	(Legislators Carey, Day, Earl, Hood, Jr., Jobson, Low-Hogan, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
Nays:	02	(Legislators Grant, Meyers)
Absent:	01	(Legislator Murphy)

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**MEMORANDUM OF AGREEMENT**  
**Between**  
**COUNTY OF ROCKLAND**  
**And**  
**The CIVIL SERVICE EMPLOYEES ASSOCIATION**  
**Rockland County Local 844**

The County of Rockland (hereinafter "the County") and the Civil Service Employees Association, Rockland County Local 844, (hereinafter, "CSEA") hereby agree to the terms and conditions of the 2013 Targeted Voluntary Separation Incentive Program for employees in their bargaining unit. This Memorandum of Agreement is subject to ratification by the Rockland County Legislature.

Unit employees who meet all of the requirements set forth herein below are eligible to participate in the 2013 Targeted Voluntary Separation Incentive Program. The following comprises the program description and requirements of the 2013 Targeted Voluntary Separation Incentive Program:

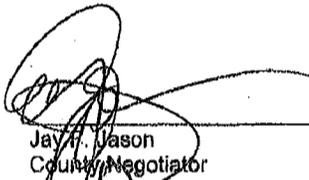
- A) The employee must be employed on the payroll in a duly established position (excluding Relief positions), and
- B) The employee must have completed at least five years of continuous County service immediately preceding his or her date of separation, and
- C) The employee must have permanent Civil Service status, and
- D) The employee must in fact separate from County service by resignation or retirement with an effective date between June 15, 2013 and June 29, 2013 (the last day on the payroll being no later than June 28, 2013) and
- E) Unless waived by the County Executive, who has sole discretion, the electing employee must deliver an Intent to Participate Form to the Rockland County Department of Personnel on or before May 17, 2013. Upon request, Personnel will provide the calculated incentive amount in writing to the employee. The Department of Personnel will review the employee's Intent to Participate with the Department Head, determine if the employee is eligible to participate in the Program, and notify the employee by May 28, 2013. Unless the employee advises the County in writing before May 30, 2013 that they wish to withdraw their Intent to Participate Form, it shall become irrevocable on that date.
- F) Employees who are currently receiving a pension benefit from a New York State retirement system are not eligible to participate in the Program.
- G) The incentive benefit will be as follows: three months of pay. "Pay" will be defined as an employee's base hourly rate (excluding shift differential, clothing or other allowances, and overtime) on his or her date of separation, converted in Peoplesoft to a monthly rate, which will be multiplied by three.

For employees who have been full-time during the entire period between November 1, 2010 and November 1, 2012, the incentive payment will be a full-time benefit. For employees who have not been full-time between November 1, 2010 and November 1, 2012, the payment will be prorated based upon the average number of regular hours (specifically "reg-like" hours) paid during that period against standard full-time hours for the position.

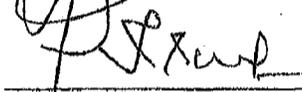
Employees who are not otherwise eligible to continue health insurance benefits in the County or to receive coverage elsewhere and who apply to continue their Family or Individual health insurance under COBRA will be eligible for an additional benefit of County-paid COBRA health insurance for three months.

- H) If the County rehires an employee who separated under this program between his/her date of separation and December 31, 2016, the employee will be required to reimburse the County for the full amount of the 2013 Targeted Voluntary Separation Incentive Program payment prior to reemployment.
- I) The County Executive reserves the right in his sole discretion to reject an employee's election under this Memorandum of Agreement in order to serve the best interests of the County.
- J) Except as provided in (I) above, no eligible unit member can be denied participation in this program.

Any and all disputes relating to the intent, interpretation and/or application of this program including, but not limited to, issues regarding qualifications, benefit entitlements and/or alleged discrimination of any type, shall not be subject to the Disputes Grievance and Arbitration procedures of the CSEA collective bargaining agreement.

  
 Jay H. Jason  
 County Negotiator

4/25/13  
 Date

  
 P.T. Thomas  
 President, CSEA

4/26/2013  
 Date

  
 L. Sparber  
 CSEA

4/26/13  
 Date

Introduced by:

Referral No. 7621

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

**RESOLUTION NO. 227 OF 2013  
 URGING THE UNITED STATES CONGRESS TO PASS SENATE BILL S. 84  
 AND HOUSE OF REPRESENTATIVES BILL H.R. 377  
 THE PAYCHECK FAIRNESS ACT OF 2013**

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

WHEREAS, women nationwide are currently earning only 77¢, on average for every dollar earned by men, resulting in a yearly gap of \$11,084 between full-time working men and women; and

WHEREAS, according to the U.S. Census Bureau, the disparity exists in all 50 states as well as the 50 largest metropolitan areas in the country; and

WHEREAS, according to the Institute for Women's Policy Research, the wage gap is even greater for minority women, with African American women earning 69¢ and Hispanic women earning 60¢ for each dollar earned by men; and

WHEREAS, "Equal pay for equal work" cannot just be a slogan – equal pay for men and women must be a reality; and

WHEREAS, provisions of the Paycheck Fairness Act include:

- 1) Requiring employers to demonstrate that wage differentials are based on factors other than sex;
- 2) Prohibiting retaliation against workers who inquire about their employers' wage practices or disclose their own wages;
- 3) Permitting reasonable comparisons between employees within clearly defined geographical areas to determine fair wages;
- 4) Strengthening penalties for equal pay violations;
- 5) Directing the Department of Labor to assist employers and collect wage-related data; and
- 6) Authorizing additional training for Equal Employment Opportunity Commission staff to better identify and handle wage disputes;

and

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

RESOLVED, The Rockland County Legislature hereby urges the United States Congress to pass Senate Bill S. 84 and House of Representatives Bill H.R. 377 – The Paycheck Fairness Act, and urges the President of the United States to sign such legislation; 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.

**Debate:**

Mr. Schoenberger

There should be equal pay for all people regardless of their race, regardless of their gender, regardless of anything else. People doing the same kind of work should be paid fairly and equally across the board and that is why I sponsored this and why I am asking everybody to vote for this. Thank you.

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Introduced by:

Referral No. 9209

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

**RESOLUTION NO. 228 OF 2013  
 APPROVING A CONTRACT IN EXCESS OF \$100,000  
 WITH COTT SYSTEMS, INC. FOR SOFTWARE ASSURANCE FOR A TOTAL  
 CONTRACT AMOUNT OF \$188,820 FOR THE PERIOD  
 FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2015  
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE  
 [ROCKLAND COUNTY CLERK]  
 (\$188,820)**

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

WHEREAS, Cott Systems, Inc., 2800 Corporate Exchange Drive, Suite 300, Columbus, OH 43231 licenses software programs and related support through various contracts with the County for the Office of the Rockland County Clerk for use by its staff to provide services to the public; and

WHEREAS, The current contract between the County and Cott Systems, Inc. to license and support the Software Assurance program expired on December 31, 2012; and

WHEREAS, The Software Assurance program allows unlimited phone support and unlimited remote modem support for software products such as Resolution3, Internal Print Management, eFiling for New York Certificates of Incorporation and Child Support Warrants, eCommerce and eRecording provided to the public by the office of the Rockland County Clerk; and

WHEREAS, The fee for the Software Assurance program is \$5,245 monthly or \$188,820 for the thirty-six (36) month renewal agreement; and

WHEREAS, The Rockland County Clerk is requesting that the County Executive and the Legislature of Rockland County approve a new contract in excess of \$100,000 with Cott Systems, Inc., 2800 Corporate Exchange Drive, Suite 300, Columbus, OH 43231 for the Software Assurance program for the period from January 1, 2013 through December 31, 2015 for a total contract amount not to exceed \$188,820; and

WHEREAS, Sufficient funding for the first year of the contract is provided for in the 2013 Adopted Budget of the Office of the County Clerk and subsequent years will be contingent on the adoption of the annual 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 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 a contract in excess of \$100,000 with Cott Systems, Inc., 2800 Corporate Exchange Drive, Suite 300, Columbus, OH 43231 for the Software Assurance program for the period from January 1, 2013 through December 31, 2015 for a total contract amount not to exceed \$188,820 and authorizing its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for the first year of the contract is provided for in the 2013 Adopted Budget of the Office of the County Clerk and subsequent years will be contingent on the adoption of the annual budget for the department.

Introduced by:

Referral No. 9481

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

**RESOLUTION NO. 229 OF 2013  
 APPROPRIATING THE SUM OF \$1,500 TO  
 HAROLD B. HOLT AMERICAN LEGION POST NO. 46  
 GARNERVILLE, NEW YORK  
 FOR PATRIOTIC OBSERVANCES IN 2013**

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

WHEREAS, the Rockland County Legislature has set aside in the 2013 Budget and designated an account for funding of patriotic observances; and

WHEREAS, Harold B. Holt American Legion Post #46, Garnerville, New York, is contracting with the County of Rockland to conduct patriotic observances in 2013, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

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

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,500 to the Harold B. Holt American Legion Post #46, Garnerville, New York, for providing patriotic observance events in Rockland County in calendar year 2013; 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- 7594-5010	Harold B. Holt American Legion Post #46 43 Prospect Street Garnerville, New York 10923	\$1,500
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Decrease Approp. Acct.:

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

Referral No. 9481

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

**RESOLUTION NO. 230 OF 2013  
 APPROPRIATING THE SUM OF \$1,500 TO THE JEWISH WAR VETERANS  
 OF THE U.S.A., ROCKLAND-ORANGE DISTRICT, NEW CITY, NEW YORK  
 FOR PATRIOTIC OBSERVANCES IN 2013**

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

WHEREAS, the Rockland County Legislature has set aside in the 2013 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the Jewish War Veterans of the U.S.A., Rockland-Orange District, with offices located in, New City, New York, is contracting with the County of Rockland to conduct patriotic observances in Rockland County in 2013, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

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

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,500, to the Jewish War Veterans of the U.S.A. Rockland-Orange District, for providing patriotic observance events in Rockland County in calendar year 2013; and be further

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

<u>GENERAL FUND</u>			
<u>Decrease Appropriation:</u>			
A LEG 1010 E5060	Program Costs		\$5,000
<u>Increase Appropriation :</u>			
A LEG 1010 E5042	Patriotic Observances		\$5,000
<u>Decrease Appropriation:</u>			
A LEG 1010 E5042	Patriotic Observances		\$1,500
<u>Increase Approp. Acct.:</u>			
A-CA-8834-5010	Contract Agency	Jewish War Veterans Of the U.S.A. – Rockland-Orange District P.O. Box 38 New City, NY 10956	\$1,500

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Introduced by:

Referral No. 9481

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

**RESOLUTION NO. 231 OF 2013  
 AMENDING THE 2013 BUDGET  
 BY APPROVING THE ACCEPTANCE OF ADDITIONAL FUNDS  
 IN THE AMOUNT OF \$85,112 [NCTD]  
 FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH  
 TO BE DISTRIBUTED TO JAWONIO, INC.  
 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE  
 ALL NECESSARY DOCUMENTS INCLUDING  
 THE APPLICABLE CONTRACT AMENDMENT  
 [DEPARTMENT OF MENTAL HEALTH]  
 (\$85,112)**

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

WHEREAS, The Commissioner of the Department of Mental Health has advised the County Executive and the Legislature of Rockland County that the New York State Office of Mental Health (OMH) has awarded the County additional funding in the amount of \$85,112 for the calendar year 2013, which is to be distributed to Jawonio, Inc.; and

WHEREAS, The allocation is designed to support the new New York State Health Home initiative; and

WHEREAS, The acceptance of these funds will require an amendment in the amount of \$85,112 to the County’s 2013 contract with Jawonio, which was approved by Resolution No. 34 of 2013; and

WHEREAS, No County tax dollars [NCTD] are required to accept these funds; 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 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 additional funds from the New York State Office of Mental Health (OMH) in the amount of \$85,112 for the calendar year 2013, which is to be distributed to Jawonio, Inc. and is designed to support the new New York State Health Home initiative, and hereby authorizes the County Executive to execute all necessary documents related to the acceptance of these funds including the applicable contract amendment with Jawonio, subject to the approval of the County Attorney; and be it further

RESOLVED, That no County tax dollars [NCTD] are required to accept this additional funding; and be it further

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

GENERAL FUND - 2013

<u>Increase Approp. Acct. (Credit):</u>		
A-DMH-4303-E5010	Jawonio, Inc.	85,112
<u>Increase Est. Rev. Acct. (Debit):</u>		
A-DMH-4303-R3470	State Aid - OMH	85,112

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Introduced by:

Referral No. 4249/7253

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

**RESOLUTION NO. 232 OF 2013  
ESTABLISHING ONE POSITION IN CONNECTION WITH  
A CONTINUATION GRANT FROM THE NEW YORK STATE  
DIVISION OF CRIMINAL JUSTICE SERVICES (NYSDCJS)  
CRIMES AGAINST REVENUE PROSECUTION (CARP) PROGRAM  
IN THE OFFICE OF THE DISTRICT ATTORNEY  
NO COUNTY TAX DOLLARS**

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

WHEREAS, The District Attorney has requested the establishment of one position in connection with Crimes Against Revenue Prosecution (CARP) continuation grant from the New York State Division of Criminal Justice Services (NYSDCJS); and

WHEREAS, Resolution No. 101 of 2013 approved the acceptance of the continuation grant from the New York State Division of Criminal Justice Services (NYSDCJS) Crimes Against Revenue Prosecution (CARP) Program; and

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

WHEREAS, The CARP grant provides for salaries and fringe benefits; and

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

WHEREAS, The District Attorney is requesting no additional funds to establish this position; and

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

RESOLVED, That one position of Confidential Criminal Investigator, position #9098 (\$97,890 - \$118,581) be hereby established in the Office of the District Attorney – 1165; and be it further

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

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Introduced by:

Referral No. 6394

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

**RESOLUTION NO. 233 OF 2013  
ACCEPTING THE BID OF THE LOWEST RESPONSIBLE BIDDER  
AND APPROVING A CONTRACT IN EXCESS OF \$100,000 WITH  
HVB CONSTRUCTION INC.  
IN AN AMOUNT NOT TO EXCEED \$920,000.00  
FOR THE REPLACEMENT OF THE WALDRON TERRACE BRIDGE,  
VILLAGE OF SLOATSBURG, TOWN OF RAMAPO,  
AND AUTHORIZING EXECUTION OF THE CONTRACT  
BY THE COUNTY EXECUTIVE  
[DEPARTMENT OF HIGHWAYS]  
(\$920,000.00)**

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

WHEREAS, By Resolution No. 57 of 2013, the Legislature of Rockland County authorized its Clerk to advertise for bids for the replacement of Waldron Terrace Bridge located in the Village of Sloatsburg, Capital Project No. 3397 pursuant to plans and specifications prepared by Lochner Engineering, P.C.; and

WHEREAS, A public bid was advertised and performed and nine bids were received and opened and a bid analysis was performed by the Highway Department that determined that there were no unfair bidding practices and that the contract should be awarded to the low bidder; and

WHEREAS, HVB Construction, Inc., 144 Route 17M, Suite B, Harriman, New York 10926, was the lowest bidder, who submitted a bid for the replacement of Waldron Terrace Bridge, in the amount of \$874,000.00, and

WHEREAS, The Highway Department has verified, and is satisfied that HVB Construction, Inc. is a responsible firm and recommends that the Rockland County Legislature accept its bid and approve a contract with said firm, in the amount of \$920,000, which includes a contingency amount of five (5%) percent should unforeseen field conditions arise; and

WHEREAS, General Municipal Law Section 103 requires that contracts for public work involving an expenditure of more than \$20,000 be awarded to the lowest responsible bidder; 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, All construction inspection services will be performed by Highway Department personnel; and

WHEREAS, All costs associated with this project will be reimbursed seventy-five (75%) percent by the Federal Emergency Management Agency (FEMA); and

WHEREAS, Sufficient funding for this contract exists in the 2013 Adopted Capital Budget, Capital Project No. 3397 - Hurricane Irene Repairs Bridges; 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 accepts the bid of \$874,000.00 from HVB Construction, Inc. the lowest responsible bidder, and approves the contract in excess of \$100,000 with HVB Construction, Inc., 144 Route 17M, Suite B, Harriman, New York 10926, in an amount not to exceed \$920,000.00 for the replacement of Waldron Terrace Bridge located in the Village of Sloatsburg, Capital Project No. 3397 pursuant to plans and specifications prepared by Lochner Engineering, P.C., and authorizes the execution of the contract by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That all costs associated with this project will be reimbursed seventy-five (75%) percent by the Federal Emergency Management Agency (FEMA); and be it further

RESOLVED, that sufficient funding for this contract exists in the 2013 Adopted Capital Budget, Capital Project No. 3397 – Hurricane Irene Repairs Bridges.

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Introduced by:

Referral No. 6394

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

**RESOLUTION NO. 234 OF 2013  
APPROVING AMENDMENT TO CONTRACT  
IN EXCESS OF \$100,000 WITH  
MCNAMEE CONSTRUCTION CORP.  
IN THE ADDITIONAL AMOUNT OF \$15,000  
FOR CONSTRUCTION REPAIRS TO THE  
SAMSONDALE AVENUE BRIDGE UNDER  
CAPITAL PROJECT NO. 3397 AND AUTHORIZING  
ITS EXECUTION BY THE COUNTY EXECUTIVE  
[DEPARTMENT OF HIGHWAYS]  
(\$165,000)**

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

WHEREAS, By Resolution No. 491 of 2012, the Legislature of Rockland County approved an agreement with McNamee Construction Corp. for construction repairs to the Samsondale Avenue Bridge in the Village of West Haverstraw, in an amount not to exceed \$150,000, under Capital Project No. 3397; and

WHEREAS, The Samsondale Avenue Bridge spans an active rail line operated by CSX; and

WHEREAS, In order to work on or near the CSX rails, a permit is required, which includes the cost of the permit, a flag person, engineering fees and insurance fees, totaling \$40,221.80; and

WHEREAS, The cost for the permit is approximately \$15,000 more than the estimate which was supplied by CSX in 2012; and

WHEREAS, The Superintendent of Highways requests that the Legislature approve an amendment to the contract with McNamee Construction Corp., 154 Lovel Street, Route 202, Lincolndale, New York 10540, for construction repairs to the Samsondale Avenue Bridge under Capital Project No. 3397, in the additional amount of \$15,000, for a total contract sum not to exceed \$165,000; and

WHEREAS, Sufficient funds for this contract exist in the 2013 Adopted Capital Budget, Capital Project 3397; 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 amendment to the contract in excess of \$100,000 between the County of Rockland and McNamee Construction Corp., 154 Lovel Street, Route 202, Lincolndale, New York 10540, for construction repairs to the Samsondale Avenue Bridge under Capital Project No. 3397, in the additional amount of \$15,000, for a total contract sum not to exceed \$165,000, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, Sufficient funds for this contract exist in the 2013 Adopted Capital Budget, Capital Project 3397.

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Introduced by:

Referral No. 9252

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

**RESOLUTION NO. 235 OF 2013  
 APPROVING THE PURCHASE IN EXCESS OF \$100,000  
 OF COMPREHENSIVE TELECOMMUNICATION SERVICES  
 FROM VERIZON WIRELESS FOR VARIOUS COUNTY DEPARTMENTS  
 ON AN AS NEEDED BASIS UNDER NYS OFFICE OF GENERAL SERVICES  
 CONTRACT NO. PS63766 IN AN AMOUNT NOT TO EXCEED \$175,000  
 FOR THE PERIOD FROM JANUARY 1, 2013 TO DECEMBER 31, 2013  
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER  
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]  
 (\$175,000)**

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

WHEREAS, The Director of Purchasing requests that the County Executive and the Legislature of Rockland County approve the purchase in excess of \$100,000 of Comprehensive Telecommunication Services from Verizon Wireless for various County Departments on an as needed basis under New York State Office of General Services (NYS OGS) Contract No. PS63766 in an amount not to exceed \$175,000 for the period from January 1, 2013 to December 31, 2013; and

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

WHEREAS, Twenty nine (29) vendors are listed on the statewide telecommunications contract, but only a few offer wireless services; and

WHEREAS, The County has purchased such services primarily from Verizon and Sprint (Nextel) due to the topography in Rockland County and the coverage of the carriers; however, since Sprint recently has not been supporting the push-to-talk features used by the County, several Sprint accounts have been switched to Verizon; and

WHEREAS, Contract No. PS63766 provides volume discounted pricing for the entire State of New York; and

WHEREAS, All purchases will be made by formal purchase order, encumbering the funds in advance of the services provided, and shall be in accordance with the approved 2013 Budgets for each County Department which purchases off of these contracts; and

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

WHEREAS, The Planning & 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 purchase in excess of \$100,000 of Comprehensive Telecommunication Services from Verizon Wireless for various County Departments on an as needed basis under New York State Office of General Services (NYS OGS) Contract No. PS63766 in an amount not to exceed \$175,000 for the period from January 1, 2013 to December 31, 2013; and be it further

RESOLVED, That all purchases shall be made by formal purchase order, encumbering the funds in advance of services provided, subject to the approval of the Director of Purchasing, and shall be in accordance with the approved 2013 Budgets for each County Department which purchases off of these contracts.

Introduced by:

Referral No. 7300

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

**RESOLUTION NO. 236 OF 2013  
AUTHORIZING AND DIRECTING THE  
CLERK TO THE LEGISLATURE TO ADVERTISE FOR BIDS  
FOR THE CONSTRUCTION OF THE SHERIFF'S BUILDING ROOF  
CAPITAL PROJECT # 1384  
[DEPARTMENT OF GENERAL SERVICES – FACILITIES MANAGEMENT]**

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

WHEREAS, The Legislature of Rockland County authorized a capital project for the construction of the Sheriff's Building and the Eugene J. Grogan Correctional Center Roofs under Capital Project #1384; and

WHEREAS, The roof for the Eugene J. Grogan Correctional Center has been completed; and

WHEREAS, Plans and specifications for Sheriff's Building roof has been prepared by the Jan Degenshein Architect Planners, P.C.; and

WHEREAS, The Commissioner of General Services and the Director of Facilities Management recommend to the County Executive and the Legislature of Rockland County that the Clerk to the Legislature be authorized and directed to advertise for bids for the construction of the Sheriff's Building roof: and

WHEREAS, Funding for this project is provided in Capital Project #1384; 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 and directs the Clerk to the Legislature to advertise for bids for the construction of the Sheriff's Building roof, subject to the approval of the County Attorney; and be it further

RESOLVED, That funding for this project is provided in Capital Project #1384.

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Introduced by:

Referral No. 6803

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

**RESOLUTION NO. 237 OF 2013  
 APPROVING PURCHASES IN EXCESS OF \$100,000  
 FROM TILCON NEW YORK INC. FOR CONCRETE BITUMINOUS  
 FOR USE BY THE HIGHWAY DEPARTMENT  
 UNDER RFB-RC-2013-013  
 IN AN AMOUNT NOT TO EXCEED \$400,000  
 FOR THE PERIOD FROM APRIL 1, 2013 TO MARCH 31, 2014  
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER  
 [DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]  
 (\$400,000)**

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

WHEREAS, The Director of Purchasing requested bids for concrete bituminous for use by the Highway Department under RFB-RC-2013-013 (the "RFB") for the period from one (1) year from the date of the award with the option to renew for an additional one (1) year term; and

WHEREAS, Fifty-three (53) vendors were notified of the RFB, and only one (1) bid was received from Tilcon New York Inc. ("Tilcon"), 162 Old Mill Road, West Nyack, NY 10994; and

WHEREAS, Due to the nature of the product, only a local vendor can be used; and

WHEREAS, Once the product is produced, it must be delivered quickly, or it becomes useless, the County always picks up the product and if the County is required to travel outside the area, the price would increase significantly; and

WHEREAS, The Purchasing Division attempted to negotiate pricing with the vendor, but Tilcon insisted that its current pricing is correct based on industry standards and availability; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County approve the purchases in excess of \$100,000 from Tilcon for concrete bituminous for use by the Highway Department under the RFB in an amount not to exceed \$400,000 for the period from April 1, 2013 to March 31, 2014; and

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

WHEREAS, Sufficient funding for the purchases is provided for in the 2013 Budget of the Highway Department and is contingent upon 2014 budget appropriations; and

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

WHEREAS, The Planning & 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 purchases in excess of \$100,000 from Tilcon New York Inc., 162 Old Mill Road, West Nyack, New York 10994, for concrete bituminous for use by the Highway Department under RFB-RC-2013-013 in an amount not to exceed \$400,000 for the period from April 1, 2013 to March 31, 2014, 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 the purchases is provided for in the 2013 Budget of the Highway Department and is contingent upon 2014 budget appropriations.



Introduced by:

Referral No. 8293

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

**RESOLUTION NO. 238 OF 2013  
APPROVING INTERMUNICIPAL COOPERATION AGREEMENT BETWEEN  
THE COUNTY OF ROCKLAND AND THE VILLAGE OF SPRING VALLEY  
USING NEW YORK STATE MASS TRANSPORTATION OPERATING ASSISTANCE (STOA)  
TO FUND CONTINUED OPERATION WITHIN ROCKLAND COUNTY OF THE  
“SPRING VALLEY JITNEY” PUBLIC TRANSPORTATION BUS SERVICE  
FOR THE PERIOD APRIL 1, 2013 THROUGH MARCH 31, 2015  
AND AUTHORIZING EXECUTION BY THE COUNTY EXECUTIVE OF THE  
INTERMUNICIPAL COOPERATION AGREEMENT  
[DEPARTMENT OF PUBLIC TRANSPORTATION]  
(NO COUNTY TAX DOLLARS)**

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

WHEREAS, Pursuant to Section 18(b) of the Transportation Law and Section 119-r of the General Municipal Law of the State of New York, and Local Law No. 9 of 1974, the County of Rockland (“County”) is authorized to contract with the State of New York and with bus companies, including municipal corporations such as the Village of Spring Valley (“Village”), to assist in providing bus service to the public, and to contract for public transportation services to be rendered to the people of Rockland County for a fair and reasonable consideration; and

WHEREAS, The Village operates the “Spring Valley Jitney” bus service for the public; and

WHEREAS, Both the County and the Village want the Village to continue to operate and maintain its present level of bus service and rates, because it benefits the people of Rockland County for the Village to do so; and

WHEREAS, It is consistent with the transportation policies of the County, of the State of New York, and of the United States that such public bus transportation service be maintained and continued; and

WHEREAS, The cost of operating the Village’s “Spring Valley Jitney” bus service is offset by obtaining financial assistance from the State of New York, which, pursuant to its Transportation Law, appropriates funds for this purpose; and

WHEREAS, The County, through its Department of Public Transportation, administers the New York State Mass Transportation Operating Assistance (STOA) program within Rockland County and receives funds for bus services, as well as for other municipal and private bus services in Rockland County; and

WHEREAS, The New York State Department of Transportation (“NYSDOT”) requires a contract between the County and bus service operators, such as the Village, for the operators to adhere to the New York State Department of Transportation’s regulations; and

WHEREAS, The County of Rockland and the Village of Spring Valley are municipal corporations as defined by Section 119-n of Article 5-G of the General Municipal Law of the State of New York; and

WHEREAS, Section 119-o of Article 5-G of the General Municipal Law of the State of New York authorizes municipal corporations to contract to perform together that which each is authorized to perform individually, provided that any such agreement to do so “be approved by each participating municipal corporation” “by a majority vote of the voting strength of its governing body;” and

WHEREAS, NYSDOT provides quarterly funding for the STOA program based upon the number of passengers carried and the total number of vehicle miles of travel performed by the “Spring Valley Jitney” bus service. The County acts as a pass through agency for the funding which is provided to the Village of Spring Valley, therefore, neither this resolution nor an intermunicipal cooperation agreement pursuant to it will require the expenditure of any County funds; 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, pursuant to Article 5-G of the General Municipal Law, the agreement between the County of Rockland and the Village of Spring Valley for the Village to continue to operate its “Spring Valley Jitney” bus service public transportation routes within the Village of Spring Valley for the County from April 1, 2013 through March 31, 2015, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That obtaining financial assistance from the State of New York offsets the cost of operating the Village’s “Spring Valley Jitney” bus service, which, pursuant to Transportation Law, appropriates funds for this purpose; and be it further

RESOLVED, That the County, through its Department of Public Transportation, which administers the New York State Mass Transportation Operating Assistance (STOA) program, receives quarterly funds for bus services, as well as for other municipal and private bus services in Rockland County; and be it further

RESOLVED, That neither this resolution nor the intermunicipal cooperation agreement hereby approved will require the expenditure of any County funds.

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Introduced by:

Referral No. 8293

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

**RESOLUTION NO. 239 OF 2013  
APPROVING INTERMUNICIPAL COOPERATION AGREEMENT BETWEEN  
THE COUNTY OF ROCKLAND AND THE TOWN OF CLARKSTOWN  
USING NEW YORK STATE MASS TRANSPORTATION OPERATING ASSISTANCE (STOA)  
TO FUND CONTINUED OPERATION WITHIN ROCKLAND COUNTY OF THE  
“CLARKSTOWN MINI TRANS” PUBLIC TRANSPORTATION BUS SERVICE  
FOR THE PERIOD APRIL 1, 2013 THROUGH MARCH 31, 2015  
AND AUTHORIZING EXECUTION BY THE COUNTY EXECUTIVE OF THE  
INTERMUNICIPAL COOPERATION AGREEMENT  
[DEPARTMENT OF PUBLIC TRANSPORTATION]  
(NO COUNTY TAX DOLLARS)**

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

WHEREAS, Pursuant to Section 18(b) of the Transportation Law and Section 119-r of the General Municipal Law of the State of New York, and Local Law No. 9 of 1974, the County of Rockland (“County”) is authorized to contract with the State of New York and with bus companies, including municipal corporations such as the Town of Clarkstown (“Town”), to assist in providing bus service to the public, and to contract for public transportation services to be rendered to the people of Rockland County for a fair and reasonable consideration; and

WHEREAS, The Town operates the “Clarkstown Mini Trans” bus service for the public; and

WHEREAS, Both the County and the Town want the Town to continue to operate and maintain its present level of bus service and rates, because it benefits the people of Rockland County for the Town to do so; and

WHEREAS, It is consistent with the transportation policies of the County, of the State of New York, and of the United States that such public bus transportation service be maintained and continued; and

WHEREAS, The cost of operating the Town’s “Clarkstown Mini Trans” bus service is offset by obtaining financial assistance from the State of New York, which, pursuant to its Transportation Law, appropriates funds for this purpose; and

WHEREAS, The County, through its Department of Public Transportation, administers the New York State Mass Transportation Operating Assistance (STOA) program within Rockland County and receives funds for bus services, as well as for other municipal and private bus services in Rockland County; and

WHEREAS, The New York State Department of Transportation (“NYSDOT”) requires a contract between the County and bus service operators, such as the Town, for the operators to adhere to the New York State Department of Transportation’s regulations; and

WHEREAS, The County of Rockland and the Town of Clarkstown are municipal corporations as defined by Section 119-n of Article 5-G of the General Municipal Law of the State of New York; and

WHEREAS, Section 119-o of Article 5-G of the General Municipal Law of the State of New York authorizes municipal corporations to contract to perform together that which each is authorized to perform individually, provided that any such agreement to do so “be approved by each participating municipal corporation” “by a majority vote of the voting strength of its governing body;” and

WHEREAS, NYSDOT provides quarterly funding for the STOA program based upon the number of passengers carried and the total number of vehicle miles of travel performed by the “Clarkstown Mini Trans” bus service. The County acts as a pass through agency for the funding which is provided to the Town of Clarkstown, therefore, neither this resolution nor an intermunicipal cooperation agreement pursuant to it will require the expenditure of any County funds; 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, pursuant to Article 5-G of the General Municipal Law, the agreement between the County of Rockland and the Town of Clarkstown for the Town to continue to operate its “Clarkstown Mini Trans” bus service public transportation routes within the Town of Clarkstown for the County from April 1, 2013 through March 31, 2015, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That obtaining financial assistance from the State of New York offsets the cost of operating the Town’s “Clarkstown Mini Trans” bus service, which, pursuant to Transportation Law, appropriates funds for this purpose; and be it further

RESOLVED, That the County, through its Department of Public Transportation, which administers the New York State Mass Transportation Operating Assistance (STOA) program, receives quarterly funds for bus services, as well as for other municipal and private bus services in Rockland County; and be it further

RESOLVED, That neither this resolution nor the intermunicipal cooperation agreement hereby approved will require the expenditure of any County funds.

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Introduced by:

Referral No. 2825

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

**RESOLUTION NO. 240 OF 2013  
 APPROVING SUPPLEMENTAL GRANT AGREEMENT #4  
 WHICH IMPLEMENTS COMPTROLLER'S CONTRACT NO. K006725  
 (THE MASTER MASS TRANSPORTATION CAPITAL  
 PROJECT SUPPLEMENTAL GRANT AGREEMENT),  
 WITH THE NEW YORK STATE DEPARTMENT OF  
 TRANSPORTATION TO REIMBURSE THE COUNTY'S ELIGIBLE  
 CAPITAL PROJECT COSTS FROM THE DEDICATED MASS  
 TRANSPORTATION TRUST FUND IN THE AMOUNT OF \$624,625  
 FOR AN AMOUNT NOT TO EXCEED \$5,523,942  
 FEBRUARY 1, 2007 THROUGH JANUARY 31, 2017  
 (REQUIRING NO COUNTY TAX DOLLARS) AND AUTHORIZING  
 THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY  
 DOCUMENTS AND INSTRUMENTS  
 [DEPARTMENT OF PUBLIC TRANSPORTATION]  
 (\$5,523,942)**

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

WHEREAS, The Legislature of Rockland County held a public hearing on July 10, 2012 to consider projects for which capital project assistance was being sought under the "Urbanized Area Formula Program" authorized by Section 5307 of Title 2 of the United States Code and administered by the Federal Transit Administration; and

WHEREAS, By Resolution No. 12 of 2013, the Legislature of Rockland County approved acceptance of a capital project assistance grant (#NY-90-X699-00) in the amount of \$4,997,000 from the United States Department of Transportation, Federal Transit Administration, under the "Urbanized Area Formula Program" authorized by Section 5307 of Title 49 of the United States Code acceptance, subject to the approval of the County Attorney; and

WHEREAS, Adoption of said resolution and acceptance of the grant did not require the expenditure of any County funds, because, although the \$4,997,000 grant covers 80% of the estimated total cost (\$6,246,250) of all of the projects in the application upon which the award was based, the remaining 20% local share (\$1,249,250) was to be provided as follows: \$624,625 (10% of the estimated total cost) by the New York State Department of Transportation ("NYSDOT"), and \$624,625 (10% of the estimated total cost) by Rockland County from New York State Metropolitan Transportation Authority (MTA) Special Allocation Funds; and

WHEREAS, By Resolution No. 52 of 2011, the Legislature of Rockland County approved Supplemental Grant Agreement No. 3 with the NYSDOT to reimburse the County for up to \$3,991,442, original plus supplemental and \$1,532,500 additional project eligible costs, which constitute 10% of its eligible mass transportation capital project costs of \$15,325,000, for PIN 8TM0.09.001 (purchase replacement 35' buses), PIN 8TM0.80.001 (purchase of replacement 40' bus), PIN 8TRM.18.001 (project administration) PIN 8TRM.20.001 (construct passenger shelters), PIN 8TRM.21.001 (preventive maintenance), PIN 8TRM.29.001 (project management for 3<sup>rd</sup> party contract), PIN 8TRM.51.001 (capital upgrade to TRIPS ITS), PIN 8TRM.57.001 (engineer/design for TOR and TZX ITS), and PIN 8TRM.92.001 (replacement commuter bus), under the Mass Transportation Capital Project Agreement, as supplemented; and

WHEREAS, The County Executive and the Legislature of Rockland County have been advised by the Department of Public Transportation that the County has been awarded, and has been invited to enter into, Supplemental Grant Agreement No. 4 with the NYSDOT to reimburse the County for up to \$5,523,942, original plus supplemental and \$624,625 additional project eligible costs, which constitute 10% of its eligible mass transportation capital project costs of \$6,246,250, for PIN 8TM024.001 (to purchase ten (10) less than 30-foot cutaway vehicles for TRIPS for replacement); for PIN 8TRM.82.001 (to purchase five (5) less than 30-foot cutaway buses for TRIPS for replacement); for PIN 8TRM.20.001 (construct and replace bus shelters); for PIN 8TRM.69.001 (transportation planning consultant); for PIN 8TRM.21.001 (to fund preventive maintenance for TOR and Tappan Zee Express (TZX) service); for PIN 8TM0.18.001 (to fund capital cost of contracting to support the current Bridge Contract through March 31, 2013 for TOR and TZX service); for PIN 8TM0.20.001 (Building T capital improvements); for PIN 8TM0.21.001 (Building T security improvements); for PIN 8TR2.18.001 (Building T expansion design and engineering); for PIN 8TM0.23.001 (purchase hardware and software); for PIN 8TRM 18.001 (grant management and training); and for PIN 8TRM.44.001 (the purchase of three (3) alternate fuel support vehicles); under the mass Capital Project Agreement, as supplemented, and

WHEREAS, It is necessary for the County, in the first instance to fund 100% of the federal and non-federal shares of such eligible capital project costs, using local funds, pending reimbursement (of the non-federal share) by the NYSDOT; 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 Supplemental Grant Agreement No. 4 with the NYSDOT to reimburse the County for up to \$5,523,942, original plus supplemental and \$624,625 additional project eligible costs, which constitute 10% of its eligible mass transportation capital project costs of \$6,246,250, for PIN 8TM024.001 (to purchase ten (10) less than 30-foot cutaway vehicles for TRIPS for replacement); for PIN 8TRM.82.001 (to purchase five (5) less than 30-foot cutaway buses for TRIPS for replacement); for PIN 8TRM.20.001 (construct and replace bus shelters); for PIN 8TRM.69.001 (transportation planning consultant); for PIN 8TRM.21.001 (to fund preventive maintenance for TOR and Tappan Zee Express (TZX) service); for PIN 8TM0.18.001 (to fund capital cost of contracting to support the current Bridge Contract through March 31, 2013 for TOR and TZX service); for PIN 8TM0.20.001 (Building T capital improvements); for PIN 8TM0.21.001 (Building T security improvements); for PIN 8TR2.18.001 (Building T expansion design and engineering); for PIN 8TM0.23.001 (purchase hardware and software); for PIN 8TRM 18.001 (grant management and training); and for PIN 8TRM.44.001 (the purchase of three (3) alternate fuel support vehicles); under the Mass Transportation Capital Project Agreement, as supplemented; and be it further

RESOLVED, That although neither this resolution nor Supplemental Grant Agreement No. 4 requires the expenditure of any County tax dollars, the County shall, in the first instance, fund 100% of the non-federal share of such eligible capital project costs, using local funds, pending reimbursement (of the non-federal share) by the NYSDOT; and be it further

RESOLVED, That the County Executive is hereby authorized to execute Supplemental Grant Agreement No. 4 and all other necessary and related documents and instruments, subject to the approval of the County Attorney.

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Introduced by:

Referral No. 8896

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

**RESOLUTION NO. 241 OF 2013  
 APPROPRIATION OF FUNDS IN THE AMOUNT OF \$22,500 (NCTD)  
 FROM ENTERGY SERVICES, INC.  
 TO PURCHASE PORTABLE INTEROPERABLE  
 RADIOS AND ASSOCIATED EQUIPMENT THAT WILL  
 ENHANCE FIELD COMMUNICATIONS BETWEEN THE  
 ROCKLAND COUNTY EMERGENCY OPERATIONS CENTER  
 AND FIELD PERSONNEL IN THE EVENT OF AN EMERGENCY  
 AT THE INDIAN POINT ENERGY CENTER  
 [OFFICE OF FIRE AND EMERGENCY SERVICES]  
 (\$22,500)**

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

WHEREAS, The Office of Fire and Emergency Services has advised the County Executive and the Legislature of Rockland County that the County has received funds from Entergy Services, Inc. in the amount of \$22,500 to purchase portable interoperable radios and associated equipment that will enhance field communications between the Rockland County Emergency Operations Center and field personnel in the event of an emergency at the Indian Point Energy Center; and

WHEREAS, It is necessary to appropriate these funds to the proper account; 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 acceptance of funds in the amount of \$22,500 from Entergy Services, Inc. to purchase portable interoperable radios and associated equipment that will enhance field communications between the Rockland County Emergency Operations Center and field personnel in the event of an emergency at the Indian Point Energy Center; and be it further

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

GENERAL FUND - 2013

<u>Increase Approp. Acct. (Credit):</u>		
A-EME-3643-E5060	Program Costs	22,500
<u>Increase Est. Rev. Acct. (Debit):</u>		
A-EME-3643-R2770	Unclassified Revenue	22,500

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Introduced by:

Referral No. 8024

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

**RESOLUTION NO. 242 OF 2013  
 APPROVING ACCEPTANCE OF GRANT FUNDS  
 IN THE AMOUNT OF \$72,000 (NCTD)  
 FROM THE STATE OF NEW YORK  
 GOVERNOR'S TRAFFIC SAFETY COMMITTEE  
 TO BE USED FOR STOP-DWI CRACKDOWN ENFORCEMENT  
 FOR THE PERIOD OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013  
 AND AUTHORIZING EXECUTION OF ALL NECESSARY  
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE  
 [STOP-DWI DEPARTMENT]  
 (\$72,000)**

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

WHEREAS, The County Executive has been advised by the STOP-DWI Coordinator that the New York State Governor's Traffic Safety Committee has awarded Rockland a STOP-DWI Crackdown Enforcement Grant for the period October 1, 2012 through September 30, 2013; and

WHEREAS, This grant is funded by the State of New York Governor's Traffic Safety Committee but administered by the New York State STOP-DWI Foundation; and

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

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of a STOP-DWI Crackdown Enforcement Grant in the amount of \$72,000 for the period October 1, 2012 through September 30, 2013, and authorizes execution of all necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That this grant is funded by the State of New York Governor's Traffic Safety Committee but administered by the New York State STOP-DWI Foundation; and be it further

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

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

GENERAL FUND - 2013

<u>Increase Approp. Acct. (Credit):</u>		
A-EXE-4250-GX03-E5060	Program Costs	72,000
<u>Increase Est. Rev. Acct. (Debit):</u>		
A-EXE-4250-GX03-R3380	Public Safety Grant(s)	72,000

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Introduced by:

Referral No. 6704

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

**RESOLUTION NO. 243 OF 2013  
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS  
 REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY  
 TO COVER THE COST OF VEHICLES, CONSULTANTS, STAFF TRAINING, ETC.  
 [OFFICE OF THE DISTRICT ATTORNEY]  
 (\$250,000)**

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

WHEREAS, The Office of the District Attorney has requested that \$250,000 of federal forfeiture funds in balance sheet account A-8890 (Designated for the DA - Federal Proceeds) be appropriated to the District Attorney to cover the cost of vehicles, consultants, staff training, etc.; and

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

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds since sufficient funds to cover total \$250,000 appropriation exists within said balance sheet account; and

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

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

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

GENERAL FUND - 2013

Increase Approp. Acct. (Credit):

A-DA-1165-FA02-E2500	Forfeiture Funds - Equipment	100,000
-E4500	Forfeiture Funds - Services	150,000

Increase Approp. Fund Bal. (Debit):

A-UNC-9990-R5990	(Designated for the DA - Federal Proceeds)	250,000
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Introduced by:

Referral No. 7070

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

**RESOLUTION NO. 244 OF 2013  
REQUESTING ENACTMENT OF HOME RULE REQUEST  
BY THE NEW YORK STATE LEGISLATURE OF  
ASSEMBLY BILL A. 6758 AND SENATE BILL S. 4674  
AUTHORIZING THE COUNTY OF ROCKLAND TO ISSUE BONDS; AND  
PROVIDING FOR THE REPEAL OF SUCH PROVISION UPON  
THE EXPIRATION THEREOF**

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

WHEREAS, By Resolution No. 97 of 2013, the Legislature of Rockland County requested the Legislature of the State of New York to introduce home rule legislation to authorize Rockland County to with the power to finance a certain deficit by the issuance of bonds; and

WHEREAS, The New York State Legislature had introduced Assembly Bill A.6758 and Senate Bill S.4674 to authorize the County of Rockland to issue bonds to finance a certain deficit; and

WHEREAS, It is required that the Legislature of Rockland County specifically request the Legislature of the State of New York to enact said proposed legislation; and

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

RESOLVED, That the Legislature of Rockland County hereby requests that the New York State Legislature enact the Home Rule legislation introduced in the State Senate as Assembly Bill No. A.6758 and Senate Bill S.4674 to authorize the County of Rockland to finance a certain deficit by the issuance of bonds; and be it further

RESOLVED, That the Clerk to the Legislature be and he is hereby authorized and directed to send a certified copy of this resolution to the Hon. Andrew M. Cuomo, Governor of the State of New York; Hon. David Carlucci, New York State Senator; Hon. William Larkin, State Senator; Hon. Ellen C. Jaffee, Hon. Kenneth P. Zebrowski, Jr., Hon. Ann G. Rabbitt and Hon. James 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.

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**Debate:**

**Mr. Schoenberger**

I would like to take a moment to explain to the public why this bill is good and why it is better than the deficit bond that we had submitted to the State Legislature last year. This is a resolution where we are asking our Senate and Assembly members to approve the Senate and Assembly bill, which has been introduced. In the Senate it was introduced by Senators Carlucci, Larkin and in the Assembly by Zebrowski, Jaffee and Rabbitt. We are glad that we have bipartisan support in both Houses from the representatives who represent the majority of Rockland County.

The County Executive shall submit the proposed budget for the following year no later than thirty days before we are scheduled to adopt it to the State Comptroller. The State Comptroller will review it and make an examination into the estimates of all revenues and expenditures of the County. The State Comptroller, no later than ten days before we adopt the budget, is going to make such recommendations, as the State Comptroller deems appropriate to make sure that we have a proper balanced budget. The County Legislature, no later than five days prior to the adoption of the budget, shall review such recommendations and make adjustments to the proposed budget consistent with any recommendations made by the State Comptroller. Last year the bill provided that we should make such adjustments that are consistent with the State Comptroller or we had the option to write back to the State Comptroller saying why we are not following his recommendations. This law is a much tougher law. It is good for many reasons. We are mandated to follow the directions of the State Comptroller.

We get a budget from the County Executive on or about October 23<sup>rd</sup> of each year. We are then forced to either adopt the budget as presented, vote it down, but then the County Executive's budget becomes adopted or make such changes to the budget as are in the best interest of the people of Rockland County. Then we are forced to adopt the budget with those changes. This law will mandate that we follow the State Comptroller's recommendations. His recommendations are based upon a review, not of the budget that we adopt, but the budget sent to us by the County Executive. This law will hold the County Executive's feet to the fire to make sure that any budget he sends to us has to be balance, cannot contain questionable revenues, cannot contain questionable expenditures, because if it does the State Comptroller, as an independent third party, will come forward and say that it is missing things it should have, the revenues don't match the expenditures and it isn't balanced. It will be good for the public, and us, to know before we adopt that is the kind of budget we received from the County Executive.

I like these changes. Some members of the Legislature many not like it, because it then casts the burden upon us to fill in the gaps and do what has to be done to make the County Executive's budget balanced before we adopt it. I think this is a tremendous step forward and is in the best interest of the people of Rockland County. I think it will make sure that the County Executive, hopefully for 2014, and for each succeeding year to come, will make sure that the budget that has his name on it is a good, balanced and clean budget. That is part of the responsibility of the Executive branch, because the County Executive under the Charter is the Chief Budge Officer of the County. We should not be getting budgets that are out of balance or revenues don't make expenditures or where revenues cannot be achieved. I think this is a very strong law. I think it is a good law. I favor this much more than the one we voted on last year. I urge all of you to support this. Thank you.

Mr. Wieder

The resolution at hand is requesting enactment of Home Rule Request by the New York State Legislature of Assembly Bill A.6758 and Senate Bill S.4674. This bill is asking the State to allow us to bond the deficit of Rockland County. Let's be very clear, we are not asking for a bailout, far from it. We, the people of Rockland County, never asked for any bailouts, handouts or help from Albany. What we are requesting from Albany is first and foremost, "Albany, please remove your heavy boot of unfunded mandates from local municipalities. In addition, we ask that Albany allow us, the good people of Rockland County, to determine our own destiny. Allow us to bond the deficit. Bonding the deficit will result in an increase of our credit ratings, which in turn will lower the interest paid on the County's bonds and improve the overall state of Rockland County."

The County has a plan, a clear and concise plan how to repay this debt. We are moving toward selling the County's nursing home and we also had to let go of good working employees. We have made some very tough decisions that impacted peoples lives and livelihood. If we can get these bills passed in Albany we will get the County once more to be the best it can and should be. We shall make this County whole again and we will prevail.

Now, if you look into the summary of the bill it states the following: "LEGISLATIVE HISTORY: New bill; similar to S.7736 and A.10707 of 2012." That was a request to bond the deficit in 2012. The key word is "similar". Indeed it is similar in nature, but there is a slight difference. The current bill asks for \$96,000,000. The previous bill asks for \$80,000,000. Well, a \$16,000,000 difference. Let this be an ominous reminder if Albany sits idly by, continues with its unfunded mandates and will not move to enact Assembly Bill A.6758 and Senate Bill S.4674 the future bills will no longer be so similar, because \$16,000,000 difference will double, triple and quadruple. Therefore, I strongly urge Albany to heed our call and do the right thing. Thank you.

Mr. Hood, Jr.

I concur with some things that have been said already and I do not think this is a bad idea at all. The Comptroller's comments are always welcomed and if he can improve what we are doing here I have no problem with that. I am concerned with Paragraph 4, he has to give us his comments and recommendations by ten days before the vote and we have to make adjustments within five days. Is that a realistic timeline? Are we working on the budget while we are waiting for his comments? I don't know how we work on something when we don't know what he is going to say. I am concerned about that and I think it is a tough timeline to keep. It doesn't change my view that this is a good thing overall, but I don't know if there is any way to tweak it.

Mr. Meyers

I support this measure. The amount that we are bonding is probably a little bit low, because I am sure that the accumulated deficit will be higher than that. I do think this is a good way to proceed for the Rockland County. I also think that having the Comptroller's feedback is necessary. The County has not been able to manage its budget on its own in the past and having the Comptroller's feedback will be important. I don't think that the Comptroller's feedback has always been welcomed and has been disputed in the past. I don't think that the timing is really that bad from my prospective. We spend a lot of time interviewing different departments, which doesn't always shed much light on the budgetary process until the very end. I don't think it will be any more daunting than the way we handle the process now. I am glad we are going to have the outside intervention.

Mr. Grant – Point of Information

Could you possibly have Counsel explain the Home Rule Request process?

Mr. Ricardo, Legal Counsel

Home Rule Request is the process of communicating between the local County government and the Legislature in Albany as to asking for a rule specific to only Rockland County. We can send up a statute we wish for them to adopt solely for Rockland County or our State representatives can put in legislation that they think Rockland County needed. Once it is up there the State Legislative Counsel drafts it and it is sent back to us. Assuming we like the language we send back a resolution letting them know it is what we want and then Albany votes again to adopt it and then it has to go through both the Assembly and Senate and be signed by the Governor. Rockland County then votes on the unique statute to Rockland County.

Mr. Wolfe

I will be supporting this tonight. I think that deficit financing is probably the single most important thing that we can do to put our balance sheet in order and move forward with improving the financial status of the County. I agree, in part, with some of the comments with regard to the Comptroller's input. I think his input is really important. It is another voice besides the voice of our own independent auditors that will give us a sense of what weaknesses there are in the County Executive's proposed budget. We do an exhausting review of the budget over weeks and we make it better. I do think that the logistics and timing are of concern. We really don't want to be treated any differently than any other municipality particularly by those in Albany who think they know better or think that they know what is right for Rockland County. I submit to you that it is impossible to run Rockland County government by remote control from Albany. I am referring not only to the Comptroller's office, but also to our elected officials in Albany.

Of additional concern to me is requiring that we adopt certain recommendations essentially is mandating all of us as individual independently elected Legislators to cast our vote in a particular way. Quite frankly, I don't even know if that is constitutional, but that is a discussion for another day.

I think bonding the deficit is absolutely critical. It is pretty clear that the amount in the bond is likely not going to be enough to take care of everything, but what it does is put our deficit in a much more manageable place instead of taking a bite of something that is absolutely enormous it allows us to really deal over a period of time in a meaningful way to completely eliminate our deficit and really start over. I will be supporting this. I hope we have the support that has been promised in Albany to get this thing finally done and signed by the Governor. Thank you.

Mr. Day

We listened to experts and we heard of a number of examples where deficit bonding is successful. We were really not left with many options after what the auditors told us. Myself, and I know others, had a couple of caveats. One, we had to have a belief that the bleeding has stopped. The fact that our deficit has gone from \$80,000,000 to \$96,000,000 to how much is it now; our own auditors said \$114,000,000; and Comptroller said \$110,000,000; and our Finance Department came in defensively claiming it is \$100,000,000. Frankly, I have no comfort level with that claim.

I concur with some of the observations and listened to the rendering of my colleague Legislator Schoenberger, but I am going to express the same concern that Legislator Hood just brought up. I think we should have the Comptroller looking at what we are doing and in my mind that is critical at this point. Yet I look at the timeline of this bill and see the process as very flawed. This legislation does not hold the Executive branch's feet to the fire; it gives the Executive branch a pass. The way this timeline works the Comptroller does not see this proposed budget until November 7<sup>th</sup>, which is two weeks after the budget is submitted by the County Executive to this body. It is only at that point the Comptroller will look at it and make adjustment. I think that approach is illogical and fatally flawed. I look at this as an opportunity. This body has talked many times about budgets coming to us flawed. We have an opportunity here to do this right. I have had conversations with Assemblyman Zebrowski and Senator Larkin's Legislative Aide and my point was that I believe the Comptroller should have a budget submitted to him by the County Executive fifteen days prior to it coming to this body. If there are any flaws in that budget the reality is the County Executive, the day to day manager of government, is probably best prepared to find where the changes should be made in that proposed budget. We are seventeen citizens with varying degrees and knowledge of government, and many have expressed that they are not comfortable with the accuracy of what I hear from the Commissioners and it creates a problem. It is incumbent that both levels of government are equal partners here.

We should be getting a budget that resembles a vehicle that maybe needs an oil change or tune-up. Instead we have gotten vehicles with major engine problems and busted transmissions. With proper oversight in place, that claim of \$17,000,000 of workforce concessions would never have been accepted last year. When I hear talk of Albany of being the cause of our problems, to a degree they are, but also part of the problem has been our trying to cobble a budget together based on numbers that come from across the hall. That \$17,000,000 presumption of revenue put is \$14,000,000 in the hole, because it wasn't achieved. If we had the Comptroller in the mix back then we would not have dealt with a mess that contributed significantly stress on our finances and caused the grief for our employees.

Assembly Zebrowski agreed with the point I am raising and he is going to look into amending the bill so it would say fifteen days prior to the submission of the budget to us. It will be handed to the Comptroller first and that is consistent with the timeline in this existing Legislation. Hopefully the Comptroller would be okay with that, but that is an ongoing discussion. Senator Larkin will be doing the same thing.

I don't want to disrupt the debate here, but I would ask my colleague to consider my words to try to do our best here tonight. If we are going to consider a deficit bond, and depending on your belief that we have stopped the bleeding, we should have Comptroller on board early and as I described. It is logical; it fixes responsibility, and still maintains our responsibility to make changes, movement and policy. I think it is proper and critical that we get a proposed budget where we can count on those numbers, which we have not be able to do over the last few years. This is a golden opportunity to be able to have some belief in the proposed budget we see delivered to us on October 23<sup>rd</sup>.

My intent is when the debate is over I will make a motion to table this until the next meeting. During this time I am hopeful that the conversation I have had with our State representatives and the Comptroller will move forward we will see a bill that will provide some balance to the process that we have needed so sorely here in Rockland County. Thank you.

Mr. Grant

I am grateful to our State Legislator for taking up this effort on our behalf. It is important that we have support in both houses and ultimately support with the Governor. The County Executive arranged a meeting, Legislative leadership attended, elected representatives attended and in the course of that meeting we asked them very clearly what they needed to get this passed. The felt Paragraph 4 was most important. I think it is extremely important we secure the deficit bond financing. The markets could change based on the economy or our credit rating. The rates for obtaining the bonds are historically low and it is a good opportunity for us to lock in. The deficit bond needs to be secured and it needs to be secured before the end of this session.

Regarding Paragraph 4, I have grave concerns about it. The budget review period for Rockland County is forty-five days. The timing of submitting the County Executive's budget to the Comptroller can take place after it is submitted to us so I don't know why we wouldn't just submit it directly to the Comptroller once we receive it. The review period would shrink down our opportunity to make policy changes to make it fit our needs not Albany's needs. I think it just circumvents to whole process. It doesn't address the issue of how line item vetoes would be handled and whether or not that needs a different kind of treatment altogether. It locks us in for ten years.

This is the strong medicine that Albany apparently thinks we need to dig us out of this deficit hole. We need to stop digging. We need this legislation. I am in favor of passing this tonight. I am very uncertain and unclear of how it is going to work, but I assume that whoever the Comptroller is will deliver the most conservative revenue estimates. We will have to make very difficult policy decision that may not be in the best interest of Rockland County, but at this point this deficit bond is what we need. I am ready to vote for it in order to secure it. Thank you.

Chairwoman Cornell

If there were to be an amendment it would come back to us for still another vote so we will lose quite a bit of time.

Mr. Wolfe – Point of Order

Legislator Day, did you make a motion.

Mr. Day

No.

Mr. Schoenberger

I do agree in large part with Legislator Hood, Legislator Day and Legislator Grant. The bill was submitted by our Senators and Assembly people after we had a meeting with the County Executive, Legislative leadership and others as Legislator Grant described. I also spoke to Assemblyman Zebrowski today about my concerns with the time period as well. I came away from the conversation with him with I think an understanding that the time periods were very restrained, were very hard, but they are doable. The reason they are doable is they have "no later than" and there is no prohibition in the law that prevents the County Executive from submitting the budget to the State Comptroller the same day he submits it to us or even earlier.

I would like to mention Legislator Carey. He sat through the budget process and then came here in January as a Legislator. When we were going through the budget process he said to me, and I am paraphrasing, "This whole thing is crazy. Why do we get a budget on October 23<sup>rd</sup> that we have to adopt by December 7<sup>th</sup>? Why doesn't the County Executive submit it earlier and give us more time to review it?" I said to him at that time that it would be ideal, but he is under no legal obligation to do it earlier. Normally the budget comes to us at 4:59 p.m. The County Executive invites Legislative leadership to meet with him at 4:00 p.m., which is after his meeting with the press at 3:00 p.m. We are usually the last to know. Legislator Carey asked why couldn't we change the Charter and the law. We have had Charter revision meetings to discuss things like that. Those changes require a referendum as well and they are not easy to do for that reason.

Ideally, the County Executive could give us the budget earlier. Ideally, the County Executive, if he wasn't going to give us the budget earlier, could coordinate with the Legislature so that by the time the budget comes to us we are fully informed as to what we can expect. Ideally, he should be coordinating with our town Supervisors as well, because they have a vested interest in our budget. Ideally, we should all be working together, because it is still the taxpayer's money in the end. I am hopeful that starting next year with whoever the County Executive is that there will be better coordination and better understanding and more working together.

These time periods, as abbreviated as they are and how difficult they could be, need not necessarily be that way if we are all acting together and working in good faith towards the same result, which is a balance budget for Rockland County that takes into account the needs of the towns and residents and that we are working and planning together in advance.

When Legislator Grant's father was the County Executive he would bring in every department into his office. I was the County Attorney at that time and I would be at the meetings. He would have the books spread out and he would work on the budget with his Commissioner of Finance and his staff and every department head before it came over here, and with the Legislature. It wasn't just the budget prepared by the Finance Department and then submitted by the County Executive. It was the actual County Executive working on it day after day after day from morning until night with department heads and Legislators. We should be going back to a greater participatory government.

As for this Legislation, the golden rule applies; he, who has the gold, meaning the money, makes the rules and that is the State. This is what we need from them and because they have the ability to grant it to us or not grant it to us they are making the rules. I respect Legislator Day's action in saying that he is going to make a motion to table, but doesn't want to shut down the debate and I thank you for that. I am going to urge you, if possible, not to make a motion to table, because I am concerned about delivering a divided message to Albany. The State only entertains Home Rule Requests within a certain period of time. The bill has been introduced and I would like it to be seriously considered in this post budget adoption in Albany before they go out of session around July 4<sup>th</sup>. I do not want Rockland County government to deliver a divided message to Albany that we are not ready to go forward with this bill or that when we are ready to go forward with a bill I don't want them to come back saying that we could have done it weeks ago and not to rush them. I respect Legislator Day's concerns. I share some of them with him, which is the time periods. I believe we are all working towards the same end, which is to do what we honestly and deeply feel is in the best interest of the people. Tonight we should vote on this matter and we should send a clear message to Albany that Rockland County needs this, which it is in the best interest of the taxpayers and it is going to save money for the taxpayers over the long run and will straighten out the fiscal house of Rockland County. Thank you.

Mr. Carey

Last time that this came before us I think I was the only one who voted against the bonding. Since then we have done the LDC so I am prepared tonight to change my vote to go along with this. I don't have anything against bonding, but I was against not having a comprehensive view of this, which included the hard decisions and the hard cuts. I am going to support this tonight. I do think there is real value in having the County Executive get feedback from the Comptroller before it comes to us. I think it might be something worth waiting for. I do support moving this forward. I just wish the timing were a little bit different.

Mr. Jobson

I wish there wasn't a County Executive's race this November. I would like to see everybody's grandiose ideas flush out of time. Politics, politics, politics. Ilan, I agree with a lot of what you said about talking to people and getting everyone on the same page. It is a shame that we have to come to the point to legislate that and we can't just get us all to sit down and talk to each other regardless of politics to get things accomplished. It is amazing that we still have to use bait and switch. Alden, you had a lot of good things to say. I don't know why the Comptroller would want to rush in and do our work for us either. I think it is kind of unconstitutional on that end of it and I think that stinks. We are asking one of the most dysfunctional Legislatures in the nation, if not thee most, to watch our backs and look over our shoulder when they can't do their own business or get things accomplished in Albany. We were the redheaded stepchild a year ago. We went to Albany and our own State Senator walked into the room thirty seconds before we left and pretended like he was happy to see us. This year is a love fest and everybody can't wait to wrap their arms around it. I wonder what deals were made or what things were promised. I guess nobody is running this November so it is safe and it is okay to do it this year and actually get something accomplished.

I understand we are in a catch-22, but I probably will begrudgingly vote for this evening. I know we need the money. I was thinking about seconding your table Mr. Day. I don't like the fact that we have to respond or basically follow the recommendations of the Comptroller.

Mr. Moroney

I don't see as having much choice other than supporting this resolution. My concern is this bond not being enough money. The Executive branch and we have not shown any courage. They gave us false budgets and we went along with it. We made cuts in the 2013 budget and the County Executive reinstated some of them and we went along with it. How are we going to address the additional \$20,000,000 shortfall? We had several proposals of cuts over the year and those proposals never saw the light of day. Why, because of politics? It is because of politics. We have raised property tax in the County 48% in the last two years. What do we have to show for it? \$96,000,000 that we know of, but it is probably more. We are not closing the gap. We have to face up to our responsibilities as Legislators and so does the County Executive.

We are turning our control over to Albany. We are trying to help the towns and villages the best we can, but when you run out of money it is tough. Then there are towns that are spending money like it is going out of style. Charity begins at home I always say. \$11,000,000 there, \$15,000,000 here, \$10,000,000 there. Most of the towns in Rockland County have a surplus, but we don't and yet we continue to fund the towns and the villages. We are giving money to towns with surpluses. Why?

I will support this resolution, because there is no other way. We are still going to have to make cuts in County government.

Chairwoman Cornell

We raised property taxes in this budget by 18%, which went only to pay for the increase in the pension cost over which the County of Rockland has no control whatsoever. We were getting to a point where we were cutting and planning cuts and then get a requirement from the State to add fifteen more correctional people to our jail. It is like being on a treadmill, you just try and try and try. There is no lack of courage. There is no lack of progress.

I think it is important for people to know that we have had very effective meetings, certainly this year and last year that are ongoing. Each of the committees are calling on departments and doing reviews all year long so they get a feeling of exactly what is happening. The Joint Executive Legislative Task Force on Finances had a meeting two nights ago where Mr. DeGroat came in with a complete update of where we are with revenues and expenditures. These are the kind of things that we are trying to do in the Legislature. Legislator Schoenberger talked about County Executive Grant doing this with his departments. We are trying to do this with our committees to the best of our ability. The County Finance Department has 52 people working there and we have one Legislative Fiscal Analyst. We have been getting good cooperation from the departments as they come in and give us this ongoing status of what is going on.

Now we are here with this particular Home Rule Request. Not that I disagree with anyone with regard to the timing or the control being given to the Comptroller, I happen to like Tom Dinapoli who I happen to know very well, but my guess is no matter what we do the report is going to come to us at the last possible moment. They are not sitting there waiting for our budget to come in. I can say from personal experience that the Comptroller's office sometimes makes mistakes and I can tell you that from the exit meeting we had with them just recently. It is not as if they are going to know what it is that we need or even give us advice that may be terrific, but we will live with it.

One of the problems is if we start amending it now then we will go through a cycle that we have gone through before where we run out of time and things come to us with something else that is wrong in it. I would suggest that we move ahead with it even with all of its shortfalls.

I thank Legislator Grant, because I do think that the important part is that there are sponsors this time in both the Senate and the Assembly and we didn't have that the last time. I think that is going to be very useful.

Mr. Day

I think the clear message we can send tonight isn't that we are not united. I think the clear message we can send is that we are thinking Legislators looking to improve upon what is there and make it function the best for the people of this County. In my discussions with our State representatives I did not get one indication of any issue with a timeline I suggested nor would there be a problem with amending this. All I received from the folks that I spoke to in Albany was that these were very valid points; there was an agreement that they were going to speak to the Comptroller; and try to put a bill together that makes the best sense possible.

There are times when Legislation is put together and it doesn't come out as intended and that is why we have committees. I don't think there was an understanding of the impact on how the timelines were going to actually play out. We here have a good grasp of this, because we have lived it, but others have not. It is not about who is right or wrong. This is very doable. The timelines are not too abbreviated. It is not a matter of how much time is needed, but whether the time being used is done so in a logical fashion. I have been here seven years, when I hear that whoever the County Executive may be next year might do it earlier, I say we should not rely on "may". I have yet to see a proposed budget brought forth here earlier than the budget deadline, so I see no reason why the County Executive would give this to the Comptroller early. As was pointed out, he is under no legal obligation to do so. An opportunity is here in front of us to actually get that done; something I may add a number of you have said over the years you actually wanted to do. We have an opportunity to have State Legislation force the issue and accomplish something we have been trying to accomplish in the seven years I have been here; get the budget to be brought forth sooner rather than later and in this case have the Comptroller look at it first also. That is a win-win for the legislature and more importantly, the people of Rockland.

I don't believe that we are showing a division here. The representatives I spoke to are receptive. They are aware of the issues. They are following up on this issue. I think we can say that we are united here tonight, but we want to best possible product for the people of Rockland County in this legislation, and no more than that. Most of my colleagues spoke of the same obstacles in the budget process. I am going to ask my colleagues now to take a step to address those obstacles by voting with me to table this, give the State a week or so to work on this, bring it back next meeting and then support it.

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Mr. Day made a motion to table, which was seconded by Mr. Moroney and failed.

The vote resulted as follows:

Ayes: 04	(Legislators Carey, Day, Jobson, Moroney)
Nays: 12	(Legislators Earl, Grant, Hood, Jr., Low-Hogan, Meyers, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
Absent: 01	(Legislator Murphy)

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Chairwoman Cornell

There is no reason why the day that the Legislature receives the budget from the County Executive that it can't also be sent by us to the Comptroller so he can get it sooner. As far as Charter changes, those are things that we have to do here in terms of the budget. The issue has been before the Rules Committee and hopefully will come out soon, but there were a number of other things being discussed.

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Introduced by:

Referral No. 7070

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

**RESOLUTION NO. 245 OF 2013  
REQUESTING ENACTMENT OF HOME RULE REQUEST  
BY THE NEW YORK STATE LEGISLATURE OF  
SENATE BILL S.4635 AND ASSEMBLY BILL A.6577  
TO AMEND THE TAX LAW TO  
AUTHORIZE THE IMPOSITION OF ADDITIONAL RATE OF SALES  
AND COMPENSATING USE TAXES**

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

WHEREAS, By Resolution No. 96 of 2013, the Legislature of Rockland County requested that the New York State Legislature introduce Home Rule legislation which would extend the authorization for the County to impose the additional five-eighths of one percent (5/8%) sales and compensating use sales taxes, beyond its current expiration date of November 30, 2013 for a period of two (2) years, to be shared by the County of Rockland, receiving ½ of 1% and the towns and village of Rockland County receiving 1/8 of 1%; and

WHEREAS, Said Resolution No. 96 of 2013 further requested that the New York State Legislature introduce Home Rule legislation which would extend the authorization for the County to impose the additional three eighths of one percent (3/8%) sales and compensating use sales taxes, beyond its current expiration date of November 30, 2013 for a period of two (2) years, and County of Rockland shall allocate and distribute thirty-three and one-third (33-1/3%) percent of the net collections from such additional rate from December 1, 2013 through November 30, 2015; said monies shall be allocated and distributed to towns and villages with police departments on the basis of the number of full-time equivalent police officers employed by each police department and shall not be used for salaries heretofore or hereafter negotiated; and

WHEREAS, Said Resolution No. 96 of 2013 additionally requested that the New York State Legislature introduce Home Rule legislation which would permit the County of Rockland to continue to impose the current five-eighths of one percent (5/8%), and the three-eighths of one percent (3/8%) for a combined total of one percent (1%) to be used for the general expenses of the County of Rockland to take effect December 1, 2013 or as soon thereafter as possible; and

WHEREAS, In order to extend the term of the additional sales and compensating use taxes, it is necessary to amend the Tax Law and a Home Rule request is required; and

WHEREAS, The State Legislature has introduced Senate Bill S.4635 and Assembly Bill A.6577 to amend the Tax Law §1210 and §1262-I to authorize the County of Rockland to impose an additional rate of sales and compensating use taxes for the period beginning December 1, 2013 and ending November 30, 2015; and

WHEREAS, It is required that the Legislature of Rockland County specifically request the Legislature of the State of New York to enact said proposed legislation; now therefore be it

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

RESOLVED, That the Legislature of Rockland County hereby requests that the New York State Legislature enact the Home Rule legislation introduced in the New York State Senate as Senate Bill S.4635 and Assembly Bill A.6577 to amend the Tax Law §1210 and §1262-I so as to authorize and empower the County of Rockland to impose an additional rate of sales and compensating use taxes for the period beginning December 1, 2013 and ending November 30, 2015; and be it further

RESOLVED, That the Clerk to the Legislature be and he is hereby authorized and directed to send a certified copy of this resolution to the Hon. Andrew M. Cuomo, Governor of the State of New York; Hon. David Carlucci, New York State Senator; Hon. William Larkin, State Senator; Hon. Ellen C. Jaffee, Hon. Kenneth P. Zebrowski, Jr., Hon. Ann G. Rabbitt and Hon. James 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.

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**Debate:**

Mr. Schoenberger

This is not a new tax. This is a continuation of the existing sales tax at the same rate with the same revenue sharing to the towns and villages. The State makes us come back to them and ask for this extension of sales tax every two years. I would have preferred if the State didn't make us come back and it would just be enacted. We all know it is not going away. Every municipality that has this additional sales tax needs it to function. It is not a new tax.

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Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 246 OF 2013  
 APPROVING AMENDMENT TO AGREEMENT IN EXCESS OF \$100,000  
 WITH BROOKER ENGINEERING, PLLC IN THE ADDITIONAL AMOUNT  
 OF \$125,000 EXTENDING THE TERM TO DECEMBER 31, 2013  
 FOR A TOTAL SUM NOT TO EXCEED \$472,900  
 FOR ENGINEERING SERVICES FOR INTERCEPTOR IMPROVEMENT  
 PROJECT – PHASE I (CAPITAL PROJECT NO. 6270)  
 AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE  
 [ROCKLAND COUNTY SEWER DISTRICT NO. 1]  
 (\$472,900)**

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

WHEREAS, By Resolution No. 621 of 2009, the Rockland County Legislature approved the Interceptor Improvement Project – Phase I; and

WHEREAS, Phase I, of the Interceptor Improvement Project involves improvements and an extension to the North Pascack interceptor and, improvements to the sewers on North Main Street at Memorial Park Drive and Union Road in the Village of Spring Valley; and

WHEREAS, The Rockland County Sewer District No. 1 (“Sewer District”) entered into an agreement with Brooker Engineering, PLLC, 76 Lafayette Avenue, Suffern, New York 10901, for engineering services for the Interceptor and Improvement Project, Phase I, in an amount not to exceed \$98,400, for the term of July 15, 2009 through July 15, 2010; and

WHEREAS, The Rockland County Legislature approved an amendment to the agreement with Brooker Engineering, PLLC and authorized an increase to the amount of the agreement by \$116,500, effective on May 25, 2010, for a total sum not to exceed \$214,900; and

WHEREAS, The Rockland County Legislature approved an amendment to the agreement with Brooker Engineering PLLC and authorized an increase to the amount of the agreement by \$133,000 on January 14, 2011, for a total sum not to exceed \$347,900; and

WHEREAS, By Resolution No. 3 of 2013, the Board of Commissioners of the Rockland County Sewer District No. 1 approved an amendment to the contract with Brooker Engineering, PLLC in the increased amount of \$125,000 for an amount not to exceed \$472,900 for engineering services during construction for the Interceptor Improvement Capital Project, Phase I; and

WHEREAS, The Executive Director of Rockland County Sewer District No. 1 recommends to the County Executive and the Legislature of Rockland County that the County approve an additional amount of \$125,000 for a total sum not to exceed \$472,900 for engineering services during construction for the Interceptor Improvement Capital Project, Phase I; and

WHEREAS, Sufficient funds for this agreement exist in the 2013 Capital Budget under Capital Project No. 6270; 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 with contract with Brooker Engineering, PLLC, 76 Lafayette Avenue, Suffern, New York 10901, for an additional amount of \$125,000, for an amount not to exceed \$472,900, for engineering services during construction for the Interceptor Improvement Capital Project, Phase I, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement exists in the 2013 Capital Budget under Capital Project No. 6270.

Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 247 OF 2013  
APPROVING AMENDMENT AND EXTENSION TO CONTRACT  
OVER \$100,000 WITH NIXON PEABODY, LLP  
IN AN AMOUNT NOT TO EXCEED \$180,000  
FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$1,919,000  
FOR ADDITIONAL LEGAL SERVICES IN CONNECTION WITH  
PROPERTY ACQUISITIONS/CONDEMNATIONS FOR THE  
WESTERN RAMAPO SEWER EXTENSION PROJECT  
AND THE VILLAGE/TOWN SEWER EXTENSION PROJECT,  
EXTENDING THE CONTRACT THROUGH DECEMBER 31, 2013  
AND AUTHORIZING EXECUTION OF THE CONTRACT  
BY THE COUNTY EXECUTIVE  
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]  
(\$1,919,000)**

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

WHEREAS, The Rockland County Sewer District No. 1 entered into an agreement with Nixon Peabody, LLP for legal services on January 13, 2004 for property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project in an amount not to exceed \$50,000 for the period January 1, 2004 through December 31, 2004; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to the agreement with Nixon Peabody, LLP on or about June 28, 2004 for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by \$45,000 for a total contract sum not to exceed amount \$95,000, for the period January 1, 2004 through December 31, 2004; and

WHEREAS, By Resolution No. 489 of 2004, the Legislature of Rockland County approved an amendment to the agreement with Nixon Peabody, LLP for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by \$475,000 for a total contract sum not to exceed \$570,000, for the period from January 1, 2004 through December 31, 2004; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about October 26, 2004 for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by \$475,000 for a total contract sum not to exceed amount of \$570,000, for the period January 1, 2004 through December 31, 2004; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an extension to the agreement with Nixon Peabody, LLP on or about January 31, 2005 which extended the term of agreement to June 30, 2005; and

WHEREAS, By Resolution No. 322 of 2005, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP for additional legal services (property acquisitions/condemnations for the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by \$193,000 for a total contract sum not to exceed \$763,000, for the period from January 1, 2004 through December 31, 2005; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about July 27, 2005, for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by \$193,000 for a total contract sum not to exceed amount of \$763,000 for the period from July 1, 2005 through December 31, 2005; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an extension to the agreement with Nixon Peabody, LLP on or about January 18, 2006 which extended the term of the agreement to June 30, 2006; and

WHEREAS, By Resolution No. 386 of 2006, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP which increased the amount of legal services by \$195,000 for a total contract sum not to exceed \$958,000 for the period from July 1, 2006 through June 1, 2007; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about August 28, 2006, for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by \$195,000 for a total contract sum not to exceed amount of \$958,000 for the period from July 1, 2006 through June 1, 2007; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an extension to the agreement with Nixon Peabody, LLP on or about July 24, 2007 which extended the term of the agreement to June 1, 2008; and

WHEREAS, By Resolution No. 154 of 2008, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP for legal services (property acquisitions/condemnations for the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by \$154,000 for a total contract sum not to exceed \$1,112,000, and extending the term through June 1, 2009; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment and extension to the agreement with Nixon Peabody, LLP on or about August 25, 2008 which increased the amount of legal services by \$154,000, for a total contract sum not to exceed \$1,112,000 and extended the term of the agreement to June 1, 2009; and

WHEREAS, By Resolution No. 241 of 2009, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP which increased the amount of legal services by \$286,000 for a total contract sum not to exceed \$1,398,000 for the period from June 2, 2009 through June 1, 2010; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about May 12, 2009, for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by \$286,000 for a total not to exceed amount of \$1,398,000 for the period from June 2, 2009 through June 1, 2010; and

WHEREAS, By Resolution No. 196 of 2010, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP which increased the amount of legal services by \$186,000 for a total contract sum not to exceed \$1,584,000 for the period from June 2, 2010 through June 1, 2011; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about May 7, 2010, for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by \$186,000 for a total not to exceed amount of \$1,584,000 for the period from June 2, 2010 through June 1, 2011; and

WHEREAS, By Resolution No. 475 of 2011, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP which increased the amount of legal services by \$95,000 for a total contract sum not to exceed \$1,679,000 for the period from June 1, 2011 through December 31, 2011; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about November 9<sup>th</sup>, 2011, for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by \$95,000 for a total not to exceed amount of \$1,679,000 for the period from June 1, 2011 through December 31, 2011; and

WHEREAS, By Resolution No. 188 of 2012, the Legislature of Rockland County approved an amendment and extension to the agreement with Nixon Peabody, LLP which increased the amount of legal services by \$60,000 for a total contract sum not to exceed \$1,739,000 for the period through December 31, 2012; and

WHEREAS, The Rockland County Sewer District No. 1 entered into an amendment to agreement with Nixon Peabody, LLP on or about November 9<sup>th</sup>, 2011, for additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension Project and the Village/Town Sewer Extension Project), which increased the amount of legal services by \$60,000 for a total not to exceed amount of \$1,739,000 for the period through December 31, 2012; and

WHEREAS, Based upon the 2013 budget proposal of Nixon Peabody, LLP and the legal work which is anticipated for this project, additional funds for legal services in the amount of \$180,000 are necessary; and

WHEREAS, By Resolution 87 of 2012, the Board of Sewer Commissioner's approved the amendment of the contract for legal services with Nixon Peabody, LLP in the amount of \$180,000, for a total contract sum not to exceed \$1,919,000, extending the contract through December 31, 2013 and authorized its execution by the Executive Director of the Rockland County Sewer District No. 1, and requests the approval of the Rockland County Legislature for this contract; and

WHEREAS, The Executive Director of Rockland County Sewer District No. 1 and the Department of Law recommend the amendment and extension to the agreement with Nixon Peabody, LLP, 1100 Clinton Square, Post Office Box 31051, Rochester, New York 14604, be approved for the additional legal services (property acquisitions/condemnations in connection with the Western Ramapo Sewer Extension and Village/Town Sewer Extension Project), increasing the amount of legal services by \$180,000, for a total contract sum not to exceed \$1,919,000, and extending the contract through December 31, 2013; 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, Funding for this contract amendment is provided for in the 2013 Sewer District Capital Budget, H-SWR-CAPS-061500-E4090; 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 amendment of and extension to an agreement in excess of \$100,000 with Nixon Peabody, LLP, 1100 Clinton Square, Post Office Box 31051, Rochester, New York 14604 for additional legal services (property acquisitions/condemnations for the Western Ramapo Sewer Extension Project and Village/Town Sewer Extension Project), increasing the amount of legal services by \$180,000, for a total contract sum not to exceed \$1,919,000, extending the contract through December 31, 2013, and authorizes its execution by the County Executive subject to the approval of the County Attorney; and be it further

RESOLVED, That funding for this contract amendment is provided for in the 2013 Sewer District Capital Budget, H-SWR-CAPS-061500-E4090.

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Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 248 OF 2013  
APPROVING AMENDMENT AND EXTENSION OF AGREEMENT WITH  
WEST-FAIR ELECTRIC CONTRACTORS, INC. IN EXCESS OF \$100,000  
FOR AN ADDITIONAL AMOUNT OF \$200,000  
FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$1,575,000  
UNDER CHANGE ORDER NO. 1 FOR  
WWTP ELECTRICAL SUBSTATION NO. 2 UPGRADE PROJECT  
CONTRACT CIP2008-02 AND EXTENDING TERMS OF  
THE EXISTING CONTRACT FROM  
MAY 27, 2013 THROUGH MAY 27, 2014  
AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE  
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]  
(\$1,575,000)**

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

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

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

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

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

WHEREAS, By Resolution No. 121 of 2012 the Legislature of Rockland County awarded Contract CIP2008-02 to West-Fair Electric Contractors, 200 Brady Avenue, Hawthorne, New York 10532, for the replacement of Electric Substation No. 2, for a period of 365 calendar days from the Notice to Proceed for a total contract sum not to exceed \$1,375,000; and

WHEREAS, Change Order #1 has been proposed to provide additional cabling and a generator panel for automatic transfer of stand-by generator power for both of the plant electrical power sources; and

WHEREAS, By Resolution No. 14 of 2013 the Board of Sewer Commissioners approved Change Order No. 1 for Contract CIP2008-02 in the amount of \$200,000 for a total amount not to exceed \$1,575,000 and extended the terms of the contract from May 27, 2013 to May 27, 2014; and

WHEREAS, The Executive Director of the Sewer District No. 1 has requested that the County Executive and Legislature of Rockland County approve to amend and extend this contract for an additional amount of \$200,000 for a total amount not to exceed \$1,575,000 for the period from May 27, 2013 through May 27, 2014 ; and

WHEREAS, Sufficient funding for this agreement exists in the 2013 Adopted Capital Budget of the Rockland County Sewer District No. 1, Capital Project #6210; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the amendment and extension of this agreement in excess of \$100,000 with West-Fair Electric Contractors, Inc., 200 Brady Avenue, Hawthorne, New York 10532, under Change Order No. 1 for WWTP Electrical Substation No. 2, Contract CIP2008-02 for an additional amount of \$200,000 for a contract not to exceed \$1,575,000, and extends the terms of the existing contract for a period from May 27, 2013 through May 27, 2014, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement exists in the 2013 Adopted Capital Budget of the Rockland County Sewer District No. 1, Capital Project #6210.

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Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 249 OF 2013  
 APPROVING THE ADDITIONAL PURCHASES IN EXCESS OF \$100,000  
 FROM FRAN CORP. D/B/A ALL BRIGHT ELECTRIC  
 OF ELECTRICAL SERVICES – ELECTRICAL AND CONTROL WORK  
 UNDER RFB-RC-2011-087  
 IN THE ADDITIONAL AMOUNT OF \$117,422.58  
 FOR THE PERIOD FROM NOVEMBER 28, 2012 THROUGH NOVEMBER 27, 2013  
 AND IN A TOTAL AMOUNT NOT TO EXCEED \$200,000  
 FOR THE FULL PERIOD NOVEMBER 28, 2011 THROUGH NOVEMBER 27, 2013  
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER  
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]  
 (\$200,000)**

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

WHEREAS, The Director of Purchasing advertised for bids for electrical services – electrical and control work under RFB-RC-2011-087 (the “RFB”) for a period of one (1) year from the date of the award with the option to renew for an additional one (1) year term; and

WHEREAS, Over one hundred twenty-five (125) vendors were notified of the RFB, and four (4) vendors responded; and

WHEREAS, The Director of Purchasing determined that Fran Corp. d/b/a All Bright Electric (“Fran Corp.”), 100 Snake Hill Road, West Nyack, New York 10994, was the lowest responsive, responsible bidder; and

WHEREAS, The Director of Purchasing awarded the RFB to Fran Corp. on November 28, 2011 and exercised the first year option term on or about November 28, 2012; and

WHEREAS, To date, the County has spent \$82,577.42 under the RFB, and it is anticipated that an additional \$117,422.58 will be needed through November 27, 2013; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County approve the additional purchases from Fran Corp. of electrical services – electrical and control work under the RFB in the additional amount of \$117,422.58 for the period from November 28, 2012 through November 27, 2013, and in a total amount not to exceed \$200,000 for the full period from November 28, 2011 through November 27, 2013; and

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

WHEREAS, Sufficient funding for these purchases exist in the 2013 Budget of the Department of General Services; 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 additional purchases in excess of \$100,000 from Fran Corp. d/b/a All Bright Electric, 100 Snake Hill Road, West Nyack, New York 10994, of electrical services – electrical and control work under RFB-RC-2011-087 in the additional amount of \$117,422.58 for the period from November 28, 2012 through November 27, 2013, and in a total amount not to exceed \$200,000 for the full period from November 28, 2011 through November 27, 2013, with all purchases to be made by formal purchase order, subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That sufficient funding for these purchases exist in the 2013 Budget of the Department of General Services.



Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 250 OF 2013  
 APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000  
 FROM GENTECH, LTD. FOR PREVENTIVE MAINTENANCE, REPAIRS  
 AND SERVICE OF EMERGENCY GENERATORS  
 UNDER RFB-RC-2010-042  
 IN THE ADDITIONAL AMOUNT OF \$50,000  
 FOR THE PERIOD FROM MAY 1, 2012 THROUGH APRIL 30, 2013  
 AND FOR A TOTAL AMOUNT NOT TO EXCEED \$218,569.10  
 FOR THE FULL PERIOD FROM MAY 1, 2010 THROUGH APRIL 30, 2013  
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER  
 [DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]  
 (\$218,569.10)**

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

WHEREAS, By Resolution No. 381 of 2011, the Legislature of Rockland County approved the purchases in excess of \$100,000 from Gentech, Ltd., 3017 Route 9W, New Windsor, New York 12522, for preventive maintenance, repairs and service of emergency generators under RFB-RC-2010-042 in an amount not to exceed \$168,569.10 for the first year option term from May 1, 2011 through April 30, 2012, with one (1) remaining one (1) year option term; and

WHEREAS, The Purchasing Division has exercised the second and final year option term which expires on April 30, 2013; and

WHEREAS, To date, expenditures total \$128,289.60; and

WHEREAS, The Rockland County Sewer District No. 1 has notified the Purchasing Division that repair work is required on generators located at the Tallman and North Pumping Stations; the total estimated expenditures for these repairs is \$35,000, and there is additional preventative maintenance to be performed on generators prior to the expiration of this contract; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County approve the additional purchases in excess of \$100,000 from Gentech for preventive maintenance, repairs and service of emergency generators under the RFB in the additional amount of \$50,000 for the second and final year option term from May 1, 2012 through April 30, 2013 and for a total amount not to exceed \$218,569.10 for the full period from May 1, 2010 through April 30, 2013; and

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

WHEREAS, Sufficient funding for the purchases is provided for in the 2013 Budgets of the Rockland County Sewer District No. 1, the Fire Training Center and the Department of General Services subject to available intra-departmental transfers; and

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

WHEREAS, The Planning & 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 additional purchases in excess of \$100,000 from Gentech, Ltd., 3017 Route 9W, New Windsor, New York 12522, for preventive maintenance, repairs and service of emergency generators under RFB-RC-2010-042 in the additional amount of \$50,000 for the second and final year option term from May 1, 2012 through April 30, 2013 and for a total amount not to exceed \$218,569.10 for the full period from May 1, 2010 through April 30, 2013, 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 the purchases is provided for in the 2013 Budgets of the Rockland County Sewer District No. 1, the Fire Training Center and the Department of General Services subject to available intra-departmental transfers.

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Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 251 OF 2013  
APPROVING AGREEMENT IN EXCESS OF \$100,000  
WITH TANK SPECIALIST PLUS, LLC.  
UNDER CHANGE ORDER NO. 1  
FOR 2011 FUEL TANK REPLACEMENT-MT. IVY AND  
WILDER PUMP STATIONS  
FOR AN ADDITIONAL AMOUNT OF \$36,000  
AN AMOUNT NOT TO EXCEED \$207,393.75  
RFB-RC-2011-057  
FOR AN EXTENDED TERM FROM  
MAY 3, 2013 THROUGH AUGUST 30, 2013  
AND AUTHORIZING ITS EXECUTION  
BY THE COUNTY EXECUTIVE  
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]  
(\$207,393.75)**

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

WHEREAS, Under RFB RC 2011-57, the 2011 Fuel Tank Replacement-Mt. Ivy and Wilder Pump Stations project work includes decommissioning of existing underground tanks and installing above ground tanks, installation of above ground piping, removal of excess soil, and overlaying the entire asphalt driveway area at both pump stations; and

WHEREAS, The work is required in order to comply with local, state and federal laws; and

WHEREAS, By Resolution 42 of 2011, the Board of Sewer Commissioners, upon the recommendation of the Executive Director, hereby awarded RFB-RC-2011-057 to the lowest bidder, Tank Specialist Plus, LLC, 55 Kensington Way, Middletown, New York 10940, in the amount of \$171,393.75, subject to legislature approval; and

WHEREAS, By Resolution 444 of 2011, the Legislature of Rockland County awarded RFB-RC-2011-057 to the lowest bidder, Tank Specialist Plus, LLC, 55 Kensington Way, Middletown, New York 10940, in the amount of \$171,393.75, and

WHEREAS, During the course of that work, contaminated soil was discovered at the Grandview Pump Station which needed to be remediated as quickly as possible, and

WHEREAS, Change Order #1 in the amount of \$36,000 has been proposed to remediate the soil at the Grandview Pump Station, and

WHEREAS, By Resolution No. 15 of 2013, the Board of Sewer Commissioners authorized and directed the Executive Director of the Sewer District No. 1 to request that the County Executive and the Legislature of Rockland County approve amendment and extension of this agreement with Tank Specialist Plus, LLC for 2011 Fuel Tank Replacement – Mt. Ivy and Wilder Pump Stations for an additional amount of \$36,000 for an amount not to exceed \$207,393.75 for an extended period from May 3, 2013 through August 30, 2013; and

WHEREAS, Sufficient funding for this project is provided for in the 2013 Operating Budget of the Rockland County Sewer District No. 1, G-SWR-8120-E4580; 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 contract in excess of \$100,000 with Tank Specialist Plus, LLC., 55 Kensington Way, Middletown, New York 10940 for RFB-RC-2011-057 Fuel Tank Replacement-Mt. Ivy and Wilder Pump Stations for an additional amount of \$36,000 for a total amount not to exceed \$207,393.75, for the period from May 3, 2013 through August 30, 2013 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 project is provided for in the 2013 Operating Budget of the Rockland County Sewer District No. 1, G-SWR-8120-E4580.

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Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 252 OF 2013  
 APPROVING AMENDMENT OF CONTRACT  
 IN EXCESS OF \$100,000 WITH NRP GROUP  
 IN THE ADDITIONAL AMOUNT OF \$61,132.50  
 FOR TOTAL NOT TO EXCEED AMOUNT OF \$431,144.00  
 TO INSTALL AND OPERATE ODOR CONTROL SYSTEM  
 AT VARIOUS PUMP STATIONS FOR THE SEWER DISTRICT  
 UNDER RFB-RC-2010-012 AND EXTENDING THE SECOND OPTION TERM  
 FROM JUNE 22, 2013 THROUGH DECEMBER 31, 2013  
 [SEWER DISTRICT]  
 (\$431,144.00)**

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

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

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

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

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

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

WHEREAS, By Resolution 119 of 2012 the Rockland County Legislature authorized an amendment and extension to the agreement with NRP Group, 9131 East 37<sup>th</sup> Street, North Wichita, Kansas 67226 to increase the amount by \$152,830.25 for a total sum not to exceed \$370,011.50 to install and operate odor control systems at various pump stations for the Sewer District No. 1 for the period June 22, 2012 through June 22, 2013; and

WHEREAS, Although historically the County has awarded this contract to a sole bidder, the Executive Director of Rockland County Sewer District No. 1 has identified another provider. She has recommended that the existing contract be extended from June 22, 2013 through December 31, 2013 and that the opening date of the new solicitation RFB-RC-2012-025 be extended to allow for another provider to test their product and service since all potential bidders are required to conduct a performance test; and

WHEREAS, The Executive Director of the Rockland County Sewer District No. 1 recommends that an additional \$61,132.50 be approved by the Rockland County Legislature, to be paid to NRP Group, for a total contract sum not to exceed \$431,144.00 through December 31, 2013; and

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

WHEREAS, That sufficient funds for this agreement exist within the 2013 Budget of the Sewer District No. 1; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the County entering into an amendment and extension of the agreement with NRP Group, 9131 East 37<sup>th</sup> Street, North Wichita, Kansas 67226, to install and operate odor control systems at various pump stations under RFB-RC 10-012 for an additional amount of \$61,132.50 for the period June 22, 2012 to December 31, 2013 in a total contract sum not to exceed \$431,144.00 and authorizes its execution by the County Executive upon approval of the County Attorney.

RESOLVED, That sufficient funding for this agreement is provided in the 2013 Budget of the Sewer District No. 1.

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**BOND RESOLUTION NO. 253 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING THE FINANCING OF THE INCREASED COST OF THE WESTERN RAMAPO SEWER EXTENSION OF ROCKLAND COUNTY SEWER DISTRICT NO. 1, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$168,000,000, APPROPRIATING \$43,000,000 IN ADDITION TO THE \$125,000,000 HERETOFORE APPROPRIATED FOR SUCH PURPOSE IN RESOLUTION NO. 309 OF 2008, AND AUTHORIZING THE ISSUANCE OF \$43,000,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

WHEREAS, by proceedings heretofore duly had and taken pursuant to the provisions of Section 269 of the County Law, the County Legislature of the County of Rockland, New York, has determined it to be in the public interest to increase the maximum cost of the establishment of the Western Ramapo Sewer Extension of Rockland County Sewer District No. 1 in said County, covering sewer projects in unsewered areas and improvements to sewers in connection with extending service to the Villages of Hillburn, Sloatsburg and a portion of the unincorporated area of the Town of Ramapo, as more fully described in the map and report including an estimate of cost, prepared in connection therewith, to a new maximum current estimated cost of \$168,000,00; and

WHEREAS, it is now desired to authorize the issuance of \$43,000,000 bonds of said County to pay the additional costs of such improvement; NOW, THEREFORE,

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Board of Rockland County Sewer District No. 1 (the "District") is hereby authorized to continue with the extension of the District, consisting of sewer projects in unsewered areas and improvements to sewers in connection with extending service to the Villages of Hillburn, Sloatsburg and a portion of the unincorporated area of the Town of Ramapo, including an advanced wastewater treatment plant, pump stations, a sewer collection system and interconnection line. The estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$168,000,000 and \$43,000,000 is hereby appropriated therefore in addition to the \$125,000,000 heretofore appropriated for such purpose in Resolution No. 309 of 2008. The plan of financing includes the issuance of \$43,000,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and 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 said bonds and the interest thereon as the same shall become due and payable, and the application of any funds which may be received from the Federal government and/or the State of New York. Principal and interest will be funded from the assessment and levy on real property in the District, as extended, in the same manner and at the same time as other County charges based upon the assessed value of the lots and parcels in the District, as extended.

Section 2. Bonds of the County in the principal amount of \$43,000,000 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 the "Law") to finance said appropriation.

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

- a) The period of probable usefulness to the purpose for which said \$43,000,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law is forty (40) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County without limitation as to rate or amount. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

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 such resolution, or a summary thereof, 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. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

\* \* \* \* \*

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

AYES:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
NOES:	0	
ABSENT:	1	(Legislator Murphy)

The resolution was declared and adopted.



**Debate:**

**Mr. Schoenberger**

The project was originally budgeted in the \$150,000,000 range. A decade or so ago the County Executive negotiated the project down to \$93,000,0000. As the project progressed the real cost put it back to what was originally proposed.

**Mr. Carey**

I would like to have more discussion on this at another time.

**Mr. Schoenberger**

I will be glad to bring it back to the Planning and Public Works Committee for a discussion and update on the project from the Sewer District.

**Mr. McKay. Legal Counsel**

We received a letter from the Director of the Sewer District who indicated that this particular bond was very sensitive to her, because they are running out of funds and there is a Consent Order that has to be complied within this year and a good portion of this money is going towards that.



**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

This is a forty-year bond that the costs are borne by the Sewer District residents, which would be limited to Clarkstown and Ramapo.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

As a new resident of Sewer District No. 1 I am thrilled.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 254 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING FINANCING OF THE FTC BUILDING AND INFRASTRUCTURE IMPROVEMENTS, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$650,000, APPROPRIATING \$650,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$650,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 1865, improvements to the FTC Administration Building, including exterior envelope and interior spaces, as well as site infrastructure consisting of windows, doors, ceilings, interior finishes, flooring, bathrooms, lighting, heating, air conditioning, site lighting, drainage pipes, catch basins, road repaving, other related components, and incidental expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$650,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$650,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, 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 said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$650,000 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 said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$650,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 12(a)(1) of the Law is twenty-five (25) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County without limitation as to rate or amount. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

\* \* \* \* \*

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

AYES:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
NOES:	0	
ABSENT:	1	(Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 255 OF 2013.**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING THE FINANCING OF THE RECONSTRUCTION OF THE FIRE TRAINING CENTER BUILDINGS AT THE COUNTY'S FIRE TRAINING CENTER, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$1,540,000, APPROPRIATING \$400,000 IN ADDITION TO THE \$1,140,000 HERETOFORE APPROPRIATED FOR SUCH PURPOSE IN RESOLUTION NO. 191 OF 2006, AND AUTHORIZING THE ISSUANCE OF \$400,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County is hereby authorized to continue existing Capital Project No. 1864 for the Department of General Services-Facilities, consisting of the reconstruction, repair and improvements to the fire training center tower, public safety and burn buildings, including, but not limited to, structural, mechanical, electrical, plumbing, general construction of roofs, exterior envelopes, windows, sprinklers, doors, heating, air conditioning, steel and concrete decks and walls at the County's Fire Training Center. The current estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,540,000 and \$400,000 is hereby appropriated therefor in addition to the \$1,140,000 heretofore appropriated for such purpose in Resolution No. 191 of 2006. The plan of financing includes the issuance of \$400,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, 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 said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the principal amount of not to exceed \$400,000 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 said appropriation.

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

- a) The period of probable usefulness to the purpose for which said \$400,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 12 of the Law is twenty-five (25) years; and
- b) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 5. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County without

limitation as to rate or amount. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

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 such resolution, or a summary thereof, 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. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

\* \* \* \* \*

The adoption of the following resolution was seconded by Legislator Douglas J. Jobson and duly put to a vote on roll call, which resulted as follows:

AYES:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
NOES:	0	
ABSENT:	1	(Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 256 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING FINANCING OF IMPROVEMENTS TO BUILDING A CABLE AND HYDRAULIC ELEVATORS, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$950,000, APPROPRIATING \$950,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$950,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 4474, improvements to Building A cable and hydraulic elevators consisting of design and installation of new elevator lifts and motors and controls for elevators 1 through 6 and renovation of the hydraulic elevator, including incidental expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$950,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$950,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, 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 said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$950,000 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 said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$950,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 13 of the Law is ten (10) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County without limitation as to rate or amount. 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, and provision shall be made annually in

the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

\* \* \* \* \*

The adoption of the following resolution was seconded by Legislator Douglas J. Jobson and duly put to a vote on roll call, which resulted as follows:

AYES:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
NOES:	0	
ABSENT:	1	(Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 257 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING FINANCING OF IMPROVEMENTS TO HOSPITAL HVAC IMPROVEMENTS, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$500,000, APPROPRIATING \$500,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 4477, improvements to the hospital HVAC system, including HVAC equipment, ducts, controls and other related components, and incidental expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$500,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$500,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and 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 said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$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 said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$500,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 13 of the Law is ten (10) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County without limitation as to rate or amount. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

\* \* \* \* \*

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

AYES:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
NOES:	0	
ABSENT:	1	(Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 258 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING FINANCING OF NURSE CALL AND PATIENT SECURITY SYSTEMS, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$950,000, APPROPRIATING \$950,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$950,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 4475, replacement and upgrade of nurse call and patient security systems, including incidental expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$950,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$950,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, 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 said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$950,000 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 said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$950,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 32 of the Law is five (5) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will not exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County without limitation as to rate or amount. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

\* \* \* \* \*

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

AYES:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
NOES:	0	
ABSENT:	1	(Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 259 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING FINANCING OF IMPROVEMENTS TO BUILDING A FIRE SPRINKLER SYSTEM, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$650,000, APPROPRIATING \$650,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$650,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 4478, improvements to Building A fire sprinkler system, including incidental expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$650,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$650,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, 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 said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$650,000 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 said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$650,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 13 of the Law is ten (10) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County without limitation as to rate or amount. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

\* \* \* \* \*

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

AYES: 16 (Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)

NOES: 0

ABSENT: 1 (Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 260 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING FINANCING OF STONY POINT HIGHWAY GARAGE IMPROVEMENTS, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$500,000, APPROPRIATING \$500,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 1470, Stony Point Highway Garage improvements, including site improvements and expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$500,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$500,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and 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 said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$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 said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$500,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 12(a)(1) of the Law is twenty-five (25) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.154-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources upon all the taxable real property within the County subject to applicable statutory limitations. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds

and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

\* \* \* \* \*

The adoption of the following resolution was seconded by Legislator Douglas J. Jobson and duly put to a vote on roll call, which resulted as follows:

AYES:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
NOES:	0	
ABSENT:	1	(Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 261 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING FINANCING OF MIS-UPS UPGRADE, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$600,000, APPROPRIATING \$600,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$600,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 1464, the upgrade of the MIS Uninterruptible Power Supply, including incidental equipment and expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$600,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$600,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, 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 said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$600,000 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 said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$600,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 13 of the Law is ten (10) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.154-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County subject to applicable statutory limitations. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds

and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

\* \* \* \* \*

The adoption of the following resolution was seconded by Legislator Douglas J. Jobson and duly put to a vote on roll call, which resulted as follows:

- AYES: 16 (Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
- NOES: 0
- ABSENT: 1 (Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 262 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING FINANCING OF COUNTY CENTER BUILDINGS EMERGENCY GENERATORS AND ELECTRICAL IMPROVEMENTS, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$1,800,000, APPROPRIATING \$1,800,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$1,800,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 1461, emergency generators and electrical improvements at County Center Buildings, including incidental equipment and expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$1,800,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,800,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, 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 said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$1,800,000 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 said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$1,800,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 12(a)(1) of the Law is twenty-five (25) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.154-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County subject to applicable statutory limitations. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds

and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

\* \* \* \* \*

The adoption of the following resolution was seconded by Legislator Patrick J. Moroney and duly put to a vote on roll call, which resulted as follows:

AYES:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
NOES:	0	
ABSENT:	1	(Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 263 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING FINANCING OF IMPROVEMENTS AND RENOVATIONS TO COUNTY GOVERNMENT CENTER BUILDINGS, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$500,000, APPROPRIATING \$500,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 1466, the construction of improvements to and renovation of County Government Center Buildings, including incidental improvements and expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$500,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$500,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and 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 said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$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 said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$500,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 12(a)(1) of the Law is twenty-five (25) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.154-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County subject to applicable statutory limitations. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

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The adoption of the following resolution was seconded by Legislator Christopher J. Carey and duly put to a vote on roll call, which resulted as follows:

AYES:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
NOES:	0	
ABSENT:	1	(Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 264 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING FINANCING OF THE PURCHASE OF GROUNDS AND MAINTENANCE EQUIPMENT FOR FACILITIES MANAGEMENT, PARKS AND CONSUMER PROTECTION, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$850,000, APPROPRIATING \$850,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$850,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 1465, the purchase of grounds and maintenance equipment for Facilities Management, Parks and Consumer Protection, including incidental expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$850,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$850,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, 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 said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$850,000 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 said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$850,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 28 of the Law is five (5) years for items costing \$15,000 or less, ten (10) years for items costing more than \$15,000 but less than \$30,000, and fifteen (15) years for items costing \$30,000 or more; and
- b) The proposed maturity of a portion of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.154-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County subject to applicable statutory limitations. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

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The adoption of the following resolution was seconded by Legislator Douglas J. Jobson and duly put to a vote on roll call, which resulted as follows:

AYES:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
NOES:	0	
ABSENT:	1	(Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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**BOND RESOLUTION NO. 265 OF 2013**

**BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 7, 2013, AUTHORIZING FINANCING OF THE ROOF REPLACEMENT FOR ROCKLAND COMMUNITY COLLEGE ACADEMIC BUILDINGS, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$1,700,000, APPROPRIATING \$1,700,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$1,700,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.**

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

THE LEGISLATURE OF THE COUNTY OF ROCKLAND, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Legislature) AS FOLLOWS:

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 8305, roof replacement for the Rockland Community College Academic Buildings, including incidental improvements and expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$1,700,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,700,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, 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 said bonds and the interest thereon as the same shall become due and payable. \$850,000 of such cost is anticipated to be reimbursed by the State of New York.

Section 3. Bonds of the County in the principal amount of \$1,700,000 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 said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$1,700,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 12(a)(1) of the Law is twenty-five (25) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.154-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County subject to applicable statutory limitations. 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, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. 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 such resolution, or a summary thereof, 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 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in 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 said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

\* \* \* \* \*

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

AYES:	16	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
NOES:	0	
ABSENT:	1	(Legislator Murphy)

The resolution was declared and adopted.

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**Roll Call:**

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

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Introduced by:

Referral No. 7171

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

**RESOLUTION NO. 266 OF 2013  
AMENDING THE CAPITAL PROJECTS BUDGET TO RE-OPEN  
THE RECONSTRUCTION OF THE CULTURAL  
ARTS CENTER ROOF GLASS ROOF  
REHABILITATION PROJECT  
AT ROCKLAND COMMUNITY COLLEGE  
AND INCREASE THE PROJECT BUDGET  
FOR AN ADDITIONAL \$80,000 TO \$1,715,000  
CAPITAL PROJECT NO. 8291  
[DEPARTMENT OF GENERAL SERVICES – FACILITIES MANAGEMENT]  
(\$1,715,000)**

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

WHEREAS, By Resolution No. 574 of 2003 and Resolution No. 85 of 2011, the Legislature of Rockland County created a Capital Project for the reconstruction of the Cultural Arts Center Roof and Glass Roof Rehabilitation at Rockland Community College under Capital Project No. 8291; and

WHEREAS, Plans and specifications for this project were prepared by Jan Degenshein Architects, 205 S. Broadway, Nyack, New York; and

WHEREAS, The project was completed in December of 2012 when a new roof and glass roof enclosure were installed on the Cultural Arts Center; and

WHEREAS, At the time of bonding the project, Rockland Community College committed to provide \$125,000 funding to supplement the project budget; and

WHEREAS, The amount of funding required is \$80,000 based on the completed work; and

WHEREAS, The project was bonded for \$1,635,000 and the additional funding of \$80,000 will bring the project total to \$1,715,000; and

WHEREAS, The Commissioner of General Services and the Director of Facilities Management recommend that the County Executive and Legislature of Rockland County amend the 2013 Capital Budget to re-open the Reconstruction of the Cultural Arts Center Roof and Glass Roof Rehabilitation Project at Rockland Community College and to increase the project budget by an additional \$80,000 to \$1,715,000; 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 Legislature of Rockland County approves an amendment to the 2013 Capital Budget to re-open the Reconstruction of the Cultural Arts Center Roof and Glass Roof Rehabilitation Project at Rockland Community College and to increase the project budget by an additional \$80,000 to \$1,715,000; 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.:

H8291	Cultural Arts Center Glass Roof Rehabilitation	80,000
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Increase Est. Rev. Acct.:

H2240	Contribution Rockland Community College	80,000
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Introduced by:

Referral No. 8372

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

**RESOLUTION NO. 267 OF 2013  
 APPROVING A SECOND AMENDMENT TO AN AGREEMENT IN EXCESS  
 OF \$100,000 WITH NYACK HOSPITAL FOR REIMBURSEMENT OF  
 ADDITIONAL PRENATAL CLINIC SERVICES UNDER RFP-RC-2010-024  
 IN THE ADDITIONAL AMOUNT OF \$51,766 FOR A TOTAL  
 CONTRACT SUM NOT TO EXCEED \$3,009,170 FOR THE PERIOD FROM  
 JANUARY 1, 2011 THROUGH DECEMBER 31, 2012  
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE  
 [DEPARTMENT OF HEALTH]  
 (\$3,009,170)**

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

WHEREAS, By Resolution No. 141 of 2011, the Legislature of Rockland County approved the agreement with Nyack Hospital, 16 North Midland Avenue, Nyack, New York 10960 to provide prenatal clinic services under RFP-RC-2010-024 for a total contract sum not to exceed \$1,597,700 for the period from January 1, 2011 through December 31, 2011 with the option to renew for four (4) additional one year terms; and

WHEREAS, By Resolution No. 194 of 2012, the Legislature of Rockland County approved an amendment to the agreement with Nyack Hospital, 16 North Midland Avenue, Nyack, New York 10960 to provide prenatal clinic services under RFP-RC-2010-024 in an additional amount of \$1,400,000 in a total contract sum not to exceed \$2,957,404 for the period from January 1, 2011 through December 31, 2012; and

WHEREAS, The contract amount for the amendment to the agreement was based upon an estimated 592.27 for the 2012 births; and

WHEREAS, There were 630 actual births in 2012 or 37.73 additional births at a cost of \$1,372.00 per birth for a total additional sum of \$51,766, which is due to Nyack Hospital; and

WHEREAS, The County is no longer providing prenatal services through Nyack Hospital and no additional contract extensions are necessary; and

WHEREAS, The Commissioner of Health recommends that the County Executive and the Legislature of Rockland County approve a second amendment to the agreement with Nyack Hospital, 16 North Midland Avenue, Nyack, New York 10960 in an additional amount of \$51,766 for a total amount not to exceed \$3,009,170 for the period from January 1, 2011 through December 31, 2012; and

WHEREAS, Sufficient funding for this amendment to the agreement exists in the 2012 Operating Budget of the Department of Health; 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 Multi-Services and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves a second amendment to the agreement with Nyack Hospital, 160 North Midland Avenue, Nyack, New York 10960 under RFP-RC-2010-024 for the additional amount of \$51,766 for a total contract sum not to exceed \$3,009,170 for the period from January 1, 2011 through December 31, 2012 and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this amendment to the agreement exists in the 2012 Operating Budget of the Department of Health.



Introduced by:

Referral No. 8281

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

**RESOLUTION NO. 268 OF 2013  
 APPROVING A LEASE AGREEMENT WITH 26 NEW MAIN STREET LLC  
 FOR ONE YEAR WITH AN OPTION TO RENEW FOR AN  
 ADDITIONAL ONE (1) YEAR FOR THE PERIOD FROM APRIL 15, 2013  
 THROUGH APRIL 14, 2014 FOR CLINIC/SERVICES FOR THE  
 WOMEN, INFANT AND CHILDREN (WIC) PROGRAM  
 [DEPARTMENT OF HEALTH]  
 (\$18,697)**

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

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 at these premises since 1995; and

WHEREAS, The current lease agreement for the off-site clinic with 26 New Main Street LLC, 4 Laurel Road, New City, New York expired on April 14, 2013; and

WHEREAS, The Commissioner of Health has requested that the County Executive and Legislature of Rockland County approve a lease agreement for one year with 26 New Main Street LLC, 4 Laurel Road, New City, New York for clinic services for the Women, Infant and Children (WIC) Program for the period from April 15, 2013 through April 14, 2014 with an option to renew for an additional one 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, 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 2013 Budget of the Department of Health – WIC Grant Program and is contingent upon 2014 budget appropriations; and

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

RESOLVED, That the Legislature of Rockland County approves the lease agreement for one year with 26 New Main Street LLC, 4 Laurel Road, New City, New York in the amount of \$18,697 for clinic services for the Women, Infant and Children (WIC) Program for the period from April 15, 2013 through April 14, 2014 with an option to renew for an additional one year term; and be it further

RESOLVED, That the Legislature of Rockland County authorizes the County Executive to execute the lease agreement and all other documents necessary to effectuate the off-site clinic and facilities, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient grant funds has been provided in the 2013 Budget of the Department of Health – WIC Grant Program and is contingent upon 2014 budget appropriations.



Introduced by:

Referral No. 2867

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

**RESOLUTION NO. 269 OF 2013  
 APPROVING AN AGREEMENT WITH THE NEW  
 YORK STATE DEPARTMENT OF HEALTH FOR THE FISCAL  
 MANAGEMENT AND THE PAYMENT OF CLAIMS FOR THE  
 EARLY INTERVENTION PROGRAM  
 [DEPARTMENT OF HEALTH]**

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

WHEREAS, Recent amendments to New York State Public Health Law (PHL) §2550(2)(b) authorize the New York State Department of Health (NYSDOH) to enter into agreements with third-party providers directly which set forth the terms and conditions for participation in the Early Intervention Program; and

WHEREAS, Statutory authority in PHL § 2552(1) allowing municipalities, including the County of Rockland, to contract with providers was repealed effective April 1, 2013; and

WHEREAS, PHL § 2557 (5)(a) further provides that municipalities shall grant sufficient authority to the NYSDOH as fiscal agent to act on their behalf and shall utilize the fiscal agent for the payment of early intervention claims to third-party providers in accordance with an Escrow Agreement; and

WHEREAS, It is anticipated that the payments to the third-party providers from the account to be set up by the County and the NYSDOH under the Escrow Agreement shall exceed \$100,000; and

WHEREAS, Local Law No. 16 of 1996 provides that all contracts in excess of \$100,000 shall be approved by the Legislature; and

WHEREAS, The Acting Commissioner of Health requests that the County Executive and Legislature of Rockland County approve the Escrow Agreement with the NYSDOH which pertains to the fiscal management and the payment of early intervention claims to third-party providers, commencing April 1, 2013; now, therefore, be it

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

RESOLVED, That the Legislature of Rockland County approves the Escrow Agreement with the New York State Department of Health for the fiscal management and the payment of early intervention claims to third-party providers, commencing April 1, 2013; and be it further

RESOLVED, That the Legislature of Rockland County authorizes the County Executive to execute the Escrow Agreement with the New York State Department of Health, subject to the approval of the County Attorney.

The vote resulted as follows:

Ayes:	15	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Low-Hogan, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
Nay:	01	(Legislator Jobson)
Absent:	01	(Legislator Murphy)



Introduced by:

Referral No. 9263/9473

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

**RESOLUTION NO. 270 OF 2013  
 APPROVING A CONTRACT IN EXCESS OF \$100,000  
 IN AN AMOUNT NOT TO EXCEED \$400,679 WITH CENTER FOR  
 SAFETY AND CHANGE, INC. (F/K/A/ ROCKLAND FAMILY SHELTER)  
 TO PROVIDE NON-RESIDENTIAL DOMESTIC VIOLENCE SERVICES FOR  
 THE PERIOD JANUARY 1, 2013 THROUGH DECEMBER 31, 2013  
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE  
 [DEPARTMENT OF SOCIAL SERVICES]  
 (\$400,679)**

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

WHEREAS, The Department of Social Services is required by New York State Laws of 1991, Chapter 53, to provide nonresidential domestic violence services to the residents of Rockland County; and

WHEREAS, By Resolution 47 of 2012, the Legislature of Rockland County approved a contract in excess of \$100,000 in an amount not to exceed \$400,679 with Rockland Family Shelter (now known as Center for Safety and Change, Inc.), 9 Johnsons Lane, New City, New York 10956, to provide such nonresidential domestic violence services to residents of Rockland County for the period January 1, 2012 through December 31, 2012; and

WHEREAS, The Commissioner of Social Services has recommended to the County Executive and the Legislature of Rockland County that the County enter into a contract in excess of \$100,000 in an amount not to exceed \$400,679 with Center for Safety and Change, Inc. f/k/a Rockland Family Shelter, 9 Johnsons Lane, New City, New York 10956, to provide nonresidential domestic violence services to residents of Rockland County for the period January 1, 2013 through December 31, 2013; and

WHEREAS, Sufficient funds for this contract are provided for in the 2013 Budget of the Department of Social Services in budget line item 6010-5060; 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 the Legislature have met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the contract in excess of \$100,000 in an amount not to exceed \$400,679 with Center for Safety and Change, Inc. f/k/a Rockland Family Shelter, 9 Johnsons Lane, New City, New York 10956, to provide nonresidential domestic violence services to residents of Rockland County for the period January 1, 2013 through December 31, 2013, and authorizes the County Executive to execute the agreement on behalf of the County; and be it further

RESOLVED, That sufficient funds for this contract are provided for in the 2013 Budget of the Department of Social Services in budget line item 6010-5060.



Introduced by:

Referral No. 3657

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

**RESOLUTION NO. 271 OF 2013  
APPROVING CONTRACT IN EXCESS OF \$100,000  
WITH SOPHIE'S HEALTH CARE SERVICES, INC., SUFFERN, NEW YORK  
TO PROVIDE HOME CARE SERVICES TO QUALIFIED SENIOR CITIZEN'S  
IN AN AMOUNT NOT TO EXCEED \$210,000  
FOR THE PERIOD APRIL 1, 2013 THROUGH MARCH 31, 2014  
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE  
[OFFICE FOR THE AGING]  
(\$210,000)**

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

WHEREAS, The Director of the Office for the Aging is requesting that the County enter into contract with Sophie's Health Care Services, Inc, 78 Lafayette Avenue, Suite 104, Suffern, New York 10901, to provide Home Care Services to qualified Senior Citizen's, in an amount not to exceed \$210,000, for the period April 1, 2013 through March 31, 2014; and

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

WHEREAS, Sufficient funding for this contract exists in the 2013 Operating Budget of the Office for the Aging; and

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

RESOLVED, That the Legislature of Rockland County approves a contract in excess of \$100,000 with Sophie's Health Care Services, Inc, 78 Lafayette Avenue, Suite 104, Suffern, New York 10901, to provide Home Care Services to qualified Senior Citizen's, in an amount not to exceed \$210,000, for the period April 1, 2013 through March 31, 2014, 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 exists in the 2013 Operating Budget of the Office for the Aging.

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Introduced by:

Referral No. 9067

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

**RESOLUTION NO. 272 OF 2013  
APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000  
FROM BERMUDEZ STALL SERVICE FOR HORSE FEED  
AND CARE FOR THE SHERIFF'S DEPARTMENT  
UNDER RFB-RC-10-041  
IN THE ADDITIONAL AMOUNT OF \$56,400  
FOR THE THIRD AND FINAL OPTION TERM  
FROM MAY 1, 2013 THROUGH APRIL 30, 2014  
AND IN A TOTAL AMOUNT NOT TO EXCEED \$215,100  
FOR THE FULL PERIOD FROM MAY 1, 2010 THROUGH APRIL 30, 2014 WITH ALL  
PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER  
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]  
(\$215,100)**

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

WHEREAS, By Resolution No. 137 of 2012, Legislature of Rockland County approved the additional purchases in excess of \$100,000 from Bermudez Stall Service ("Bermudez"), P.O. Box 193, Suffern, New York 10901, for horse feed and care for the Sheriff's Department under RFB-RC-10-041 (the "RFB") in an amount not to exceed \$60,000 for the second year option term from May 1, 2012 through April 30, 2013, and for a total amount not to exceed \$158,700 for the full period from May 1, 2010 through April 30, 2013, with one (1) remaining one (1) year option term, and authorized all purchases to be made by formal purchase order, subject to the approval of the Director of Purchasing; and

WHEREAS, Estimated annual purchases are \$56,400; and

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

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County approve the additional purchases from Bermudez for horse feed and care for the Sheriff's Department under the RFB in an additional amount not to exceed \$56,400 for the third and final year option term from May 1, 2013 through April 30, 2014, and for a total amount not to exceed \$215,100 for the full period from May 1, 2010 through April 30, 2014; and

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

WHEREAS, Sufficient funding for the purchases is provided for in the 2013 Budget of the Sheriff's Department and is contingent upon 2014 budget appropriations; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the additional purchases from Bermudez Stall Service, Box 193, Suffern, New York 10901, for horse feed and care for the Sheriff's Department under RFB-RC-10-041 in an additional amount not to exceed \$56,400 for the third and final option term from May 1, 2013 through April 30, 2014 and for a total amount not to exceed \$215,100 for the full period from May 1, 2010 through April 30, 2014, 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 the purchases is provided for in the 2013 Budget of the Sheriff's Department and is contingent upon 2014 budget appropriations.

The vote resulted as follows:

Ayes:	15	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
Nays:	01	(Legislator Moroney)
Absent:	01	(Legislator Murphy)

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Introduced by:

Referral No. 4329

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

**RESOLUTION NO. 273 OF 2013  
ESTABLISHING ONE POSITION  
AND ABOLISHING TWO POSITIONS  
IN THE DEPARTMENT OF HEALTH  
OFFICE OF THE MEDICAL EXAMINER**

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

WHEREAS, The Acting Commissioner of Health is requesting the establishment of one position along with the concurrent abolishment of two positions to help support essential services, and

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

WHEREAS, The Acting Commissioner of Health is requesting no additional funds to establish this position, and

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

RESOLVED, That one position of Pathologist (LTFT), position #9099 (base salary \$152,521) be hereby established in the Department of Health- 1185, and be it further

RESOLVED, That one position of Pathologist (PT), position #0744C - (base salary \$152,521) be hereby concurrently abolished.

RESOLVED, That one position of Deputy Medical Examiner (LTFT), position #8552 – (base salary \$122,300) be hereby concurrently abolished.

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Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 274 OF 2013  
URGING THE NEW YORK STATE LEGISLATURE TO PASS SENATE BILL S.2363  
AND ASSEMBLY BILL A.2417 TO ESTABLISH A COMPREHENSIVE  
STATEWIDE ASTHMA MANAGEMENT AND CONTROL PROGRAM WHICH  
COORDINATES THE EFFORTS OF INDIVIDUALS, FAMILIES,  
HEALTH CARE PROVIDERS, SCHOOLS AND COMMUNITY-BASED ORGANIZATIONS**

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

WHEREAS, asthma is a chronic, potentially life-threatening respiratory illness that affects over one million New Yorkers, including many children and adolescents; and

WHEREAS, asthma is directly linked to large and growing inpatient and outpatient bills paid for by Medicaid and other health care payers, which in most cases could be avoided through early education and treatment of the condition; and

WHEREAS, asthma is the most common chronic disorder in children and adolescents and is responsible for approximately 10 million missed school days each year, which is three times the amount for children without this debilitating ailment. In recent years, asthma has become the leading cause of hospitalization among children in New York, and the death rate among sufferers has increased a staggering 50% since 1980; and

WHEREAS, numerous studies show that early education, screening, and treatment is a very cost effective method to address this growing public health problem; and

WHEREAS, establishing a comprehensive statewide asthma management program which coordinates the efforts of individuals, families, health care providers, schools and community-based organizations which would help New York track the disease, better understand its causes and triggers, and direct asthma education and preventive care to the children and families who need it the most; and

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

RESOLVED, that the Rockland County Legislature hereby strongly urges the New York State Legislature to pass Senate bill S. 2363 and Assembly bill A.2417 to establish a comprehensive statewide asthma management and control program which coordinates the efforts of individuals, families, health care providers, schools and community-based organizations, and urges the governor to sign such legislation; and

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

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Introduced by:

Referral No. 2806

Hon. Ilan S. Schoenberger, Sponsor  
Hon. Alden H. Wolfe, Sponsor  
Hon. Edwin J. Day, Sponsor  
Hon. Douglas J. Jobson, Sponsor  
Hon. Aney Paul, Sponsor  
Hon. Philip Soskin, Sponsor

**RESOLUTION NO. 275 OF 2013  
CONFIRMING THE APPOINTMENT OF  
BARBARA PALAZZO,  
STONY POINT, NEW YORK  
TO THE ROCKLAND COUNTY PLANNING BOARD**

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

WHEREAS, §C5.03 of the Rockland County Charter authorizes the County Executive to appoint members to the Rockland County Planning Board ("Board") for staggered terms of four years, subject to legislative confirmation; and

WHEREAS, The Board is to consist of nine (9) members, with one (1) from each Town; and

WHEREAS, There is currently one (1) vacancy on the Rockland County Planning Board caused by the resignation of Andrew Smith; and

WHEREAS, The County Executive has appointed Barbara Palazzo of Stony Point, New York to the Rockland County Planning Board to the remainder of the unexpired term of Andrew Smith, which shall expire on December 31, 2014, subject to legislative confirmation; and

WHEREAS, With the approval of this resolution each town located in the County will be represented on the board;

WHEREAS, With the approval of this resolution, the Board will be fully constituted; and

WHEREAS, The Planning and Public Works 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 Barbara Palazzo of Stony Point, New York to the Rockland County Planning Board to the remainder of the unexpired term of Andrew Smith, which shall terminate on December 31, 2014; and be it further

RESOLVED, That the Clerk to the Legislature is hereby directed to forward a copy of this resolution to the Rockland County Planning Board and to the appointee, Barbara Palazzo.

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Introduced by:

Referral No. 3436

Hon. Ilan S. Schoenberger, Sponsor  
 Hon. Edwin J. Day, Co-Sponsor  
 Hon. Douglas J. Jobson, Co-Sponsor  
 Hon. Joseph L. Meyers, Co-Sponsor  
 Hon. Aney Paul, Co-Sponsor  
 Hon. Philip Soskin, Co-Sponsor

**RESOLUTION NO. 276 OF 2013  
 URGING THE STATE OF NEW YORK AND NEW YORK STATE THRUWAY  
 AUTHORITY TO POSTHUMOUSLY RECOGNIZE THE CIVIC CONTRIBUTIONS  
 OF ARMAND MIELE BY NAMING THE SPRING VALLEY TOLL INTERCHANGE  
 AS THE ARMAND MIELE TOLL FREE PLAZA IN HIS MEMORY**

Mr. Schoenberger offered the following resolution, which was seconded by Mr. Carey, Mr. Day, Mr. Earl, Mr. Jobson, Mr. Meyers, Mr. Moroney, Mrs. Paul, Mr. Soskin, Mr. Sparaco and Mr. Wieder and adopted:

WHEREAS, Armand Miele, editor and publisher of the Rockland County Times, died recently after devoting much of his life to civic contributions on behalf of the residents of Rockland County; and

WHEREAS, among his many local contributions and accomplishments was his long fight against MTA taxes and the Authority’s jurisdiction over Rockland County, his help forming the village of Montebello, as well as his work to speed up and cut costs on the long delayed county courthouse construction; and

WHEREAS, in the 1990s Mr. Miele ran for state assembly, town supervisor and county executive; and

WHEREAS, Mr. Miele is perhaps best known for his successful efforts to eliminate the collection of tolls from passenger cars at the Spring Valley toll interchange of the New York State Thruway. His achievement relieved an unfair financial burden borne by Rockland residents who depended on that local section of the Thruway for local travel often multiple times per day and week; and

WHEREAS, Dylan Skriloff, editor and associate publisher of the Rockland County Times, has suggested that the Spring Valley toll interchange be named for Mr. Miele because of this lasting achievement in eliminating that toll; and

WHEREAS, it would be a fitting honor in memory of Mr. Miele’s civic contributions to the residents of Rockland County to have that Spring Valley toll interchange of the New York State Thruway named after him as a lasting tribute; and

WHEREAS, the Planning and Public Works Committee has met, considered and by a vote of five ayes, 1 nay and 1 absent, approved this resolution; now therefore be it

RESOLVED, that the Rockland County Legislature hereby strongly urges the State of New York State and the New York State Thruway Authority to posthumously recognize the civic contributions of Armand Miele by naming the Spring Valley toll interchange of the New York State Thruway the Armand Miele Toll Free Plaza in his memory; and

RESOLVED, that the Clerk to the Legislature be and he is hereby authorized and directed to send a copy of this resolution to Andrew M. Cuomo, Governor of the State of New York; Howard P. Milstein, Chair of the New York State Thruway Authority; Thomas J. Madison, Executive Director of the New York State Thruway Authority; 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 Ann G. Rabbitt, Members of the New York State Assembly; the President Pro Tem of the New York State Senate; the Speaker of the New York State Assembly; the Majority and Minority Leaders of the New York State Senate and Assembly; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

The vote resulted as follows:

Ayes:	13	(Legislators Carey, Day, Earl, Hood, Jr., Jobson, Meyers, Moroney, Paul, Schoenberger, Soskin, Sparaco, Wieder, Cornell)
Nays:	03	Legislators Grant, Low-Hogan, Wolfe)
Absent:	01	(Legislator Murphy)



**Debate:**Mr. Schoenberger

This is a specific request of the family of the late Armand Miele since he was actively involved in removing the toll on the Thruway in Spring Valley. That toll fee area they would like named after him in his memory. We can't do that here in Rockland County government, but we can ask the State Thruway Authority to do so and that is the purpose of the resolution.

Mr. Wolfe

As I had explained in committee I will be voting against this. It does not having anything at all to do with Mr. Miele or his contributions to our community. He is someone with whom I like to think I enjoyed a fairly friendly relationship with. I however question the propriety of so soon after someone's death making a move or taking a position of naming something that is a public asset. I know that in Rockland County we have a Local Law regarding the naming of County facilities and assets, but this of course is not. I think that there is some good to be had in having almost a cooling off, a waiting period and a time of reflection before a decision is made so it could be made logically and thoughtfully and not emotionally. Again, certainly with great respect to Mr. Miele's memory I will be voting against this tonight.

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Introduced by:

Referral No. 2369

Hon. Alden H. Wolfe, Sponsor  
Hon. Nancy Low-Hogan, Sponsor  
Hon. Harriet D. Cornell, Sponsor  
Hon. Philip Soskin, Sponsor

**RESOLUTION NO. 277 OF 2013  
CONFIRMING THE APPOINTMENT OF  
LORINDA M. HILL, POMONA, NEW YORK  
TO THE ROCKLAND COUNTY ENVIRONMENTAL  
MANAGEMENT COUNCIL**

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

WHEREAS, Chapter 61 of the Laws of Rockland County established the Rockland County Environmental Management Council (hereinafter the "Council"); and

WHEREAS, The Council is necessary to fostering unified action on environmental problems among local governments, public and private agencies and organizations located within the County; and

WHEREAS, Section 3.02 of the Rockland County Charter authorizes the County Executive to appoint members of Rockland County boards and commissions who shall serve at his pleasure, subject to legislative confirmation; and

WHEREAS, The Council shall consist of thirteen (13) members appointed by the County Executive, subject to Legislative confirmation; and

WHEREAS, The members of the Council shall be persons other than members of Town or Village Commission for Conservation of the Environment, residing within the County of Rockland, who are interested in the improvement and preservation of environmental quality; and

WHEREAS, The Council shall also consist of (8) ex officio members and one member from each Commission for Conservation of the Environment that has been established by the governing body of each Town and Village within the County of Rockland; and

WHEREAS, There are presently no Commissions for Conservation of the Environment established by any of the Towns or Villages within the County; and

WHEREAS, The County Executive has appointed Lorinda M. Hill, Pomona, New York, to the Rockland County Environmental Management Council; and

WHEREAS, Lorinda M. Hill is interested in the improvement and preservation of environmental quality; and

WHEREAS, That Lorinda M. Hill is filling one of five (5) vacancies on the Council; and

WHEREAS, The Environmental 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 Lorinda M. Hill, Pomona, New York, to the Rockland County Environmental Management Council, to serve at the pleasure of the County Executive, and be it further

RESOLVED, That the Clerk to the Legislature is hereby directed to forward a copy of this resolution to the Rockland County Environmental Management Council and to the appointee, Lorinda M. Hill.

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**Comments from Legislators:**

Legislator Edwin J. Day

Sunday, May 19<sup>th</sup> at 11:00 am at the Rockland County Court House will be the annual Rockland County Memorial Service. It is an extremely solemn moment. You typically have many families of fallen officers who are there. It is very difficult for them to come out and remember their loved ones who made the ultimate sacrifice. It is asked that folks in the area come down and show support to these families who have lost their loved ones in defense of the citizens of this County and elsewhere. Thank you.

Chairwoman Harriet D. Cornell

I would like to remind Legislators that on May 14<sup>th</sup> at 8:00 am Dr. Wood and the Board of Rockland Community College has invited Legislators to an annual breakfast at which time they give us a lot of information about the college.

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**ADJOURNMENT IN MEMORY OF  
CATHERINE McALEVEY**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Catherine McAlevey.

**ADJOURNMENT IN MEMORY OF  
ROSE DeBERARDINIS**

Chairwoman Cornell offered the following memorial, which was seconded by Mrs. Low-Hogan and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Rose DeBerardinis.

**ADJOURNMENT IN MEMORY OF  
KENNETH WILLIAM SAVOURY**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Kenneth William Savoury.

**ADJOURNMENT IN MEMORY OF  
RICHARD COYNE**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Richard Coyne.

**ADJOURNMENT IN MEMORY OF  
CARMELO D'ASSISSI**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Carmelo D'Assisi.

**ADJOURNMENT IN MEMORY OF  
CATHERINE TROY**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Catherine Troy.

**ADJOURNMENT IN MEMORY OF  
FRANK JOSEPH DiMARIA**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Frank Joseph DiMaria.

**ADJOURNMENT IN MEMORY OF  
JOHN VERAJA**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of John Veraja.

**ADJOURNMENT IN MEMORY OF  
T. SENG TJOA**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of T. Seng Tjoa.

**ADJOURNMENT IN MEMORY OF  
ANDREW BONELLI**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Andrew Bonelli.

**ADJOURNMENT IN MEMORY OF  
JOAN T. MURPHY**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Joan T. Murphy.

**ADJOURNMENT IN MEMORY OF  
JAMES "JIMMY" JAMES**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of James "Jimmy" James.

**ADJOURNMENT IN MEMORY OF  
GEORGE NIEBOUR**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of George Niebour.

**ADJOURNMENT IN MEMORY OF  
GEORGE HANSON**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of George Hanson.

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**RESOLUTION NO. 278 OF 2013  
ADJOURNMENT**

Mr. Jobson offered the following resolution, which was seconded by Mr. Grant and unanimously adopted (9:04 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Tuesday, May 21, 2013 at 7:00 p.m.

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Respectfully Submitted,

DARCY SHAPIN - GREENBERG  
Proceedings Clerk