

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, June 16, 2015 at 7:00 P.M., pursuant to the adjournment of the June 2, 2015 meeting.

Very truly yours,

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 11th day of June 2015

The Legislature of Rockland County convened in regular session pursuant to adjournment of the June 2, 2015 meeting.

A Roll Call being taken at 7:02 p.m., the following Legislators were present and answered to their names:

Harriet D. Cornell
Richard C. Diaz
Toney L. Earl
Michael M. Grant
Lon M. Hofstein
Douglas J. Jobson
Nancy Low-Hogan
Joseph L. Meyers
Patrick J. Moroney
John A. Murphy
Aney Paul
Ilan S. Schoenberger
Philip Soskin
Aron B. Wieder
Jay Hood, Jr., Vice Chairman
Alden H. Wolfe, Chairman

Absent: Legislator Christopher J. Carey

Ciaran Green, Pearl River, New York, led in the Salute to the Flag and delivered the invocation.

**RESOLUTION NO. 263 OF 2015
ADOPTION OF MINUTES OF LEGISLATIVE
MEETING OF MAY 5, 2015**

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

Resolved, that the transcribed minutes of the Legislative meeting May 5, 2015, as recorded by the Clerk and presented to the Legislature, be and they are hereby adopted.

Comments from LegislatorsLegislator Nancy Low-Hogan

I just want to say that I remain hopeful that the NYS Assembly and Senate will come to an agreement and pass legislation in support of oversight for the East Ramapo Central School District.

This body worked very hard and was able to pass a Memorializing Resolution in support of the Assembly version of the Bill, introduced by Assemblywoman Ellen Jaffee and Assemblyman Ken Zebrowski. My personal view is I think the Senate version introduced yesterday by State Senator David Carlucci is lacking in some of the most critical accountability measures that were included in the Assembly version.

Just remember the next time anyone tries to tell you that the East Ramapo school board is "duly elected" and therefore their authority should not be questioned or overridden, that in the 1950's, 60's, 70's and even 80's duly elected school boards in the South enforced segregation, and refused to follow the mandates of the Supreme Court, so measures considered "invasive" by some were needed to ensure that the civil rights for ALL the children were protected.

School boards are not elected to defend the views of those adults who elected them. School boards are elected to ensure that the constitutional guarantee of a sound and basic education for ALL CHILDREN in that district are protected.

So on that note, let me close by saying, I urge our colleagues in the State Senate and State Assembly to do the right thing and agree to a compromise piece of legislation that is capable of producing the kind of change that is so desperately needed in East Ramapo. No loopholes! Thank you.

Legislator Joseph L. Meyers

I agree with my colleague Nancy Low-Hogan. I do hope that the Senate will consider the Assembly's version of the bill. The bill introduced by Senator Carlucci is not going to be workable.

I also want to talk about the Correction Officers who are here tonight. One of the reasons that I opposed the changes to the budget proposed by the County Executive was because money would come out of the Corrections Officers for the Patrol Officers. I know that statutorily and pursuant to New York State you need a certain number of Correction Officers, they need overtime and they need training. I did not agree with cuts to the Correction Officers budget.

Legislator Lon M. Hofstein

Last Wednesday I went up to Albany with Town Council members George Hoehmann, Frank Borelli and Rockland County Republican Chairman Lawrence Garvey, because we felt it was that important for the children of East Ramapo. We want the members of the Assembly and Senate to understand the importance and how we feel about the children of the East Ramapo School District not getting a fair shake. I cannot emphasize enough that the children are our future. When we deny them the best opportunity for an education, not only do we hurt the children, but 1) we are hurting ourselves, because they depend on us and 2) because they are our future. I hope the bill will be passed. I am disappointed that there were changes. We should always put party lines aside for the children. Thank you.

Special Order of the Day:

PUBLIC NOTICE

NOTICE is hereby given that a public hearing will be held by the Legislature of Rockland County at its Legislative Chambers, 11 New Hempstead Road, New City, Rockland County, New York, on the **16th day of June, 2015, at 7:05 P.M.**, prevailing time, to consider adoption of a local law enacting the "Ensuring Privacy from Drones Act."

Dated: New City, New York
June 4, 2015

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

The Chairman opened the public hearing at 7:16 p.m. and the following persons spoke:

- ❖ Alex Robins, opposed
- ❖ George Remult, concerned
- ❖ Tony Pissera, opposed

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

**RESOLUTION NO. 264 OF 2015
CLOSE PUBLIC HEARING**

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

RESOLVED, that the public hearing be and it is hereby closed (7:25 p.m.).

Special Order of the Day:

PUBLIC NOTICE

NOTICE is hereby given that a public hearing will be held by the Legislature of Rockland County at its Legislative Chambers, 11 New Hempstead Road, New City, Rockland County, New York, on the **16th day of June, 2015, at 7:10 P.M.**, prevailing time, to consider adoption of a local law to protect infants and children from the harmful health effects of the unnecessary exposure to toxic chemicals in toys.

Dated: New City, New York
June 4, 2015

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

The Chairman opened the public hearing at 7:26 p.m. and there were no speakers.

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

**RESOLUTION NO. 265 OF 2015
CLOSE PUBLIC HEARING**

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

RESOLVED, that the public hearing be and it is hereby closed (7:26 p.m.).

AMENDED
Referral No. 5327

**LOCAL LAW NO. 2 OF 2015
COUNTY OF ROCKLAND
STATE OF NEW YORK**

(Introduced by: Hon. Jay Hood, Jr.)
(Co-Sponsor: Hon. Alden H. Wolfe)

Mr. Hood, Jr. offered the following amended Local Law, which was seconded by Chairman Wolfe and adopted

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

Be it enacted by the Legislature of the County of Rockland as follows:

Section 1. Name of local law

This law shall be known as "the Drone Regulation Law."

Section 2. Legislative intent.

Drones, which are unmanned aerial vehicles (UAVs) that can fly under the control of a remote pilot or via a geographical positions system (GPS) guided autopilot mechanism, have become increasingly available to private citizens for personal and recreational uses due to their declining cost. Drones can fly at altitudes below the navigable airspace (generally at 400 feet) which is not within the jurisdiction, regulation and control of the Federal Aviation Administration (FAA).

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

Additionally, there is a very real safety and security concern when it comes to drones carrying and dropping contraband items such as drugs or weapons onto certain grounds such as courthouses, correctional facilities or schools. For example, a drone was used in Bishopville, South Carolina in April 2014 to attempt the smuggling of contraband into a jail, including marijuana, cell phones and tobacco. A drone delivery attempt was likewise made in November 2013 to sneak contraband into a prison in Calhoun County, Georgia.

In addition to those child and adult residents of this County that use these drones for hobby or enjoyment, drones may also be purchased and operated by sex offenders and other persons with criminal backgrounds, such as but not limited to those with convictions for domestic violence, theft, burglary, trespass, and assault. Yet, there are currently no federal or state regulations regarding who may purchase a drone, which represents a safety risk to members of the public

In light of all the foregoing concerns, this local law will limit the use of drones in Rockland County to an individual's private property, another individual's private property with that private property owner's consent, public property with the consent of the municipality that owns it, and public parks, unless such use is prohibited by the governmental entity having jurisdiction over such park, including but not limited to the Division of Environmental Resources of the County of Rockland.

Section 3. Definitions.

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

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

Section 4. Prohibition

- A. A person may not fly or otherwise operate a drone in Rockland County except in and above the following locations:
 - 1. a person's own private property;
 - 2. another person's private property with the permission of an owner of that property; and
 - 3. public property, other than public parks, only with the written permission of the controlling municipality or agency; and

4. public parks, unless such use is prohibited by the governmental entity having jurisdiction over such property, including but not limited to the Division of Environmental Resources of the County of Rockland.
- B. Any flying of drones above the Rockland County Jail or Sheriff complex or within fifty (50) feet of the property line of the Rockland County Jail or Sheriff complex is specifically prohibited and subjects the operator to enhanced penalties as set forth in Section 6, paragraph D of this Local Law.
- C. Any unauthorized flying of drones above and within the property lines of a school, publically advertised house of worship, government building, courthouse or municipal sewer facility is prohibited and subjects the operator to enhanced penalties as set forth in Section 6, paragraph D of this Local Law.
- D. This Section shall not be construed to authorize the use of a drone for any purpose that would violate State, Local or Federal law.

Section 5. Exemptions

This act does not prohibit the use of a drone:

- A. Persons using drones in the course of employment of a government agency, or on behalf of one of those agencies are not subject to the prohibitions set forth in Section 4.
- B. if a law enforcement agency is using the drone in accordance with accepted Fourth Amendment jurisprudence with regard to search and seizure.
- C. if a fire and emergency services agency is using a drone solely for purposes of:
 1. providing an aerial view in order to better manage firefighting resources by determining point of origin, shape, or boundaries of forest fires;
 2. assisting in rescue of individuals from remote and difficult to access locations such as parkland, forests or mountains; or
 3. providing crucial information needed when responding to incidents involving hazardous materials without endangering fire and emergency service personnel.
- D. in the event a Federal, State or Local official declares a state of emergency in Rockland County, in which case utility companies under the jurisdiction of the Public Service Commission and any employees or other persons on the utility companies' behalf, may utilize drones for damage assessment and recovery operations without the need for a warrant or consent.

E. by utility companies operating under the jurisdiction of the Public Service Commission and any employees or other persons on the utility companies' behalf for the purpose of

- 1) inspection of utility facilities and transmission lines it owns and operates;
- 2) inspection of lands, highway, roadways, or areas belonging to New York State or its political subdivisions that contain or are planned to contain utility facilities controlled by such utility company;
- 3) inspection of utility easements on private property, with notification to the property owner.

Section 6. Penalties for Offenses.

- A. Any person found to be in violation of the provisions of this act shall be guilty of a violation and subject to a fine of \$250.
- B. Any person found to have violated the provisions of this act twice within a twelve (12) month period shall be guilty of a violation and subject to a fine of \$500.
- C. Any person found to have violated the provisions of this act three times within a twelve (12) month period or more than three times within a twenty-four (24) month period shall be guilty of a class "A" misdemeanor and subject to a fine of up to \$1,000 and a sentence of up to one (1) year in jail.
- D. Any person found to have violated the provisions of this act by using or otherwise operating a drone above the Rockland County Jail or Sheriff complex or within 50 feet of the property line of the Rockland County Jail or Sheriff complex or above or within the property lines of a school, publicly advertised house of worship, government building, courthouse, or municipal sewer facility, shall be guilty of a class "A" misdemeanor and subject to a fine of up to \$500 and a sentence of up to six (6) months in jail.
- E. Any person found to have violated the provisions of this act by using or otherwise operating a drone above the Rockland County Jail or Sheriff complex or within 50 feet of the property line of the Rockland County Jail or Sheriff complex or above or within the property lines of a school, publicly advertised house of worship, government building, courthouse, or municipal sewer facility two (2) times within a twelve (12) month period or more than three (3) times within a twenty-four (24) month period shall be guilty of a class "A" misdemeanor and subject to a fine of up to \$1,000 and a sentence of up to one (1) year in jail.

Section 7. Enforcement.

This law may be enforced by any Law Enforcement agency having jurisdiction to act in the County of Rockland.

Section 8. Applicability.

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

Section 9. Severability.

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

Section 10. Effective Date.

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

The vote resulted as follows:

Ayes:	13	(Legislators Cornell, Diaz, Earl, Grant, Hofstein, Low-Hogan, Murphy, Paul, Schoenberger, Soskin, Wieder, Hood, Jr., Wolfe)
Nays:	03	(Legislators Jobson, Meyers, Moroney)
Absent:	01	(Legislator Carey)

Debate

Mr. Hood, Jr.

Whether it is a school or park, there should be permission before you fly in certain areas, because not only is anything flying in the air inherently dangerous, it can fall out of the sky and there is a need for proper training on how to fly drones. I am sure there are people out there flying drones that do not know what they are doing. If you find an open field somewhere and no one is around you will probably be fine to use it and nobody will bother you. This will give the people that do not want drones flying around their property or a park a law to stop that action. So that is really what we want to do. There was no way to draw up language that worked to exclude small kids toy drones. As in any law, there is police discretion and District Attorney prosecutorial discretion.

I think we are doing something proactive. It is great to hear that young people are getting involved with flying drones, but they also have to follow the rules, and I do not think that is too much to ask.

I met with Steve Powers and Thomas Humback from the County Attorney's office and made changes to the law that they requested. We are now putting forward the new version of the law for a vote. I hope I have all your support tonight. I do not think that this is overreaching.

Mr. Hofstein

I think in theory I agree with Legislator Hood, but I think there are some issues here that need to be tightened up. I am concerned about getting permission to fly over private property when it comes to children living in rental properties. Will they need permission from the landlord since they do not own the property? Theoretically, children who live in apartment buildings will be violating the law. My other concern is public property including school yards. I think we are putting a lot of burden on our police force, because kids go with their parents to a school yard to use the fields to fly drones and now they will have to get permission from the school, which may be difficult. If towns/municipalities/parks require permits we now put another layer of government on to issue permits. I just think we are getting deeper and deeper.

Mr. Schoenberger

Thank you Lon for raising those issues. I would like to ask the sponsor for some information. We had a public hearing on this back in April and we did not vote on the law, because there were questions raised. What efforts have you made, if any, with the County Executive, County Attorney and others in County government to try to address the issues that were raised to create a law that was acceptable to both branches of government? Had that been addressed by you Sir?

Mr. Hood, Jr.

Yes. We met in Thomas Humbach's office, and after that meeting our Counsel had numerous conversations with the County Attorney to make the changes that were requested. I believe that we found language that worked for everybody. I thought it was fully supported.

Mr. Meyers

I appreciate what the sponsor is trying to do. I feel that if we have a problem with drones in Rockland County the local people would complain. If things were happening that gave rise for the need for this law in this area it would necessitate having this law, but that is not the case right now. The technology related to drones is evolving and the State authorities are looking at it, but I am just not sure that this is problem in Rockland County. The sponsor said that this came into play, because the Sheriff initially contacted you, because contraband was dropped in a jail yard somewhere else. I have a hard time believing that would not be illegal unless you have a law. I am just not sure that we covered all the bases and that this is really a problem in Rockland County that needs to be addressed right now. I am not sure how I will vote at this point.

Mr. Hood, Jr.

I think sometimes it is better to be proactive. It is important for us to be out front on this issue. I do not want to take away a hobby, I just want to make sure it doesn't bother other people.

Mr. Hofstein

I just want to clarify that I am not saying I am voting against this. We are all here to exchange ideas. There are seventeen of us to discuss and do the best for the people of Rockland County.

Mrs. Cornell

I certainly appreciate the diligence and perseverance of Chair of Public Safety Committee Legislator Hood. I would like to see that someday children who are perhaps in school groups learning to make or operate drones would have that opportunity. None of us want to see any child arrested following the passion, interest and curiosity that comes from something like this. Obviously what we are trying to do is prevent any kind of spying and annoyance. Is there any room to talk about how groups that are working on this be apprised of what is in the law and also have the opportunity to do these things through their schools or recreation departments so they have the opportunity to do this without disobeying the law. It would be difficult to know who owns an open field. I think if there was someday to pass the law and go further by having a series of changes or informational meetings so that people are apprised of it and know where they can safely go to follow their hobby. I think that would make me feel better about it. I would like to know the children are not being deprived of an educational experience or given a citation by a police officer.

Mr. Hood, Jr.

We did consider all of that. A group runs a program on the landfill in Haverstraw and that is not affected by this law as long as they have permission from the Town of Haverstraw to run their program there. I wanted to make sure this did not affect these kind of hobbies or the children that are learning in schools. It really would affect people doing it on school grounds without permission. It is important to regulate this at this point in time.

Mrs. Cornell

The effective date is 90-days after filing with the New York State Secretary of State. If we could somehow include in this Local Law that there be some sort of education period so that people would know how they could safely pursue their hobby and where they can fly drones.

Mrs. Yeger, Legal Counsel

Obviously there is no problem if we chose to do an educational component, but I think at this point you are adding an entirely new section to a law. You can do it, but it would be substantive and we would have to do this law again with a public hearing.

Mrs. Low-Hogan

Can we add to Section 4 – if permission is given by the schools?

Chairman Wolfe

I am going to suggest in Section 4 C – inserting the word “unauthorized” before flying.

Mrs. Yeger, Legal Counsel

This does not change the intent of the law and is not a substantive change. It clarifies the issue.

Chairman Wolfe moved to amend the Local Law Section 4 C – inserting the word “unauthorized” before flying, which was accepted by Mr. Hood, Jr. and passed.

**LOCAL LAW NO. 3 OF 2015
COUNTY OF ROCKLAND
STATE OF NEW YORK**

(Introduced by: Hon. Alden H. Wolfe)
(Co-Sponsors: Hon. Harriet D. Cornell, Hon. Aney Paul)

Chairman Wolfe offered the following amended Local Law, which was seconded by Mrs. Cornell, Mr. Diaz, Mr. Earl, Mrs. Low-Hogan, Mrs. Paul and Mr. Schoenberger and unanimously adopted:

A local law to protect infants and children from the harmful health effects of unnecessary exposure to toxic chemicals in children's apparel and children's products.

Be it enacted by the Legislature of the County of Rockland as follows:

Section 1. Name of local law

This law shall be known as "The Toxic Free Toys Act."

Section 2. Legislative intent.

Recent studies performed with the assistance of a hand-held X-ray fluorescence analyzer have uncovered toxic and carcinogenic chemicals in dolls, toy cars, toy trains, children's jewelry, and puzzles sold in popular mall stores. These studies have precipitated demands for recalls and raised great concern for parents and public officials alike.

To illustrate the potential toxicity of certain chemicals discovered in toys:

- a) Benzene has been found to cause a decrease in red blood cells as well as cancer;
- b) Lead has been found to cause brain damage, hyperactivity, anemia, liver and kidney damage, developmental delays, lowered IQ, poor impulse control, and even death;
- c) Mercury has been known to cause damage to brain development, impact cognition, decrease fine motor and visual special skills, and weaken muscles;
- d) Antimony can cause respiratory and cardiovascular damage, skin disorders, and gastrointestinal disorders.
- e) Arsenic can cause skin lesions, developmental delays, neurotoxicity, diabetes, cardiovascular disease, and lung cancer;
- f) Cobalt, though an essential element as a constituent of vitamin B12, can cause cardiomyopathy and gastrointestinal problems from chronic oral exposure;
- g) Cadmium can cause kidney disease, bronchiolitis, emphysema, and damage to the liver, lungs, bone, immune system, blood, and nervous system.

In the absence of Federal and New York State enacted laws, Rockland County is committed to protecting the public health and welfare of our infants and children whose growing bodies are vulnerable to the health hazards caused by these chemicals. Common sense regulations on toys that ensure the health, safety and well-being of our children are of paramount importance to the people of the County of Rockland.

Therefore, the purpose of this law is to protect the County's infants and children from the harmful health effects of benzene, lead, mercury, antimony, arsenic, cobalt, and cadmium in children's apparel and children's products.

Section 3. Definitions.

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

- A. **COUNTY** – The County of Rockland, New York.
- B. **CHILDREN'S APPAREL** – means any item of clothing that consists of fabric or related material intended or promoted for use in children's clothing.
- C. **CHILDREN'S PRODUCT** – means any product including toys, primarily intended for, made for, or marketed for use by children. Children's product does not mean batteries, consumer electronics or electronic components, paper products, or a drug, biologic, medical device, food, or food additive regulated by the United States Food and Drug Administration.
- D. **CHILDREN** – means a person or persons aged twelve (12) and under.
- E. **PERSON** – shall mean any natural person, individual, corporation, unincorporated association, proprietorship, firm, partnership, joint venture, joint stock association, or other entity of business of any kind.

Section 4. Prohibitions.

No person shall sell or offer for sale within the County of Rockland any children's products or children's apparel that contain benzene, lead, mercury, antimony, arsenic, cadmium, and cobalt within the County of Rockland. This shall not apply to used children's products that are sold or distributed for free at secondhand stores, yard sales, on the Internet or donated to charities. This shall also not apply to protective sporting equipment designed to prevent injury, including but not limited to helmets, athletic supporters, knee pads or elbow pads.

Section 5. Enforcement and Penalties.

Any person who violates the provisions of this chapter shall be subject to the imposition by the Rockland County Department of Consumer Protection of a civil penalty of \$500 for an initial violation, and \$1,000 for each subsequent violation. No civil penalty shall be imposed by the Rockland County Department of Consumer Protection as provided for herein unless the alleged violator has received notice of the charge against him or her and has had an opportunity to be heard pursuant to the normal procedures of the Rockland County Department of Consumer Protection. Prior to the imposition of the first civil penalty on an alleged violator, the Rockland County Department of Consumer Protection shall make a good-faith effort to issue a warning to the alleged violator and shall make a good-faith effort to educate the alleged violator about the provisions of this chapter.

Section 6. Authority to Promulgate Rules and Regulations.

The Commissioner of the Rockland County Department of Consumer Protection ("Commissioner") is hereby authorized and empowered to promulgate such rules and regulations as he or she deems necessary to implement this law. The Commissioner may exempt a children's product from this prohibition if, in the Commissioner's judgment, the lack of availability of the children's product could pose an unreasonable risk to public health, safety or welfare.

Section 7. Applicability

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

Section 8. Severability.

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

Section 9. Effective date.

This local law shall take effect (90) days after it is filed with the New York State Secretary of State.

Chairman Wolfe

This is a Local Law that is designed to prohibit the sale of children's products and children's clothing that contain certain chemical substances, which are known to be toxic and hazardous. This is something that is a real issue and occurs around the Country. There are retailers that have offered for sale items that typically come from China and outside of the Country that are not adequately reviewed when they come in and then later found to contain these harmful substances. For example, Claire's, which is store that caters to young girls, carries Hello Kitty charms that were found to have these harmful substances. This is important for the health and safety of our children.

Mrs. Paul

I agree with the Chair that the safety of our children is most important.

Mr. Schoenberger moved to amend to add “children’s apparel and children’s products” and take out “toys”, which was accepted by Chairman Wolfe and passed.

Mrs. Cornell

On two occasions, thanks to Congresswoman Nita Lowey, has brought into Rockland County Dr. Linda Birnbaum, Executive Director of the National Institute of Environmental Health. As a result of what I have learned by the research that goes on at that Institute, led us here in the Legislature to memorialize certain resolutions, certain laws that pending in the Federal government on some of these issues. Particularly having to do with chemicals that are put into children’s clothing or into the materials and fabrics that we have in our homes, because we thought they were good some years ago. Flame retardants in children’s pajamas turned out to be very dangerous and are no longer being used.

We are all concerned about safety and environmental health. I want to thank the Congresswoman for brining people like Dr. Linda Birnbaum into our County so we can learn more about what the Institute does.

The Chairman opened the public participation portion of the meeting at 8:06 p.m. and the following persons spoke:

- ❖ John Cocuzza, President RCCOBA, no contract for 4-years; they need a contract
- ❖ Richard McNickel, VP, RCCOBA, no contract for 4-years; they need a contract
- ❖ Judy Rosenthal, In favor of Stepping Up initiative resolution
- ❖ George Rumelt, concerned with liability if drone crashes and hurts someone

Public Participation ended at 8:16 p.m.

**LOCAL LAW NO. 1 OF 2015
COUNTY OF ROCKLAND
STATE OF NEW YORK**

(Introduced by: Hon. Alden H. Wolfe)

Chairman Wolfe offered the following Local Law, which was seconded by Mr. Grant and adopted:

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

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

Section 1. Name of local law.

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

Section 2. Legislative Intent.

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

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

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

Section 4. Definitions.

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

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

Section 5. Requirements

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

Section 6. Effective date.

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

The vote resulted as follows:

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

Debate**Chairman Wolfe**

It came to our attention this year that when the adopted budget of Rockland County was placed on the County website it included the County Executive's budget memo, which is an explanation of his original proposal. However, the adopted budget was very different from what was originally proposed. When we approached the administration and asked that the Report of the Budget and Finance Committee be posted on the website alongside the adopted budget we were told no.

I think it does the public a disservice when there is a variety of input that comes in that results in what is the final product, the adopted budget. This Local Law will require that when the adopted budget is disseminated it will include the Report of the Legislature's Budget & Finance Committee and the County Executive's veto message. This will ensure the transparency of county government and a better-informed electorate in Rockland County, as well as providing all necessary information to those individuals and agencies interested in the fiscal health of the County.

THIS LOCAL LAW WAS VETOED BY THE COUNTY EXECUTIVE
NO OVERRIDE VOTE BY THE LEGISLATURE

UNFINISHED BUSINESS

Referral No. 8575

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

(Introduced by: Hon. Alden H. Wolfe)

Chairman Wolfe offered the following Local Law, which was seconded by Mr. Schoenberger and adopted:

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

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

Section 1. Legislative Intent.

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

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

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

Section 3. Definitions.

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

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

Section 4. Filling of Vacant Positions

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

Section 5. Effective date.

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

The vote resulted as follows:

Ayes:	11	(Legislators Cornell, Diaz, Earl, Grant, Low-Hogan, Paul, Schoenberger, Soskin, Wieder, Hood, Jr., Wolfe)
Nays:	05	(Legislators Hofstein, Jobson, Meyers, Moroney, Murphy)
Absent:	01	(Legislator Carey)

Debate

Mr. Hofstein

What happens in the case of an emergency and the County Executive needs to fill a position?

Chairman Wolfe

Filling a vacant position is different from hiring someone as relief or temporary. I don't recall there very being an emergency to fill a vacant position.

At the time the budget is presented the County has vacant positions. The budget contains a plan for positions that might be maintained whether filled or not. Once we start our budget review we are voting on various changes, cuts and creations and we need to have some certainty with the process. Suddenly, we may find that the position is filled at the time that we are planning on cutting it and if someone has taken the position then there is a chance they can lose their job. The position they just took is subject to being eliminated. This is going to create some certainty throughout the budget process, because it is very difficult to plan budget amendments when it's a constantly moving target.

This will allow for better communication throughout the budget process and more comfort for people considering employment.

Mr. Moroney

You are tying the County Executive's hands and our hands in reference to hiring. He is the Chief Executive officer of Rockland County and he has the authority and right to hire in an emergency and fill a position. He can't just sit there waiting for us to approve a position. We should not deprive the County Executive of filling a position in the case of an emergency, that is the wrong road to take. You are depriving him of running County government efficiently.

Chairman Wolfe

This allows us to do our job more efficiently. I can't see a scenario that the County Executive would have to appoint someone to a title on an emergency basis. There are other ways, he can create a temporary position, because he has that authority. He can do that any day of the week. This just has to do with certainty throughout the budget process, not politics and not stalling any operation of County government.

Mr. Schoenberger

We examine the vacant positions in the budget, a month later we finish our review and then we learn that positions we considered eliminating were not really vacant. When the budget was originally sent over the positions were vacant and in the interim they hired somebody. Those are the type of positions this Local Law refers to. It is unfair to us and the people in those positions. If we are going to do a review of the budget we need to know exactly the positions in the budget, which do not have an occupant.

The County Executive should not be filling vacant positions after he sends us the budget within the window of time we are considering adopting the budget, because we don't want to see innocent people hurt. He should tell us what positions he intends to fill with an explanation, but that is not the information we get.

It is not political. It is really an issue of being fair to everybody.

Mr. Diaz

In the case of an emergency he can create the temporary positions, because he has the authority to do that so we are not tying his hands there. We are talking about permanent fills that occur after we receive the budget. We should know what vacancies are going to be filled in advance. I don't see a problem with what we are doing here and I don't think we are taking any authority away from the County Executive.

Mr. Meyers

I don't like the idea that money is budgeted for certain positions and there is a period of time during the course of the year that the County Executive loses the power to fill those positions, because of this legislation. If the County Executive wants to fill a position he has to let you know that he has filled it, because he doesn't want you to abolish the position that he just filled. So the County Executive has every incentive to keep the Legislature informed of positions that might appear vacant that he submitted, which has since been filled so not to lose those people. I remember the Commission of Finance telling us vacant positions that had been filled during our budget review process in dialog. In the give and take we will discover the positions that have been filled. It would be silly for him not to tell us, because you could remove that position. If the County Executive wants to keep a person in the job he will let you know that. I don't believe he is going to keep that a secret.

Introduced by:

Referral No. 5337

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

**RESOLUTION NO. 266 OF 2015
APPROVING EMERGENCY REPAIR
OF A WATER MAIN BREAK ON COLLEGE ROAD
(ROCKLAND COMMUNITY COLLEGE)
(\$52,257)**

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

WHEREAS, On March 3, 2015 Rockland Community College had to undertake emergency repair of a water main break on College Road; and

WHEREAS, The emergency repair was completed by Hauser Bros., Inc., 17 Old Schoolhouse Road, Orangeburg, New York 10962; and

WHEREAS, Hauser Bros., Inc. is on the approved Contractors list; and

WHEREAS, The total cost of repairs was \$52,257; and

WHEREAS, By Resolution No. 21 of 2015, the Rockland Community College Board of Trustees unanimously approved the emergency repair, half of the total cost of repair to be reimbursed by the SUNY Office for Capital Facilities; and

WHEREAS, In order to receive reimbursement from SUNY Capital Facilities a resolution is needed from the Rockland County Legislature approving this request; and

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

RESOLVED, That County Executive and the Legislature of Rockland County approve Rockland Community College's emergency repair of a water main break in the amount of \$52,257.

Introduced by:

Referral No. 2992

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

**RESOLUTION NO. 267 OF 2015
 APPROVING INTERMUNICIPAL COOPERATION AGREEMENT
 BETWEEN THE COUNTY OF ROCKLAND AND
 THE TOWN OF CLARKSTOWN (NO COUNTY TAX DOLLARS)
 FOR THE ACCEPTANCE OF DISCOUNT
 TRANSPORT OF ROCKLAND (TOR) "SUPER SAVER BUS TICKETS"
 ON THE CLARKSTOWN MINI-TRANS
 FOR THE PERIOD FROM APRIL 4, 2015 THROUGH APRIL 3, 2016
 AND AUTHORIZING EXECUTION OF THE AGREEMENT BY
 THE COUNTY EXECUTIVE
 [DEPARTMENT OF PUBLIC TRANSPORTATION]**

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

WHEREAS, The County of Rockland ("County") 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, The County, and the Town of Clarkstown desire to enter into an intermunicipal cooperation agreement for the acceptance of discount Transport of Rockland (TOR) "Super Saver Bus Tickets" on the Clarkstown Mini-Trans which will be reimbursed by the County, for the period from April 4, 2015 through April 3, 2016; and

WHEREAS, There are no County tax dollars required for this agreement since all reimbursement funds will be provided by MTA Special Allocation funds, and

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

RESOLVED, That the Legislature of Rockland County hereby approves the intermunicipal agreement between the County of Rockland and the Town of Clarkstown for the acceptance of discount Transport of Rockland (TOR) Super Saver Bus Tickets on the Clarkstown Mini-Trans for the period from April 4, 2015 through April 3, 2016, and authorizes execution of the agreement by the County Executive, subject to the approval of the County Attorney, and be it further

RESOLVED, That no County tax dollars are required for this agreement since all reimbursement funds will be provided by MTA Special Allocation funds.

Introduced by:

Referral No. 2992

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

**RESOLUTION NO. 268 OF 2015
 APPROVING AN INTERMUNICIPAL COOPERATION AGREEMENT
 BETWEEN THE COUNTY OF ROCKLAND AND
 THE VILLAGE OF SPRING VALLEY FOR
 ACCEPTANCE OF "SUPER SAVER BUS TICKETS"
 ON THE SPRING VALLEY JITNEY (NO COUNTY TAX DOLLARS)
 FOR THE PERIOD FROM APRIL 4, 2015 THROUGH APRIL 3, 2016
 AND AUTHORIZING ITS EXECUTION BY
 THE COUNTY EXECUTIVE
 [DEPARTMENT OF PUBLIC TRANSPORTATION]**

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

WHEREAS, The County of Rockland ("County") 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, The County, and the Village of Spring Valley desire to enter into an intermunicipal cooperation agreement for the acceptance of discount Transport of Rockland (TOR) "Super Saver Bus Tickets" on the Spring Valley Jitney which will be reimbursed by the County, for the period from April 4, 2015 through April 3, 2016; and

WHEREAS, There are no County tax dollars required for this agreement since all reimbursement funds will be provided by MTA Special Allocation funds; and

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

RESOLVED, That the Legislature of Rockland County hereby approves the intermunicipal agreement between the County of Rockland and the Village of Spring Valley for the acceptance of discount Transport of Rockland (TOR) Super Saver Bus Tickets on the Spring Valley Jitney for the period from April 4, 2015 through April 3, 2016, and authorizes execution of the agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That no County tax dollars are required for this agreement since all reimbursement funds will be provided by MTA Special Allocation funds.

Introduced by:

Referral No. 7171

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

**RESOLUTION NO. 269 OF 2015
ACCEPTING THE BID OF THE LOWEST RESPONSIBLE BIDDER
AND APPROVING A CONTRACT IN EXCESS OF \$100,000
WITH PRECISION ROOF INC.
FOR ROCKLAND COMMUNITY COLLEGE
ACADEMIC I AND II ROOF REPLACEMENT
IN AN AMOUNT NOT TO EXCEED \$1,482,000
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
CAPITAL PROJECT NO. 8305
[DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT]
(\$1,482,000)**

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

WHEREAS, By Resolution No. 265 of 2013, the Legislature of Rockland County authorized financing of the roof replacement for Rockland Community College academic buildings under Capital Project No. 8305, pursuant to plans and specifications prepared for Capital Project No. 8305; and

WHEREAS, One bid was received from Precision Roofing Inc. for the roof replacement; and

WHEREAS, Precision Roofing Inc., 22 Kerr Lane, Southfields, New York 10975 was the lowest responsible bidder for Capital Project No. 8305, Rockland Community College Academic I and II roof replacement, submitting a bid in the amount of \$1,482,000; and

WHEREAS, The Director of Facilities Management recommends that the County Executive accept the bid and the County Legislature approve a contract with Precision Roofing Inc. in an amount not to exceed \$1,482,000; and

WHEREAS, The County Executive accepts the bid of Precision Roofing Inc., in the amount of \$1,428,000, subject to the approval of the County Legislature; and

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

WHEREAS, Sufficient funding for this contract exists in Capital Project No. 8305; and

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

RESOLVED, That the Legislature of Rockland County approves the contract in excess of \$100,000 with Precision Roof Inc., 22 Kerr Lane, Southfields, New York 10975 for Rockland Community College Academic I and II roof replacement under Capital Project No. 8305 in an amount not to exceed \$1,482,000 and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this contract exists in Capital Project No. 8305.

Introduced by:

Referral No. 8896

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

**RESOLUTION NO. 270 2015
 APPROVING A MAINTENANCE SERVICE AGREEMENT
 BETWEEN THE COUNTY OF ROCKLAND AND MOTOROLA, INC.
 FOR A NEW RADIO SYSTEM LOCATED AT
 THE SHERIFF'S COMMUNICATION CENTER
 IN AN AMOUNT NOT TO EXCEED \$233,611.86
 FOR THE PERIOD JULY 1, 2015 THROUGH DECEMBER 31, 2015
 AND AUTHORIZING THE EXECUTION OF THIS
 AGREEMENT BY THE COUNTY EXECUTIVE
 (OFFICE OF FIRE AND EMERGENCY SERVICES)
 (\$233,611.86)**

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

WHEREAS, The Rockland County Director of Fire and Emergency Services recommends to the County Executive and the Legislature of Rockland County that the County approve a maintenance service agreement between the County of Rockland and Motorola, Inc., 5 Paragon Drive, Suite 200, Montvale, New Jersey 07645 for a new radio system located at the Sheriff's Communication Center in an amount not to exceed \$233,611.86 for the period July 1, 2015 through December 31, 2015; and

WHEREAS, Rockland County funded and constructed an extremely complex trunked, interoperable emergency services radio communication system for all local fire, police, emergency services and other agencies; and

WHEREAS, The warranty for this system expires as of July 1, 2015; and

WHEREAS, It is necessary to enter into a service agreement for this radio communication system; and

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

WHEREAS, Sufficient funds for this agreement were provided for in the 2015 Budget of Office of Fire and Emergency Services Department (Dept. 3410, line E4380); and

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

RESOLVED, That the Legislature of Rockland County hereby approves a maintenance service agreement between the County of Rockland and Motorola, Inc. , 5 Paragon Drive, Suite 200, Montvale, New Jersey 07645 for the radio system located at the Sheriff's Communication Center in an amount not to exceed \$233,611.86 for the period July 1, 2015 through December 31, 2015, and authorizing the execution of this agreement by the County Executive; and be it further

RESOLVED, That sufficient funds for this agreement were provided for in the 2015 Budget of the Office of Fire and Emergency Services Department (Dept. 3410, line E4380).

Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 271 OF 2015
APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000
FROM HAUSER BROS., INC. IN AN ADDITIONAL AMOUNT OF \$200,000
FOR THE PERIOD FROM JUNE 20, 2015 THROUGH JUNE 19, 2016
FOR PLUMBING, MECHANICAL, PIPING WORK & MATERIALS
FOR USE BY THE ROCKLAND COUNTY SEWER DISTRICT #1
AND THE DEPARTMENT OF GENERAL SERVICES
FOR A TOTAL AMOUNT NOT TO EXCEED \$900,000 FROM THE
COMMENCEMENT DATE JUNE 20, 2013 THROUGH JUNE 19, 2016
WITH TWO (2) ADDITIONAL ONE (1) YEAR OPTION TERMS
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
UNDER RFB-RC-2013-023
[DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]
(\$900,000)**

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

WHEREAS, By Resolution No. 407 of 2013 the Legislature of Rockland County approved purchases in excess of \$100,000 from Hauser Bros., Inc. for plumbing, mechanical, piping work & materials for use by the Rockland County Sewer District #1 and the Department of General Services under RFB-RC-2013-023 in an amount not to exceed \$450,000 for the period from June 20, 2013 through June 19, 2014 with four (4) additional one (1) year options terms; and

WHEREAS, By Resolution No. 489 of 2014 the Legislature of Rockland County approved purchases in excess of \$100,000 from Hauser Bros., Inc. for plumbing, mechanical, piping work & materials for use by the Rockland County Sewer District #1 and the Department of General Services under RFB-RC-2013-023 in an additional amount of \$250,000 for the period from June 20, 2014 through June 19, 2015 for a total amount not to exceed \$700,000 from the commencement date June 20, 2013 through June 19, 2015 with three (3) additional one (1) year options terms; and

WHEREAS, To date, the amount of \$697,013.82 has been encumbered against the contract; 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 Hauser for plumbing, mechanical, piping work and materials for use by the Rockland County Sewer District #1 and the Department of General Services under the RFB-RC-2013-023 in the additional amount of \$200,000 for the period from June 20, 2015 through June 19, 2016 for a total amount not to exceed \$900,000 from the commencement date June 20, 2013 through June 19, 2016, with the option to renew for two (2) additional one (1) year term; and

WHEREAS, All purchases shall be initiated by formal purchase order, subject to the approval of the Director of Purchasing; and

WHEREAS, Sufficient funding for these purchases is provided for in the 2015 Budget of the Rockland County Sewer District #1 and the Department of General Services and is contingent on 2016 budget appropriations; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves purchases in excess of \$100,000 from Hauser Bros., Inc., 17 Schoolhouse Road, Orangeburg, New York 10962, for plumbing, mechanical, piping work and materials for use by the Rockland County Sewer District #1 and the Department of General Services under RFB-RC-2013-023 in the additional amount of \$200,000 for the period from June 20, 2015 through June 19, 2016, for a total amount not to exceed \$900,000 from the commencement date June 20, 2013 through June 19, 2016, with the option to renew for two (2) additional one (1) year option terms 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 these purchases is provided for in the 2015 Budgets of the Rockland County Sewer District #1 and the Department of General Services, and is contingent upon 2016 budget appropriations.

Introduced by:

Referral No. 8183

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

**RESOLUTION NO. 272 OF 2015
 APPROVING AN INTERMUNICIPAL COOPERATION AGREEMENT
 BETWEEN THE COUNTY OF ROCKLAND
 AND EAST RAMAPO CENTRAL SCHOOL DISTRICT
 FOR USE OF THE COUNTY'S FUEL PUMPS AT THE POMONA COMPLEX
 FOR THE PERIOD MAY 1, 2015 THROUGH DECEMBER 31, 2017
 AND AUTHORIZING EXECUTION OF THE AGREEMENT
 BY THE COUNTY EXECUTIVE
 (DEPARTMENT OF GENERAL SERVICES - PURCHASING)**

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

WHEREAS, The Rockland County Purchasing Division was contacted by the East Ramapo Central School District with a request to use the County of Rockland's fuel pumps located at the Pomona Complex which East Ramapo Central School District anticipates will generate costs savings for the School District; and

WHEREAS The request has been reviewed and approved by Robert Gruffi, PE, Director of Facilities Management, who oversees the Fleet Management Division of the County of Rockland; and

WHEREAS, The County of Rockland ("County") and East Ramapo Central School District 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, Article 5-G of the General Municipal Law authorizes municipal corporations to perform together that which each is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body, and

WHEREAS, The County will bill East Ramapo Central School District monthly for the cost of fuel stored and actually used, plus a \$100 administrative reporting fee and East Ramapo Central School District shall pay the County within sixty (60) days from receipt of such bill; and

WHEREAS, The Director of Purchasing recommends that the County enter into an intermunicipal cooperation agreement with East Ramapo Central School District for use of the County's fuel pumps at the Pomona Complex for the period May 1, 2015 through December 21, 2017, with the County billing East Ramapo Central School District monthly for the cost of fuel stored and actually used, plus a \$100 administrative reporting fee and East Ramapo Central School District paying the County within sixty (60) days from receipt of such bill; and

WHEREAS, Neither this resolution nor the intermunicipal cooperation agreement hereby approved will require the expenditure of any County funds; 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 an intermunicipal cooperation agreement with East Ramapo Central School District for use of the County's fuel pumps at the Pomona Complex for the period May 1, 2015 through December 31, 2017, with the County billing East Ramapo Central School District monthly for the cost of fuel stored and actually used, plus a \$100 administrative reporting fee and East Ramapo Central School District paying the County within sixty (60) days from receipt of such bill, and authorizes execution of the agreement by the County Executive, subject to the approval of the County Attorney, and be it further

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

RESOLUTION NO. 273 OF 2015**BOND RESOLUTION DATED JUNE 16, 2015**

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF ACQUISITION OF TEMPORARY FLOOD BARRIERS (CAPITAL PROJECT NO. 7121), STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$150,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$150,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

(Adopted) June 16, 2015

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

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

Section 1. The County of Rockland, New York (herein called "County"), is hereby authorized to continue existing Capital Project No. 7121 for the Rockland County Drainage Agency consisting of acquisition of temporary flood barriers, all as more particularly described in the County's 2015 Capital Budget, as amended. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and to the financing thereof, is \$150,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$150,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$150,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

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

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

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

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

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

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

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

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

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

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

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

The adoption of the foregoing resolution was seconded by Chairman Alden H. Wolfe and duly put to a vote on roll call, which resulted as follows:

AYES:	16
NOES:	0
ABSENT	01

The resolution was declared adopted.

Roll Call

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Wieder – Yes.

Legislator Cornell – Yes.

Legislator Diaz – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hofstein – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Vice Chairman Hood, Jr. – Yes.

Chairman Wolfe – Yes.

Debate:

Mr. Schoenberger

On all five resolutions:

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

It is saying that we authorize a bond and then use other money from the County in advance of sale of the bonds and then a resolution should come back to us authorizing the advance of the money. They seem to have bypassed that resolution on all the bonds on the agenda tonight. I don't want to stop these bonds or create a problem. I think that is an intentional attempt to diminish the checks and balance this Legislature has. I think we have to look at this very seriously. It is advancing money we don't know about and not consulted on before the sale of the bond.

I think it is something we should be concerned about and wanted to bring it to your attention.

Chairman Wolfe

I appreciate the concern. I think it is a valid concern. I wonder if that section has been in the previous bonds we passed. It is a fair topic for discussion and we should have an explanation from the Commissioner of Finance.

This particular item is related to the potential purchase of temporary flood barriers for a specific purpose for a relatively small amount of money. This is an accumulation of a very long road and the efforts of a lot of people. When we had flooding in Nyack these are the types of barriers that would be used. It is important to move forward on this item and not to be held up. We have been fighting for flood remediation in the Village of Suffern for years. The prior administration had not always been particularly supportive. I am very happy that this administration has taken the initiative to move this forward

Mr. Grant

I think we can move forward on this one.

Mrs. Cornell

Bond resolutions have always been done by Bond Counsel. I suggest that we talk to Bond Counsel to find out why they are doing it this way and what the reasoning is. I appreciate the fact that you called it to our attention. I don't have any problem moving forward.

Mr. Schoenberger

I agree with you Chairman Wolfe. Some items that are bonded as a capital project are more complicated than others. This is a simple purchase of a specified flood barrier that is designed for that purchase and to be held at a County sight and when there is an emergency they will be available. It is just a purchase of an item up to the price of \$150,000.

Mr. Hood, Jr.

Are there enough of these to go around the County? If there is a major flooding episode in multiple towns what do we do? Just something to think about.

RESOLUTION NO. 274 OF 2015**BOND RESOLUTION DATED JUNE 16, 2015**

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF PLANNING SPILLWAY IMPROVEMENTS TO THE SPOOK ROCK ROAD DAM IN THE TOWN OF RAMAPO (CAPITAL PROJECT NO. 3403), STATING THE ESTIMATED TOTAL MAXIMUM COST THEREOF IS \$300,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$300,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

(Adopted) June 16, 2015

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

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

Section 1. The County of Rockland, New York (herein called "County"), is hereby authorized to continue existing Capital Project No. 3403 for the Rockland County Drainage Agency consisting of planning spillway improvements to the Spook Rock Road Dam in the Town of Ramapo, all as more particularly described in the County's 2015 Capital Budget, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$300,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$300,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$300,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness applicable to the specific object or purpose for which said bonds authorized by this resolution are to be issued within the limitations of Section 11.00 a. 62(2nd) of the Law, is five (5) years.

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

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

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

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

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

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

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

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

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

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

The adoption of the foregoing resolution was seconded by Legislators Toney L. Earl, Douglas J. Jobson, Ilan S. Schoenberger, Philip Soskin, Aron B. Wieder and Chairman Wolfe and duly put to a vote on roll call, which resulted as follows:

AYES: 16
NOES: 0
ABSENT: 01

The resolution was declared adopted.

Roll Call

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Wieder – Yes.

Legislator Cornell – Yes.

Legislator Diaz – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hofstein – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Vice Chairman Hood, Jr. – Yes.

Chairman Wolfe – Yes.

Debate

Mr. Grant

We are authorizing the project, and the issue with advancing the money is really a cash flow issue. We should have representatives from the County Attorney's office, Bond Counsel and County Executive's office at the next Budget and Finance Committee meeting explaining why this change has taken place.

Mr. Schoenberger

I am familiar with that land. This is a dam that the County Highway Department ruled dangerous and unsafe thirty years ago. This is a major project. This money is only for planning.

RESOLUTION NO. 275 OF 2015**BOND RESOLUTION DATED JUNE 16, 2015**

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING ADDITIONAL FINANCING FOR COSTS OF PLANNING IMPROVEMENTS TO THE LAKE SUZANNE DAM ON THE PASCACK BROOK IN THE TOWN OF RAMAPO (CAPITAL PROJECT NO. 7055); STATING THE ESTIMATED MAXIMUM COST THEREOF IS \$1,000,000; APPROPRIATING \$750,000 THEREFOR, IN ADDITION TO THE \$250,000 PREVIOUSLY APPROPRIATED; AND AUTHORIZING THE ISSUANCE OF \$750,000 BONDS OF THE COUNTY TO FINANCE SAID ADDITIONAL APPROPRIATION.

(Adopted) June 16, 2015

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

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

Section 1. The County of Rockland, New York (herein called "County"), is hereby authorized to continue existing Capital Project No. 7055 for the Rockland County Drainage Agency, in accordance with an Intermunicipal Agreement between the County and the Town of Ramapo, consisting of planning improvements to the Lake Suzanne Dam on the Pascack Brook in the Town of Ramapo, all as more particularly described in the County's 2015 Capital Budget, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,000,000, and \$750,000 is hereby appropriated therefor, in addition to the \$250,000 previously appropriated pursuant to Resolution No. 133 of 2011 (the "Previously Appropriated Funds"). The plan of financing includes the expenditure of the Previously Appropriated Funds and the issuance of \$750,000 bonds of the County herein authorized and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$750,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness applicable to the specific object or purpose for which the bonds authorized by this resolution is to be issued within the limitations of Section 11.00 a. 62(2nd) of the Law, is five (5) years.

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

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

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

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

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

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

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

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

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

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

* * *

The adoption of the foregoing resolution was seconded by Legislators Toney L. Earl, Douglas J. Jobson, Ilan S. Schoenberger, Philip Soskin, Aron B. Wieder and Chairman Alden H. Wolfe and duly put to a vote on roll call, which resulted as follows:

AYES:	16
NOES:	0
ABSENT:	01

The resolution was declared adopted.

Roll Call

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Wieder – Yes.

Legislator Cornell – Yes.

Whether we are talking about Lake Suzanne, Pascack Brook, Demarest Kill, these are projects we have heard about for years and years. These drainage projects are enormously costly. They are also very devastating when not repaired.

Legislator Diaz – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hofstein – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Vice Chairman Hood, Jr. – Yes.

Chairman Wolfe – Yes.

Debate

Mr. Schoenberger

The previous bond was for planning spillway improvements to the Spook Rock Road Dam in the amount of \$300,000. This is the cost of planning improvements to the Lake Suzanne Dam on the Pascack Brook in an amount of \$1,000,000. The cost of construction for Lake Suzanne Dam could be extremely higher. The ultimate result could be costly down the road.

Mr. Grant

Yes, it will be a higher cost.

Introduced by:

Referral No. 1319

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

**RESOLUTION NO. 276 OF 2015
 APPROVING AN INTERMUNICIPAL COOPERATION AGREEMENT
 BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF RAMAPO
 TO PROVIDE PARTIAL REIMBURSEMENT FOR THE
 ENGINEERING SERVICES ASSOCIATED WITH
 LAKE SUZANNE DAM WITHIN THE TOWN OF RAMAPO
 IN AN AMOUNT NOT TO EXCEED \$15,000
 AND AUTHORIZING EXECUTION OF THE AGREEMENT
 BY THE COUNTY EXECUTIVE
 CAPITAL PROJECT NO. 7055
 (DRAINAGE AGENCY)
 (\$15,000)**

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

WHEREAS, The County of Rockland (the "County") and the Town of Ramapo (the "Town") received a Notice of Violation from the New York Department of Environmental Conservation (the "NYDEC") requiring the correction of certain deficiencies in the Lake Suzanne Dam within the Town of Ramapo (the "Dam"); and

WHEREAS, The County and the Town have joint responsibility to correct these deficiencies in the Dam and have provided the NYDEC with a joint response requiring intermunicipal cooperation; and

WHEREAS, The Town has initiated a construction project relating to the correction of these deficiencies; and

WHEREAS, In furtherance of the construction project, the Town solicited and received proposals for the necessary engineering services; and

WHEREAS, The Town has selected the proposal from Maser Consulting, P.A. which included various phases and fees for such engineering services; and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body, and

WHEREAS, The Chairman of the Drainage Agency recommends that the County Executive and the Legislature of Rockland County approve an intermunicipal cooperation agreement with the Town to provide for partial reimbursement for the fees for engineering services associated with Lake Suzanne Dam in Ramapo in an amount not to exceed \$15,000; and

WHEREAS, Sufficient funding for this agreement is available within the 2015 Adopted Capital Budget; Capital Project No. 7055; and

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

RESOLVED, That the Legislature of Rockland County hereby approves an intermunicipal cooperation agreement with the Town of Ramapo to provide for partial reimbursement of the fees for engineering services associated with Lake Suzanne Dam in the Town of Ramapo in an amount not to exceed \$15,000 and authorizes its execution of the agreement by the County Executive, subject to the approval of the County Attorney, and be it further

RESOLVED, That sufficient funding for this agreement is available within the 2015 Adopted Capital Budget; Capital Project No. 7055.

Introduced by:

Referral No. 1319

- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Jay Hood, Jr. , Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Christopher J. Carey, Sponsor
- Hon. Lon M. Hofstein, Sponsor
- Hon. Richard C. Diaz, Sponsor

**RESOLUTION NO. 277 OF 2015
 AMENDING THE 2015 ADOPTED CAPITAL BUDGET
 FOR CRANFORD DRIVE IMPROVEMENT PROJECT
 DEMAREST KILL, IN THE TOWN OF CLARKSTOWN
 IN THE ADDITIONAL AMOUNT OF \$854,000 FOR A TOTAL AMOUNT OF
 \$1,200,000 UNDER CAPITAL PROJECT NO. 7114
 (DRAINAGE AGENCY)
 (\$1,200,000)**

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

WHEREAS, The purpose of the Cranford Drive Improvement Project under Capital Project No. 7114 is to alleviate flooding along the Demarest Kill, a County regulated stream, located within the Town of Clarkstown; and

WHEREAS, This Capital Project is being undertaken by the County jointly with the Town of Clarkstown; and

WHEREAS, This is a County-funded capital project with no federal or state reimbursement of funds; and

WHEREAS, The current approved amount in the 2015 Adopted Capital Budget amount for this project is \$346,000; and

WHEREAS, The request for an additional \$854,000 is due to the amount of work necessary for bank stabilization and flood mitigation at the Project site; and

WHEREAS, The Chairman of the Drainage Agency requests that the County Executive and the Legislature of Rockland County approve an amendment to the 2015 Adopted Capital Budget for the Cranford Drive Improvement Project, Demarest Kill, Town of Clarkstown in the additional amount of \$854,000 for a total amount of \$1,200,000 under Capital Project No. 7114; and

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

RESOLVED, That the Legislature of Rockland County hereby approves an amendment to the 2015 Adopted Capital Budget for the Cranford Drive Improvement Project, Demarest Kill, Town of Clarkstown, under Capital Project No. 7114 in the additional amount of 854,000 for a total amount of \$1,200,000; 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

<u>Increase Approp. Acct.</u>		
H7114	Cranford Drive Improvement Project Clarkstown	854,000
 <u>Increase Est. Rev. Acct.</u>		
H5710	Proceeds from Bonds	854,000

RESOLUTION NO. 278 OF 2015**BOND RESOLUTION DATED JUNE 16, 2015**

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING FINANCING FOR COSTS OF DRAINAGE IMPROVEMENTS TO THE DEMAREST KILL ALONG CRANFORD DRIVE IN THE TOWN OF CLARKSTOWN (CAPITAL PROJECT NO. 7114), STATING THE ESTIMATED MAXIMUM COST FOR THE COUNTY'S SHARE THEREOF IS \$1,200,000, APPROPRIATING SAID AMOUNT THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$1,200,000 BONDS OF THE COUNTY TO PAY THE COST THEREOF.

(Adopted) June 16, 2015

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

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

Section 1. The County of Rockland, New York (herein called "County"), is hereby authorized to continue existing Capital Project No. 7114 for the Rockland County Drainage Agency, in accordance with an Intermunicipal Agreement between the County and the Town of Clarkstown, consisting of the County's share of costs for drainage improvements to the Demarest Kill along Cranford Drive in the Town of Clarkstown, all as more particularly described in the County's 2015 Capital Budget, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and to the financing thereof, is \$1,200,000, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,200,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation and the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$1,200,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness applicable to the specific object or purpose for which said bonds authorized by this resolution are to be issued within the limitations of Section 11.00 a. 3 of the Law, is thirty (30) years.

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

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

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

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

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

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

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

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

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

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

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

AYES: 16
NOES: 0
ABSENT: 01

The resolution was declared adopted.

Roll Call

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Wieder – Yes.

Legislator Cornell – Yes.

Legislator Diaz – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hofstein – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Vice Chairman Hood, Jr. – Yes.

Chairman Wolfe – Yes.

Introduced by:

Referral No. 6394

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

**RESOLUTION NO. 279 OF 2015
 AMENDING THE 2015 ADOPTED CAPITAL BUDGET
 TO INCREASE FUNDING IN THE AMOUNT OF \$10,050,000
 FOR A TOTAL AMOUNT OF \$14,900,000
 FOR THE ORANEBURG ROAD BRIDGE REPLACEMENT
 TOWN OF ORANGETOWN
 UNDER CAPITAL PROJECT NO. 3280
 (DEPARTMENT OF HIGHWAYS)
 (\$14,900,000)**

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

WHEREAS, The Legislature of Rockland County established Capital Project No. 3280 to replace the existing structurally deficient six-span Orangeburg Road Bridge with a new single span structure and to provide a precast concrete tunnel, installed in the approach embankment to accommodate a future recreational trail constructed by the NYSDOT in addition to other improvements; and

WHEREAS, This is a Federal aid project with costs eligible for 95% reimbursement by the Federal Highway Administration and the State; and

WHEREAS, The 2015 Adopted Capital Budget for this project is \$4,850,000; and

WHEREAS, A State/County agreement will be executed to provide funding and reimbursement for the construction phase of this project; and

WHEREAS, The request for an increase in the funding in the amount of \$10,050,000 is due to the estimated cost of construction; and

WHEREAS, The Superintendent of Highways requests that the County Executive and the Legislature of Rockland County approve an amendment to the 2015 Adopted Capital Budget to increase funding in the amount of \$10,050,000 for a total amount of \$14,900,000 for the Orangeburg Road Bridge Replacement in the Town of Orangetown under Capital Project No. 3280; and

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

RESOLVED, That the Legislature of Rockland County hereby approves an amendment to the 2015 Adopted Capital Budget to increase funding in the amount of \$10,050,000 for a total amount of \$14,900,000 for the Orangeburg Road Bridge Replacement in the Town of Orangetown under Capital Project No. 3280; 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.:

H3280	Orangeburg Road Bridge Replacement	10,050,000
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Increase Est. Rev. Acct.:

H5710	Proceeds from Bonds	10,050,000
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RESOLUTION NO. 280 OF 2015**BOND RESOLUTION DATED JUNE 16, 2015**

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, AUTHORIZING ADDITIONAL FINANCING FOR REPLACEMENT OF THE ORANGEBURG ROAD BRIDGE OVER THE CSX RAILROAD RIVER LINE IN THE TOWN OF ORANGETOWN (CAPITAL PROJECT NO. 3280); STATING THE ESTIMATED MAXIMUM COST OF SUCH PROJECT IS \$14,900,000, STATING THAT THE PLAN OF FINANCING SAID COST INCLUDES THE ISSUANCE OF \$11,403,000 BONDS HEREIN AUTHORIZED IN ADDITION TO \$750,000 BONDS PREVIOUSLY AUTHORIZED THEREFOR; AND AUTHORIZING \$11,920,000 EXPECTED TO BE RECEIVED FROM THE UNITED STATES OF AMERICA AND \$2,235,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW YORK TO BE EXPENDED TOWARDS THE COST OF SAID OBJECT OR PURPOSE OR REDEMPTION OF THE COUNTY'S OBLIGATIONS ISSUED THEREFOR, OR TO BE BUDGETED AS AN OFFSET TO THE TAXES FOR THE PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS.

(Adopted) June 16, 2015

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

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

Section 1. The County of Rockland, New York (herein called "County"), is hereby authorized to continue existing Capital Project No. 3280 for the Department of Highways, consisting of the replacement of the Orangeburg Road Bridge over the CSX Railroad River Line in the Town of Orangetown, all as more particularly described in the County's 2015 Capital Budget, as amended. The estimated maximum cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$14,900,000, and \$11,403,000 is hereby appropriated therefor, in addition to the \$3,497,000 previously appropriated pursuant to Resolution No. 393 of 2014 (the "Previously Appropriated Funds"). The plan of financing includes the expenditure of the Previously Appropriated Funds and the issuance of \$11,403,000 bonds of the County herein authorized in addition to the \$750,000 bonds previously authorized therefor, and any bond anticipation notes issued in anticipation of the sale of such bonds, to finance said appropriation, the levy and collection of taxes on all the taxable real property in the County to pay the principal of and interest on said bonds and notes, and authorizing \$11,920,000 expected to be received from the United States of America and \$2,235,000 expected to be received from the State of New York to be expended towards the cost of said specific object or purpose or redemption of the County's obligations issued therefor, or to be budgeted as an offset to the taxes for the payment of the principal of and interest on said bonds and notes.

Section 2. Bonds of the County in the principal amount of \$11,403,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"), to finance said appropriation.

Section 3. The period of probable usefulness applicable to the specific object or purpose for which the bonds authorized by this resolution is to be issued within the limitations of Section 11.00 a. 10 of the Law, is twenty (20) years.

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

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

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

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

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

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

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

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

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

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

* * *

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

AYES:	16
NOES:	0
ABSENT:	01

The resolution was declared adopted.

Roll Call

- Legislator Paul – Yes.
- Legislator Schoenberger – Yes.
- Legislator Soskin – Yes.
- Legislator Wieder – Yes.
- Legislator Cornell – Yes.
- Legislator Diaz – Yes.
- Legislator Earl – Yes.
- Legislator Grant – Yes.
- Legislator Hofstein – Yes.
- Legislator Jobson – Yes.
- Legislator Low-Hogan – Yes.
- Legislator Meyers – Yes.
- Legislator Moroney – Yes.
- Legislator Murphy – Yes.
- Vice Chairman Hood, Jr. – Yes.
- Chairman Wolfe – Yes.

Introduced by:

Referral No. 6394

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

**RESOLUTION NO. 281 OF 2015
AUTHORIZING AND DIRECTING THE CLERK TO THE LEGISLATURE
TO ADVERTISE FOR BIDS –
ORANGEBURG ROAD BRIDGE REPLACEMENT
TOWN OF ORANGETOWN
CAPITAL PROJECT NO. 3280
[DEPARTMENT OF HIGHWAYS]**

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

WHEREAS, The replacement of the Orangeburg Road Bridge is necessary to replace the existing structurally deficient six-span bridge with a new single span structure; and

WHEREAS, The project will also provide a precast concrete tunnel, installed in the approach embankment to accommodate a future recreational trail constructed by the NYSDOT in addition to other improvements; and

WHEREAS, The Superintendent of Highways recommends that the Clerk to the Legislature be authorized and directed to advertise for bids for the replacement of the Orangeburg Road Bridge in the Town of Orangetown, pursuant to plans and specifications prepared by the Rockland County Department of Highways; and

WHEREAS, Funding for this project has been authorized in Capital Project Account No. 3280; and

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

RESOLVED, That the Clerk to the Legislature is hereby authorized and directed to advertise for bids for the replacement of the Orangeburg Road Bridge in the Town of Orangetown, pursuant to plans and specifications prepared by the Rockland County Department of Highways, subject to the approval of the County Attorney; and be it further

RESOLVED, That funding for this project has been authorized in Capital Project Account No. 3280.

Introduced by:

Referral No. 8097

Hon. Christopher J. Carey, Sponsor
 Hon. Alden H. Wolfe, Co-Sponsor
 Hon. Ilan S. Schoenberger, Co-Sponsor
 Hon. Harriet D. Cornell, Co-Sponsor
 Hon. Toney L. Earl, Co-Sponsor
 Hon. Jay Hood, Jr., Co-Sponsor
 Hon. Douglas J. Jobson, Co-Sponsor
 Hon. Nancy Low-Hogan, Co-Sponsor
 Hon. Philip Soskin, Co-Sponsor
 Hon. Richard C. Diaz, Co-Sponsor
 Hon. Lon M. Hofstein, Co-Sponsor
 Hon. Aney Paul, Co-Sponsor

RESOLUTION NO. 282 OF 2015
URGING THE UNITED STATES CONGRESS AND THE NEW YORK STATE
LEGISLATURE TO STRENGTHEN GUIDELINES FOR THE DISTRIBUTION OF
MEDICAID SERVICES AND TO PREVENT MEDICAID FRAUD, WASTE AND ABUSE

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

WHEREAS, Medicaid is a federally-created and state-mandated program that provides medical coverage to those in need who meet certain eligibility guidelines, and is jointly funded by state and federal governments and managed by the states; and

WHEREAS, New York is the only state to pass its share of the Medicaid mandate on to its counties;

WHEREAS, Rockland's required share of Medicaid costs as adopted in the budgets for the past five years is as follows: 2011 - \$65,670,000; 2012 - \$73,350,000; 2013 - \$76,000,000; 2014 - \$74,300,00, and 2015 - \$73,600,000; and

WHEREAS, the Medicaid program is known to be vulnerable to fraud, waste and abuse; and

WHEREAS, the Rockland County Legislature opposes fraud, waste and abuse of taxpayer monies in all of its forms; and

WHEREAS, fraud, waste and abuse is potentially more achievable as a result of the streamlined eligibility processes mandated by the New York State Department of Health, which eliminates face-to-face interviews, allows for online and telephone Medicaid applications and re-certifications, allows for the self-attestation of residency, citizenship and income, and which requires no "resource test;" and

WHEREAS, the existing New York State "Medicaid cap" on County Medicaid expenditures sets a limit on the amount of fraud recoveries returned to the County, thereby practically eliminating the financial incentive for the County to identify and pursue fraud within the Medicaid program; and

WHEREAS, the Rockland County Legislature urges the United States Congress and the New York State Legislature to strengthen guidelines for the distribution of Medicaid services and prevent Medicaid fraud and abuse by:

- 1) requiring resource testing of applicants for each and every Medicaid program and initiative;
- 2) requiring that all Medicaid applicants - and not only applicants for chronic care benefits - utilize their own resources to some degree before accessing publicly-funded assistance programs;
- 3) requiring all applicants to interact "in-person" with Medicaid eligibility staff;
- 4) requiring that any and all online applications originating from an IP address outside of New York State be followed by verification through a "face-to-face" interview;
- 5) considering term limits for Medicaid in non-chronic care cases to ensure that the program does not become an individual's lifetime "right";
- 6) enacting stricter Medicaid fraud controls generally, and specifically with respect to the Health Exchange;
- 7) providing for shared recovery with the counties of fraud monies repaid;
- 8) requiring that the New York State government share any and all available technology used to assist in Medicaid fraud investigation; and
- 9) requiring that the New York State Medicaid Inspector General partner with the counties to develop a process aimed at preventing Medicaid fraud from online applications;

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 and the New York State Legislature to strengthen guidelines for the distribution of Medicaid services and prevent Medicaid fraud and abuse by:

- 1) requiring resource testing of applicants for each and every Medicaid program and initiative;
 - 2) requiring that all Medicaid applicants - and not only applicants for chronic care benefits - utilize their own resources to some degree before accessing publicly-funded assistance programs;
 - 3) requiring all applicants to interact "in-person" with Medicaid eligibility staff;
 - 4) requiring that any and all online applications originating from an IP address outside of New York State be followed by verification through a "face-to-face" interview;
 - 5) considering term limits for Medicaid in non-chronic care cases to ensure that the program does not become an individual's lifetime "right";
 - 6) enacting stricter Medicaid fraud controls generally, and specifically with respect to the Health Exchange;
 - 7) providing for shared recovery with the counties of fraud monies repaid;
 - 8) requiring that the New York State government share any and all available technology used to assist in Medicaid fraud investigation; and
 - 9) requiring that the New York State Medicaid Inspector General partner with the counties to develop a process aimed at preventing Medicaid fraud from online applications;
- 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; the Hon. Andrew M. Cuomo, Governor of the State of New York; Hon. David Carlucci, Hon. William J. Larkin, Jr., New York State Senators; Hon. Ellen C. Jaffee, Hon. Kenneth P. Zebrowski, Hon. Karl A. Brabenec, Members of the New York State Assembly; the President Pro Tem of the New York State Senate; the Speaker of the New York State Assembly; the Majority and Minority Leaders of the New York State Senate and Assembly; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

Introduced by:

Referral No. 9173

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

**RESOLUTION NO. 283 OF 2015
 APPROVING THE ACCEPTANCE OF
 A CREATING HEALTHY PLACES TO LIVE,
 WORK AND PLAY CONTINUATION GRANT
 FROM THE NEW YORK STATE DEPARTMENT OF HEALTH
 TO THE ROCKLAND COUNTY DEPARTMENT OF HEALTH
 IN THE AMOUNT OF \$150,000 [NCTD]
 WITH A POTENTIAL COST-OF-LIVING ADJUSTMENT (COLA)
 AWARD OF NO MORE THAN 10% OR \$15,000 [NCTD],
 RESULTING IN A TOTAL GRANT AWARD IN THE AMOUNT OF \$165,000
 FOR THE PERIOD FROM APRIL 1, 2015 THROUGH SEPTEMBER 30, 2015,
 APPROVING THE ACCOMPANYING AGREEMENT
 WITH THE NEW YORK STATE DEPARTMENT OF HEALTH
 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE
 ALL NECESSARY DOCUMENTS INCLUDING THE AGREEMENT
 [DEPARTMENT OF HEALTH]
 (\$165,000)**

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

WHEREAS, The Commissioner of Health has advised the County Executive and the Legislature of Rockland County that the New York State Department of Health has awarded the Rockland County Department of Health a Creating Healthy Places to Live, Work and Play continuation grant in the amount of \$150,000 with a potential Cost-of-Living Adjustment (COLA) award of no more than 10% or \$15,000, resulting in a total grant award in the amount of \$165,000 for the period from April 1, 2015 through September 30, 2015; and

WHEREAS, The Commissioner of Health further requests that the County Executive and the Legislature of Rockland County approve the accompanying agreement with the New York State Department of Health; and

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

WHEREAS, No County tax dollars [NCTD] are required to accept these grant 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 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 Creating Healthy Places to Live, Work and Play continuation grant in the amount of \$150,000 with a potential Cost-of-Living Adjustment (COLA) award of no more than 10% or \$15,000, resulting in a total grant award in the amount of \$165,000, from the New York State Department of Health to the Rockland County Department of Health for the period from April 1, 2015 through September 30, 2015, and hereby authorizes the County Executive to execute all necessary documents including the agreement, subject to the approval of the County Attorney; and be it further

RESOLVED, That no County tax dollars [NCTD] are required to accept these grant funds; and be it further

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

GENERAL FUND - 2015

Increase Approp. Acct. (Credit):

A-DOH-4010 -GH02	-E3130	Office Supplies	500
	-E4040	Travel	400
	-E4090	Fees for Services, Non-Employee	11,826
	-E4098	Services from Other County Depts.	99,774
	-E5060	Program Costs	<u>11,250</u>
			123,750

A-DOH-4010 -GH03	-E3130	Office Supplies	300
	-E4040	Travel	400
	-E4090	Fees for Services, Non-Employee	7,618
	-E4098	Services from Other County Depts.	29,182
	-E5060	Program Costs	<u>3,750</u>
			41,250

Increase Est. Rev. Acct. (Debit):

A-DOH-4010 -GH02	-R3480	Health Grant(s)	123,750
A-DOH-4010 -GH03	-R3480	Health Grant(s)	<u>41,250</u>
			165,000

Introduced by:

Referral No. 9495

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

**RESOLUTION NO. 284 OF 2015
YEAR-END ADJUSTMENTS TO THE 2014 BUDGET
TO CORRECT NEGATIVE DEPARTMENTS
[DEPARTMENTS OF BUDGET & FINANCE]**

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

WHEREAS, The Commissioner of Finance/Budget Director has requested that the Legislature approve various year end adjustments to the 2014 Budget to correct negative county departments; and

WHEREAS, In order to finalize the audit for 2014, certain adjusting entries are necessary in order to correct negative county departments resulting from expenses exceeding the budget; 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/Budget Director is hereby authorized to increase and decrease the following accounts in the amounts indicated:

**COUNTY OF ROCKLAND
FY 2014**

GENERAL (A) FUND

Increase Appropriation Acct. (Credit):

ADMH 4300Mental Health Confinement	E5060Program Costs	90,000
ADOH 4041HIV Reporting and PNAP Grant	E1100Salaries, Employees	10
ADOH 4053Mosquito Control Program	E1100Salaries, Employees	60,000
ADOH 4064Tobacco Control Program for Youth	E1100Salaries, Employees	20,000
A DSS 6119Childrens' Services	E5060Program Costs	550,000
A UNC 1989Municipal Assistance - Sales Tax Sharing	E4920Reimburse Municipalities	235,000
	Total	<u>\$ 955,010</u>

Decrease Appropriation Acct. (Debit):

ADOH 4010Department of Health	E1100Salaries, Employees	170,010
A DSS 6055Purchase Services/Day Care Program	E5060Program Costs	550,000
A DSS 6070Services for Recipients	E5060Program Costs	235,000
	Total	<u>\$ 955,010</u>

HOSPITAL (EH) FUND

Increase Appropriation Acct. (Credit):

EH HSP 4080 Hospital - Correctional Health	E1800 Relief Positions	235,000
	Total	<u>\$ 235,000</u>

Decrease Appropriation Acct. (Debit):

EH HSP E301 Hospital - Administration	E1100 Salaries, Employees	100,000
EH HSP E510 Hospital - Physicians SNF	E1100 Salaries, Employees	135,000
	Total	<u>\$ 235,000</u>

SEWER (G) FUND

Increase Appropriation Acct. (Credit):

G SWR9002Sewer - Fringe Benefits - Retirees	E1910Health	21,000
Total		<u>\$ 21,000</u>

Decrease Appropriation Acct. (Debit):

G SWR8110Sewer - Administration	E1910Health	21,000
Total		<u>\$ 21,000</u>

INTERNAL SERVICES (M) FUND

Increase Appropriation Acct. (Credit):

MDGS i241 DGS - Facilities Administration	E5070Depreciation Expense	200,000
Total		<u>\$ 200,000</u>

Decrease Appropriation Acct. (Debit):

MDGS9716DGS - Serial Bonds	E6000Principal	200,000
Total		<u>\$ 200,000</u>

WORKERS COMPENSATION CONSORTIUM (S) FUND

Increase Appropriation Acct. (Credit):

SWCC1710Workers Compensation Consortium	E5961Workers Compensation Payments	3,000,000
Total		<u>\$ 3,000,000</u>

Increase Revenue Acct. (Debit):

SWCC1710Workers Compensation Consortium	R5990Appropriated Fund Balance	3,000,000
Total		<u>\$ 3,000,000</u>

Introduced by:

Referral No. 9495/9500

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

**RESOLUTION NO. 285 OF 2015
ADJUSTMENTS TO THE 2014 AND 2015 BUDGETS
FOR YEAR-END CONTRACT AND PURCHASE ORDER ENCUMBRANCES
[DEPARTMENT OF BUDGET]**

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

WHEREAS, The Budget Director has requested that the Legislature approve certain budgetary adjustments to the 2014 and 2015 Budgets to cover certain year-end adjustments and purchase order encumbrances; and

WHEREAS, Certain departments require adjustments to their respective accounts, as detailed on the annexed Schedule A; and

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

RESOLVED, That the Commissioner of Finance of the County of Rockland is authorized to increase and decrease the accounts as listed on the attached Schedule A in the amounts indicated.

SCHEDULE "A"

GENERAL FUND - 2014

Decrease Approp. Acct:

A	DA	GA19	E4090	Fees for Services Non-Employees	14,909
A	DA	GA20	E3090	Medical Supplies	2,355
A	DA	GA20	E4090	Fees for Services Non-Employees	88,900
A	DA	GA25	E4090	Fees for Services Non-Employees	60,000
A	DA	GA27	E3130	Office Supplies	3,925
A	DA	GA27	E4090	Fees for Services Non-Employees	11,679
A	DA	GA30	E5060	Program Costs	49,997
A	DA	GA31	E2050	Equipment	1,381
A	DA	GA31	E4090	Fees for Services Non-Employees	68,831
A	DA	GA32	E4090	Fees for Services Non-Employees	4,700
A	DOH	GH02	E4090	Fees for Services Non-Employees	97,427
A	DOH	GH03	E4090	Fees for Services Non-Employees	25,000
A	DOH	4082	E4090	Fees for Services Non-Employees	26,854
A	EME	GE02	E5060	Program Costs	3,663
A	EME	GE03	E5060	Program Costs	8,190
A	SHF	GS29	E2050	Equipment	26,502
A	SHF	GS29	E5060	Program Costs	6,647
A	SHF	GS32	E2050	Equipment	10,868
A	SHF	GS32	E4380	Maintenance Agreements	1,300
A	SHF	GS38	E5060	Program Costs	730
A	SHF	GS39	E2050	Equipment	33,606
A	SHF	GS39	E4090	Fees for Services Non-Employees	10,488
A	SHF	GS45	E5060	Program Costs	40,081
A	SHF	GS46	E5060	Program Costs	24,958
A	YB	GY05	E4098	Service - Other County Department	5,055

Total: 630,046

Decrease Est Revenue Acct:

A	DA	GA19	R4380	Public Safety Grant(s)	14,909
A	DA	GA20	R4380	Public Safety Grant(s)	91,255
A	DA	GA25	R3360	Public Safety Grant(s)	60,000
A	DA	GA27	R3380	Public Safety Grant(s)	15,604
A	DA	GA30	R3380	Public Safety Grant(s)	49,997
A	DA	GA31	R4380	Public Safety Grant(s)	70,212
A	DA	GA32	R3380	Public Safety Grant(s)	4,700
A	DOH	GH02	R3480	Health Grants	97,427
A	DOH	GH03	R3480	Health Grants	25,000
A	DOH	4082	R4489	Fed Aid - Health	26,854
A	EME	GE02	R3380	Public Safety Grant(s)	3,663
A	EME	GE03	R4380	Public Safety Grant(s)	8,190
A	SHF	GS29	R4380	Public Safety Grant(s)	35,149
A	SHF	GS32	R4380	Public Safety Grant(s)	12,168
A	SHF	GS38	R3380	Public Safety Grant(s)	730
A	SHF	GS39	R4380	Public Safety Grant(s)	44,094
A	SHF	GS45	R3380	Public Safety Grant(s)	40,081
A	SHF	GS46	R4380	Public Safety Grant(s)	24,958
A	YB	GY05	R4380	Public Safety Grant(s)	5,055

Total: 630,046

GENERAL FUND - 2015

Increase Approp. Acct:

A	DA	1185	E3280	Printed Material	1,843
A	DA	1185	E4090	Fees for Services Non-Employees	18,861
A	DA	FA01	E2500	Forfeiture - Equipment	4,876
A	DA	FA01	E4500	Forfeiture - Fees for Services	28,978
A	DA	FA02	E3500	Forfeiture - Supplies	2,523
A	DA	FA03	E4500	Forfeiture - Fees for Services	2,181
A	DOH	2981	E4090	Fees for Services Non-Employees	1,110
A	DOH	4010	E3130	Office Supplies	4,979
A	DOH	4010	E4090	Fees for Services Non-Employees	20,890
A	DOT	5630	E3290	Operational Supplies	1,456
A	DOT	5630	E4090	Fees for Services Non-Employees	65,373
A	DOT	5630	E4211	Repairs to Vehicles - External	4,740
A	DOT	5630	E5060	Program Costs	41,125
A	DOT	5630	E5410	TZ Express	379,375
A	DSS	6010	E2100	Computers	7,130
A	EME	3410	E4090	Fees for Services Non-Employees	1,070
A	EME	3410	E4211	Repairs to Vehicles - External	17,236
A	EME	3643	E5060	Program Costs	39,736
A	EME	3644	E4090	Fees for Services Non-Employees	1,733
A	EME	3644	E4211	Repairs to Vehicles - External	1,058
A	EXE	1230	E4090	Fees for Services Non-Employees	6,664
A	EXE	1340	E5064	Program Costs - County Match	9,860
A	EXE	4250	E5060	Program Costs	4,075
A	INS	1910	E4090	Fees for Services Non-Employees	19,000
A	LEG	1010	E5060	Program Costs	2,553
A	OFA	6772	E4090	Fees for Services Non-Employees	16,135
A	OFA	6772	E5060	Program Costs	131,024
A	OFA	6772	E5771	Delivered Meals	59,428
A	PER	1430	E3130	Office Supplies	1,510
A	PLN	8020	E4380	Maintenance Agreements	20,660
A	SHF	3106	E3070	Uniforms	2,854
A	SHF	3107	E3290	Operational Supplies	1,437
A	SHF	3109	E3070	Uniforms	777
A	SHF	3110	E3290	Operational Supplies	380
A	SHF	3111	E3070	Uniforms	2,189
A	SHF	3111	E3290	Operational Supplies	2,230
A	SHF	3114	E5060	Program Costs	6,700
A	SHF	3116	E3070	Uniforms	2,120
A	SHF	3150	E3070	Uniforms	25,205
A	SHF	3150	E4350	Cost -Prisoners - Out of County	580
A	SHF	3150	E5060	Program Costs	19,750
A	SHF	FS02	E3500	Forfeiture - Supplies	3,750
A	SHF	FS14	E2500	Forfeiture - Equipment	22,060
A	SHF	FS14	E3500	Forfeiture - Supplies	16,800
A	SHF	FS17	E2500	Forfeiture - Equipment	7,539
A	YB	1250	E6830	RC Youth Employment Program	116,468
A	YB	1250	E5932	Youth Fest	4,200

A	DA	GA19	E4090	Fees for Services Non-Employees	14,910
A	DA	GA20	E3030	Medical Supplies	2,355
A	DA	GA20	E4090	Fees for Services Non-Employees	88,900
A	DA	GA25	E4090	Fees for Services Non-Employees	60,000
A	DA	GA27	E3130	Office Supplies	3,925
A	DA	GA27	E4090	Fees for Services Non-Employees	11,680
A	DA	GA30	E5060	Program Costs	49,997
A	DA	GA31	E2050	Equipment	1,382
A	DA	GA31	E4090	Fees for Services Non-Employees	68,832
A	DA	GA32	E4090	Fees for Services Non-Employees	4,700
A	EME	GE02	E5060	Program Costs	3,883
A	EME	GE03	E5060	Program Costs	8,190
A	DOH	GH02	E4090	Fees for Services Non-Employees	97,427
A	DOH	GH03	E4090	Fees for Services Non-Employees	25,000
A	DOH	4082	E4090	Fees for Services Non-Employees	28,854
A	SHF	GS29	E2050	Equipment	26,502
A	SHF	GS29	E5060	Program Costs	8,647
A	SHF	GS32	E2050	Equipment	10,868
A	SHF	GS32	E4380	Maintenance Agreements	1,300
A	SHF	GS38	E5060	Program Costs	730
A	SHF	GS39	E2050	Equipment	33,606
A	SHF	GS39	E4090	Fees for Services Non-Employees	10,488
A	SHF	GS45	E5060	Program Costs	40,081
A	SHF	GS46	E5060	Program Costs	24,958
A	YB	GY05	E4088	Service - Other County Department	5,055

Total: 1,782,401

Increase Est Revenue Acct:

A	DA	GA19	R4380	Public Safety Grant(s)	14,910
A	DA	GA20	R4380	Public Safety Grant(s)	91,255
A	DA	GA25	R3380	Public Safety Grant(s)	60,000
A	DA	GA27	R3380	Public Safety Grant(s)	15,605
A	DA	GA30	R3380	Public Safety Grant(s)	49,997
A	DA	GA31	R4380	Public Safety Grant(s)	70,214
A	DA	GA32	R3380	Public Safety Grant(s)	4,700
A	DOH	GH02	R3480	Health Grants	97,427
A	DOH	GH03	R3480	Health Grants	25,000
A	DOH	4082	R4489	Fed Aid - Health	26,854
A	EME	GE02	R3380	Public Safety Grant(s)	3,663
A	EME	GE03	R4380	Public Safety Grant(s)	8,190
A	SHF	GS29	R4380	Public Safety Grant(s)	35,149
A	SHF	GS32	R4380	Public Safety Grant(s)	12,168
A	SHF	GS38	R3380	Public Safety Grant(s)	730
A	SHF	GS39	R4380	Public Safety Grant(s)	44,094
A	SHF	GS45	R3380	Public Safety Grant(s)	40,081
A	SHF	GS46	R4380	Public Safety Grant(s)	24,958
A	YB	GY05	R4380	Public Safety Grant(s)	5,055
A	UNC	9980	R5989	Appropriated Fund Balance	1,152,351
Total:					1,782,401

COUNTY ROAD FUND - 2015

Increase Approp. Acct:

D	CRF	5110	E3290	Operational Supplies	15,170
D	CRF	5110	E3810	Bituminous	31,654
D	CRF	5110	E4080	Fees for Services Non-Employees	2,025
D	CRF	5110	E4460	CHIPS	203,866
					Total:
					<u>252,715</u>

Increase Est Revenue Acct:

D	CRF	9552	R5889	Appropriated Fund Balance	252,715
					Total:
					<u>252,715</u>

SEWER FUND - 2015

Increase Approp. Acct:

G	SWR	8110	E4090	Fees for Services Non-Employees	53,801	
G	SWR	8120	E3121	Auto Maintenance Supplies - External	2,500	
G	SWR	8120	E3280	Operational Supplies	3,105	
G	SWR	8120	E4070	Repairs	13,020	
G	SWR	8120	E4090	Fees for Services Non-Employees	658,602	
G	SWR	8120	E4380	Maintenance Agreements	463,540	
G	SWR	8120	E4580	Trunk Repairs	13,750	
G	SWR	8130	E3280	Operational Supplies	19,935	
G	SWR	8130	E4060	Equipment Repairs	2,440	
G	SWR	8130	E4090	Fees for Services Non-Employees	600,588	
G	SWR	8131	E4090	Fees for Services Non-Employees	144,804	
					Total:	<u>1,976,083</u>

Increase Est Revenue Acct:

G	SWR	8952	R5989	Appropriated Fund Balance	1,976,083	
					Total:	<u>1,976,083</u>

HOSPITAL FUND - 2015

Increase Approp. Acct:

EH	DMH	M760	E4090	Fees for Services Non-Employee	194,213	
EH	DMH	M890	E4090	Fees for Services Non-Employee	248	
EH	HSP	E301	E4090	Fees for Services Non-Employee	38,800	
EH	HSP	E922	E4090	Fees for Services Non-Employees	7,500	
					Total:	240,561

Increase Est Revenue Acct:

EH	DMH	M999	R5989	Appropriated Fund Balance	194,461	
EH	HSP	4980	R5989	Appropriated Fund Balance	46,100	
					Total:	240,561

GENERAL SERVICES FUND - 2015

Increase Approp. Acct:

M	DGS	1241	E3070	Uniforms	112	
M	DGS	1241	E4380	Maintenance Agreements	3,234	
M	DGS	1242	E3070	Uniforms	1,579	
M	DGS	1243	E3070	Uniforms	893	
M	DGS	1244	E3070	Uniforms	18	
M	DGS	1245	E3070	Uniforms	336	
M	DGS	1245	E3290	Operational Supplies	5,695	
M	DGS	1245	E4080	Equipment Repairs	7,169	
M	DGS	1245	E4070	Repairs	2,500	
M	DGS	1246	E3070	Uniforms	395	
M	DGS	1247	E3070	Uniforms	2,087	
M	DGS	1249	E3070	Uniforms	532	
					Total:	<u>24,470</u>

Increase Est Revenue Acct:

M	DGS	2100	R5989	Appropriated Fund Balance	24,470	
					Total:	<u>24,470</u>

LIABILITY FUND - 2015

Increase Approp. Acct:

MS	INS	1830	E5150	Self-Insurance Reserve	37,500	
					Total:	<u>37,500</u>

Increase Est. Revenue Acct:

MS	INS	1830	R5980	Appropriated Fund Balance	37,500	
					Total:	<u>37,500</u>

AMENDED
Referral No. 9500

Introduced by:

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

RESOLUTION NO. 286 OF 2015
AUTHORIZING PAYMENT OF FUNDS IN VARIOUS AMOUNTS TO NON-PROFIT
ORGANIZATIONS PURSUANT TO COUNTY LAW § 224

Mr. Grant offered the following amended resolution, which was seconded by Mr. Diaz, Mr. Earl, Mr. Jobson, Mr. Soskin and Chairman Wolfe and unanimously adopted:

WHEREAS, New York State's County Law § 224 permits the Legislature of the County of Rockland to contract with non-profit organizations and other corporations, associations and agencies within the County and within adjoining Counties for the purposes described in County Law § 224; and,

WHEREAS, As reflected in the adopted Budget for fiscal year 2015, the Legislature of the County of Rockland has chosen to provide funds to the following non-profit organizations in the following amounts from the noted budget lines:

1)	Mental Health Association of Rockland County		
	- Family Treatment Court	\$15,105	CA-8806
2)	NAACP Spring Valley Branch	\$5,770	CA-6343

; and

WHEREAS, the above listed organizations seek to perform the services described in the Schedule A to the Memorandum Receipt for 2015 - a sample of which is annexed hereto and incorporated into this resolution as Schedule A - that shall be signed and filed with the Clerk to the Legislature in exchange for said funds; and,

WHEREAS, County funds are being provided by this resolution which funds shall be used to effect the services set forth in the Schedule A's to the Memorandum Receipt that shall be signed and filed with the Clerk to the Legislature; and,

WHEREAS, The amount the Legislature shall make available to the above listed organizations will be for services to be provided between January 1, 2015 to December 31, 2015; and,

WHEREAS, Funding for the payment of these services has been allocated in the above noted budget lines; and

WHEREAS, the sums to be provided shall be paid to the above listed organizations on or about April 30, 2015 and October 31, 2015; and

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

RESOLVED, That the Legislature of the County of Rockland hereby authorizes the payment of funds to the following non-profit organizations from the noted budget lines:

1)	Mental Health Association of Rockland County		
	- Family Treatment Court	\$15,105	CA-8806
2)	NAACP Spring Valley Branch	\$5,770	CA-6343

; and

RESOLVED, That the sum shall only be provided for services to be rendered and under the conditions set forth in the Memorandum Receipt for 2015 - a sample of which is annexed hereto and incorporated into this resolution as Schedule A - which shall be signed and filed with the Clerk to the Legislature; and be it further,

RESOLVED, The sums to be provided shall be paid to the above listed organizations on or about April 30, 2015 and October 31, 2015, and be it further;

RESOLVED, That any funds unused by the above listed organization for the services to be rendered and under the conditions set forth in the Memorandum Receipts, which shall be signed and filed with the Clerk to the Legislature, shall be refunded to the County; and be it further,

RESOLVED, That the aforementioned payments shall not be disbursed until such a time as the Rockland County Commissioner of Finance, receives a Memorandum Receipt, in the form set forth and which shall be signed and filed with the Clerk to the Legislature, signed by the principal officer of and disbursing officer of the individual non-profit organization; and be it further,

RESOLVED That the Memorandum Receipt shall require a verified account of the individual non-profit organization's disbursements related to the services that have been provided in accordance with the Memorandum Receipt and this resolution, with verified or certified vouchers describing the services to be rendered, attached to such account and to otherwise comply with the terms of the Memorandum Receipt and this resolution; and be it further,

RESOLVED, That any funds allocated by this resolution and which remain unused by the above listed organizations through December 31, 2015, shall be refunded to the County of Rockland; and be it further,

RESOLVED, That the Rockland County Commissioner of Finance shall disburse, in accordance with this resolution, the sum indicated herein from the above noted budget line of the adopted Budget for fiscal year 2015.

A

Federal ID# **-*****

2015
MEMORANDUM RECEIPT

THIS Memorandum Receipt dated this ____ day of _____, 2015, acknowledges the conditions of funding, from the **COUNTY OF ROCKLAND**, a municipal corporation of the State of New York, having its principal office at 11 New Hempstead Road, New City, New York 10956, hereinafter described as "COUNTY," to the Recipient, _____, a New York State not-for-profit corporation, with offices located at _____, hereinafter called "the RECIPIENT," in the manner following:

WITNESSETH:

WHEREAS, the RECIPIENT is a not-for-profit corporation which promises to provide services described in Schedule "A" with the funding hereby provided by the COUNTY attached and made a part hereof, and

WHEREAS, the COUNTY desires such services as RECIPIENT provides, for the benefit of County residents, and

WHEREAS, the Legislature of Rockland County appropriated the necessary funds for the RECIPIENT, to be disbursed in accordance with Section 224 of the New York State County Law for maintenance and operation of a public museum and the maintenance and operation of a professional symphony or philharmonic orchestra, musical festival, or vocal, dance, drama, or performing arts troupe, group or activity of any kind of nature, purposes provided for therein, and

NOW, THEREFORE, the RECIPIENT agrees that, the following requirements must be met for the receipt of the funding provided:

1. TERM: The services to be rendered by RECIPIENT under this Memorandum Receipt shall commence **January 1, 2015** and terminate **December 31, 2015**.

2. SERVICES: The RECIPIENT shall provide services as set forth in Schedule "A", annexed and made part of this Memorandum Receipt. The RECIPIENT warrants and represents that it and its employees, agents and servants possess the skills and experience to render the services provided for this Memorandum Receipt. The funds provided by the Legislature and described below shall be expended on the services described in Schedule "A"

3. FUNDING: The COUNTY will provide to the RECIPIENT a sum not to exceed _____ **DOLLARS and 00/100 (\$-----.00)** to permit the RECIPIENT to perform the services set forth in the attached Schedule "A".

Payment will be made only when a certified and signed voucher in a form is approved and authorized by the Commissioner of Finance. Payments will be made upon the following schedule:

PAYMENT SCHEDULE

<u># of Payments</u>	<u>Date</u>
First Payment	On or About April 30th
Second Payment	On or About October 31st

All financial statements and proofs of insurance, or other documentation required in this Memorandum Receipt must be on file with the Commissioner of Finance **before** any payment will be made. Failure to comply with any provision under this Memorandum Receipt may result in the delay or forfeiture of the aforementioned payments.

This Memorandum Receipt requires a verified account of ----- disbursements related to the services that have been provided in accordance with the Memorandum Receipt and this resolution, with verified or certified vouchers describing the services rendered, attached to such account; and it is further,

4. **CONDITIONS AFFECTING FUNDING:** The funding offered by the COUNTY and described herein is offered entirely at the COUNTY's discretion. It is neither a contract nor a general obligation of the COUNTY. Neither the full faith and credit nor the taxing power of the COUNTY are pledged to the payment of any amount due or to become due under this Memorandum Receipt. It is understood that neither this Memorandum Receipt nor any representation by any COUNTY employee or officer creates any obligation to appropriate or make monies available for the purpose of the Memorandum Receipt. **This Memorandum Receipt shall not be effective unless the monies to be paid hereunder by the COUNTY are appropriated in and remain in the COUNTY budget for the purpose described herein. Furthermore, neither this Memorandum Receipt nor the appropriation described herein shall constitute any obligation expressed or implied that the County of Rockland will continue to appropriate funding in the future.**

5. **FINANCIAL RECORDS/AUDIT:** The RECIPIENT shall maintain records of all its financial transactions, including all expenses and disbursements, which relate to this Memorandum Receipt. Such records shall be kept in accordance with GAAP (Generally Accepted Accounting Practices) and/or County record-keeping requirements, and each transaction shall be documented. Such records shall be made available to the COUNTY for inspection or audit upon request. **The RECIPIENT shall file with the Commissioner of Finance such reports and statements as are required to be filed with the Attorney General of the State of New York pursuant to Article 7-A of the Executive Law and Section 8-1.4 of the Estates, Powers and Trust Law, on or before**

the first day of July after the close of such fiscal year. Upon the failure to file reports and statements no further compensation or fee for services will be due to the RECIPIENT unless or until financial statements have been filed with the Rockland County Department of Finance.

6. INDEMNIFY AND HOLD HARMLESS: The RECIPIENT agrees to defend, indemnify and hold harmless the COUNTY and its respective officers, employees and agents from and against all claims, actions and suits, including but not limited to suits claiming that the appropriation to the RECIPIENT was illegal, and will defend the COUNTY and its respective officers, employees and agents, at its own cost and at no cost to the COUNTY, in any suit, action or claim, including appeals, for personal injury to, or death of, any person, or loss or damage to property arising out of, or resulting from, the activities or omissions of the RECIPIENT that arise from the services described in Schedule "A", to the fullest extent permitted by law. These indemnification provisions are for the protection of the COUNTY and its respective officers, employees and agents only, and shall not establish, of themselves, any liability to third parties. The provisions of this section shall survive the termination of this Memorandum Receipt and the expiration term for which funding is provided.

7. RECIPIENT IS INDEPENDENT OF THE COUNTY: The RECIPIENT is an independent entity, providing services on its own cognizance and for its own purposes. RECIPIENT covenants and agrees that it, its agents, servants and/or employees, will neither hold itself out as, nor claim to be an employee, servant or agent of the COUNTY, and that it, its agents and employees will not make any claim, demand or application to or for any right or privilege applicable to an officer or employee of the COUNTY, including, but not limited to, Workers' Compensation coverage, unemployment insurance benefits, Social Security coverage or retirement membership or credit.

8. COMPLIANCE WITH ANTIDISCRIMINATION LAWS: RECIPIENT agrees that it shall not discriminate on the basis of race, creed, sex, ethnic background, age or national origin, and shall comply with all Federal, State and Local Anti-Discrimination Laws and resolutions, including, but not limited to the Americans with Disabilities Act, Title VII of the Civil Rights Act of 1964; the Age Discrimination in Employment Act; the Equal Pay Act; the Immigration and Reform Act; the Genetic Information Reform Act; the New York State Human Right's Law and; the Rockland County Human Rights Law. Also, RECIPIENT agrees that its services will be available to all residents of Rockland County.

9. INJURY, PROPERTY DAMAGE: The RECIPIENT shall be responsible for all damages and/or injury to life and property due to, or resulting from, the activities or omissions of the RECIPIENT, its agents or employees in connection with its work, activities or services described in Schedule "A" of this Memorandum Receipt. The RECIPIENT represents and warrants that its agents and employees possess the experience, knowledge and skills and independence necessary for the work/services to be performed in connection with this Memorandum Receipt.

10. INSURANCE REQUIREMENTS: The RECIPIENT shall, at its own cost and expense, procure and maintain insurance to cover its work, services, employees, owners, servants and/or agents described in Schedule A, which insurance shall include, but may not be limited to those policies indicated:

- A Commercial General Liability Insurance not less than \$1,000,000 (One Million) for each occurrence and a general aggregate not less than \$2,000,000 (Two Million) per project
- B Automobile Liability Insurance not less than \$1,000,000 (One Million) Combined Single Limit for each accident
- C Excess Umbrella Liability Insurance not less than \$2,000,000 (Two Million) over General Liability, Employers Liability (if not unlimited on the workers compensation policy), Auto Liability and Professional Liability, if required, for each occurrence and a general aggregate not less than \$2,000,000 (Two Million)
- D Workers' Compensation and Employers Liability Insurance in accordance with statutory requirements of the NYS Workers Compensation Law
- E Disability Insurance in accordance with provisions and requirements of the NYS Disability Law
- F Professional Liability Insurance (or Errors and Omissions or Malpractice) not less than \$1,000,000 (One Million) for each claim, or if not included on the excess umbrella the limits should equal \$1,000,000 plus the required excess limit
- * All other insurance as required by law

A check mark in the box indicates that the type of insurance specified **IS REQUIRED**

The RECIPIENT warrants and represents to the County of Rockland that it has sufficient funds to satisfy the amount of the self insured retention limit (deductible) required of each liability policy as it applies to this Memorandum Receipt, and that said amount is available to settle, compromise, or pay any suit or claim for negligence, gross negligence, medical malpractice, or intentional acts or omissions, made against it arising out of or during the term of this Memorandum Receipt. The RECIPIENT shall provide, at the request of the County of Rockland, proof or guarantee of financial responsibility, as it deems necessary.

11. LAWS OF THE STATE OF NEW YORK: This Memorandum Receipt shall be governed by the Laws of the State of New York.

12. LABOR LAW AND EXECUTIVE LAW: The RECIPIENT shall comply with all of the provisions of the Labor Law of the State of New York including, but not limited to, prevailing wage provisions, **if required by law**, and with Article 15 of the Executive Law of the State of New York relating to unlawful discriminatory practices

insofar as the provisions are applicable to the work and/or services to be performed under this Memorandum Receipt.

13. LOCAL LAWS AND RESOLUTIONS: The RECIPIENT shall comply with all local laws and resolutions of the Legislature of Rockland County, including, but not limited to, the resolution authorizing payment of funds identified in this Memorandum Receipt to the RECIPIENT pursuant to County Law §224, and the filing of Disclosure Statements and Affirmative Action Plans, **if required by law or resolution.**

14. REPRESENTATIONS AND WARRANTIES OF THE RECIPIENT:
RECIPIENT represents and warrants to the COUNTY as follows:

(a) RECIPIENT is a corporation duly organized not-for-profit organization, validly existing under the laws of New York, and is duly qualified to do business in New York. RECIPIENT has full power and authority to conduct its business as now carried on, and to carry out and perform its undertakings and obligations as provided herein. The execution and delivery by RECIPIENT of this Memorandum Receipt and the consummation of the transactions contemplated herein have been duly authorized by the Board of Directors or applicable body or officer of RECIPIENT and will not conflict with or breach any provision of the Certificate of Incorporation or Bylaws of RECIPIENT. The copies of the documents pertaining to the organization of the RECIPIENT provided by RECIPIENT to the COUNTY are true and complete copies of said documents.

(b) No action, approval, consent or authorization, including without limitation any action, approval, consent or authorization of any governmental or quasi-governmental RECIPIENT, commission, board, bureau or instrumentality, is necessary for RECIPIENT to constitute this Memorandum Receipt the binding and enforceable obligation of RECIPIENT or to consummate the transactions contemplated hereby.

(c) There are no violations of any law or governmental rule or regulation pending or, to the best of RECIPIENT's knowledge, threatened against RECIPIENT. The RECIPIENT has complied with all laws and governmental rules and regulations applicable to its business operations.

(d) There are no judgments, liens, suits, actions or proceedings pending or, to the best of RECIPIENT's knowledge, threatened against RECIPIENT. The RECIPIENT is not a party to, subject to or bound by any agreement or any judgment or decree of any court, governmental body or arbitrator which would conflict with or be breached by the execution, delivery or performance of this Memorandum Receipt, or which could prevent the carrying out of the transactions provided for in this Memorandum Receipt,

or which could prevent the performance of its obligations under this Memorandum Receipt or adversely affect the conduct of its business.

(e) The RECIPIENT has filed each tax return, including without limitation all income, excise, property, gain, sales, franchise and license tax returns, required to be filed by the RECIPIENT prior to the date hereof. Each such return is true, complete and correct, and the RECIPIENT has paid all taxes, assessments and charges of any governmental authority required to be paid by it, including but not limited to any County, Town, Village real property tax or School tax, and has created reserves or made provision for all taxes accrued but not yet payable. No government is now asserting, or to RECIPIENT's knowledge threatening to assert, any deficiency or assessment for additional taxes or any interest, penalties or fines with respect to the RECIPIENT.

(f) The financial statements, balance sheets and other information pertaining to the RECIPIENT and provided to the COUNTY are true, correct and complete as of the dates and for the periods set forth therein; have been prepared in accordance with generally accepted accounting principles consistently applied; and fairly represent the financial position of the RECIPIENT at such dates and for such periods. The RECIPIENT had at said dates no liabilities or obligations of any kind, contingent or otherwise, not reflected in the financial statements provided to the COUNTY. Since said dates and periods, there has been no material adverse change in the financial condition, assets or liabilities of the RECIPIENT.

15. NO ASSIGNMENT: The RECIPIENT cannot assign, sublet or transfer or otherwise dispose of its interest in the funds described in this Memorandum Receipt without a duly adopted resolution of the Legislature of Rockland County authorizing such assignment or transfer.

16. APPROVAL OF FEDERAL, STATE AND LOCAL RECIPIENT: Notwithstanding any other provisions of this Memorandum Receipt, the COUNTY shall not be liable for any payment or compensation to the RECIPIENT until the services rendered by the RECIPIENT under this Memorandum Receipt meet the approval and standards of any other Federal, State or local agency, authority, commission or body, which has jurisdiction over the services to be rendered under this Memorandum Receipt which provides funding in whole or in part for the services provided under this Memorandum Receipt.

17. FUND RAISING: All fund raising affairs of the RECIPIENT shall be included within the borders of Rockland County, whenever possible, pursuant to Resolution No. 119 of 1992.

18. NATURE OF MEMORANDUM RECEIPT. This Memorandum Receipt is not a contract or agreement between the parties. This document, as described by Section 224 of the New York State County Law and its County legislation authorizing its terms, sets forth certain conditions, undertakings and obligations of the RECIPIENT. This Memorandum Receipt creates no obligations on the part of the COUNTY including any obligation for the payment of the funds described in this Memorandum Receipt or its related legislation.

IN WITNESS WHEREOF, the RECIPIENT executes this Memorandum Receipt this ____ day of _____ 2015.

By: _____
(presiding officer)
President

Dated: _____

By: _____
Treasurer (disbursing officer)

Dated: _____

Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 287 OF 2015
 AUTHORIZING AN INTERMUNICIPAL COOPERATION AGREEMENT
 BETWEEN THE COUNTY OF ROCKLAND AND THE VILLAGE OF PIERMONT FOR
 REIMBURSEMENT FOR PACKEYE TRAINING AS OUTLINED IN THE SECURING THE CITIES
 INITIATIVE SUPPORTED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY,
 STATE OF NEW YORK AND THE NEW YORK STATE POLICE,
 FOR MAY 14, 2014 IN THE TOTAL AMOUNT OF \$1,567.76 AND AUTHORIZING
 THE EXECUTION BY THE COUNTY EXECUTIVE
 [SHERIFF'S DEPARTMENT]
 (\$1,567.76)**

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

WHEREAS, By Resolution 279 of 2007 the Legislature of Rockland County approved an intermunicipal agreement with the City of New York through its New York City Police Department, One Police Plaza, New York, New York 10038, for the procurement and distribution of goods, (which goods shall be at no cost to the County) services and construction projects, including the receipt of equipment and training with regard to the "Securing the Cities Initiative" supported by the United States Department of Homeland Security, the State of New York and the New York State Police; and further authorized its execution by the County Executive; and

WHEREAS, Funding from the City of New York that will cover this agreement is being appropriated to Dept. 3108, line E4920 via a separate resolution; and

WHEREAS, The Sheriff of Rockland County is recommending that the County enter into an intermunicipal agreement with the Village of Piermont for reimbursement to the Piermont Police Department for PackEye training as outlined in the Securing the Cities agreement dated March 30, 2007, for May 14, 2014 in the total amount of \$1,567.76 and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, The Public Safety Committee 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 intermunicipal cooperation agreement between the County of Rockland and the Village of Piermont for reimbursement to the Piermont Police Department for PackEye training as outlined in the Securing the Cities agreement dated March 30, 2007, for May 14, 2014 in the total amount of \$1,567.76, and authorizes execution of the intermunicipal agreement by the County Executive; and be it further

RESOLVED, That funding from the City of New York that will cover this agreement is being appropriated to Dept. 3108, line E4920 via a separate resolution.

Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 288 OF 2015
 AUTHORIZING AN INTERMUNICIPAL COOPERATION AGREEMENT
 BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF RAMAPO
 FOR REIMBURSEMENT FOR PERSONAL RADIATION DETECTOR (PRD)
 AND PACKEYE TRAINING AS OUTLINED IN THE SECURING THE CITIES INITIATIVE
 SUPPORTED BY THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY,
 STATE OF NEW YORK AND THE NEW YORK STATE POLICE,
 FOR THE PERIOD FROM MAY 13, 2014 THROUGH MAY 15, 2014
 IN THE TOTAL AMOUNT OF \$4,337.76 AND AUTHORIZING THE
 EXECUTION BY THE COUNTY EXECUTIVE
 [SHERIFF'S DEPARTMENT]
 (\$4,337.76)**

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

WHEREAS, By Resolution 279 of 2007 the Legislature of Rockland County approved an intermunicipal agreement with the City of New York through its New York City Police Department, One Police Plaza, New York, New York 10038, for the procurement and distribution of goods, (which goods shall be at no cost to the County) services and construction projects, including the receipt of equipment and training with regard to the "Securing the Cities Initiative" supported by the United States Department of Homeland Security, the State of New York and the New York State Police; and further authorized its execution by the County Executive; and

WHEREAS, Funding from the City of New York that will cover this agreement is being appropriated to Dept. 3108, line E4920 via a separate resolution; and

WHEREAS, The Sheriff of Rockland County is recommending that the County enter into an intermunicipal agreement with the Town of Ramapo for reimbursement to the Ramapo Police Department for Personal Radiation Detector (PRD) and PackEye training as outlined in the Securing the Cities agreement dated March 30, 2007, for the period from May 13, 2014 through May 15, 2014 in the total amount of \$4,337.76 and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, The Public Safety Committee 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 intermunicipal cooperation agreement between the County of Rockland and the Town of Ramapo for reimbursement to the Ramapo Police Department for PRD and PackEye training as outlined in the Securing the Cities agreement dated March 30, 2007, for the period from May 13, 2014 through May 15, 2014 in the total amount of \$4,337.76, and authorizes execution of the intermunicipal agreement by the County Executive; and be it further

RESOLVED, That funding from the City of New York that will cover this agreement is being appropriated to Dept. 3108, line E4920 via a separate resolution.

Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 289 OF 2015
 AUTHORIZING AN INTERMUNICIPAL COOPERATION AGREEMENT
 BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF STONY POINT FOR
 REIMBURSEMENT FOR PERSONAL RADIATION DETECTOR (PRD) AND PACKEYE TRAINING
 AS OUTLINED IN THE SECURING THE CITIES INITIATIVE SUPPORTED BY
 THE UNITED STATES DEPARTMENT OF HOMELAND SECURITY, STATE OF
 NEW YORK AND THE NEW YORK STATE POLICE,
 FOR THE PERIOD FROM MAY 13, 2014 THROUGH MAY 14, 2014
 IN THE TOTAL AMOUNT OF \$2,640.96 AND AUTHORIZING THE
 EXECUTION BY THE COUNTY EXECUTIVE
 [SHERIFF'S DEPARTMENT]
 (\$2,640.96)**

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

WHEREAS, By Resolution 279 of 2007 the Legislature of Rockland County approved an intermunicipal agreement with the City of New York through its New York City Police Department, One Police Plaza, New York, New York 10038, for the procurement and distribution of goods, (which goods shall be at no cost to the County) services and construction projects, including the receipt of equipment and training with regard to the "Securing the Cities Initiative" supported by the United States Department of Homeland Security, the State of New York and the New York State Police; and further authorized its execution by the County Executive; and

WHEREAS, Funding from the City of New York that will cover this agreement is being appropriated to Dept. 3108, line E4920 via a separate resolution; and

WHEREAS, The Sheriff of Rockland County is recommending that the County enter into an intermunicipal agreement with the Town of Stony Point for reimbursement to the Stony Point Police Department for Personal Radiation Detector (PRD) and PackEye training as outlined in the Securing the Cities agreement dated March 30, 2007, for the period from May 13, 2014 through May 14, 2014 in the total amount of \$2,640.96 and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, The Public Safety Committee 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 intermunicipal cooperation agreement between the County of Rockland and the Town of Stony Point for reimbursement to the Stony Point Police Department for PRD and PackEye training as outlined in the Securing the Cities agreement dated March 30, 2007, for the period from May 13, 2014 through May 14, 2014 in the total amount of \$2,640.96, and authorizes execution of the intermunicipal agreement by the County Executive; and be it further

RESOLVED, That funding from the City of New York that will cover this agreement is being appropriated to Dept. 3108, line E4920 via a separate resolution.

Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 290 OF 2015
 AUTHORIZING AN INTERMUNICIPAL COOPERATION AGREEMENT
 BETWEEN THE COUNTY OF ROCKLAND AND THE VILLAGE OF SOUTH NYACK
 FOR REIMBURSEMENT FOR PACKEYE TRAINING AS OUTLINED IN THE SECURING
 THE CITIES INITIATIVE SUPPORTED BY THE UNITED STATES DEPARTMENT OF HOMELAND
 SECURITY, STATE OF NEW YORK AND THE NEW YORK STATE POLICE,
 FOR MAY 14, 2014 IN THE TOTAL AMOUNT OF \$1,368.64 AND AUTHORIZING
 THE EXECUTION BY THE COUNTY EXECUTIVE
 [SHERIFF'S DEPARTMENT]
 (\$1,368.64)**

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

WHEREAS, By Resolution 279 of 2007 the Legislature of Rockland County approved an intermunicipal agreement with the City of New York through its New York City Police Department, One Police Plaza, New York, New York 10038, for the procurement and distribution of goods, (which goods shall be at no cost to the County) services and construction projects, including the receipt of equipment and training with regard to the "Securing the Cities Initiative" supported by the United States Department of Homeland Security, the State of New York and the New York State Police; and further authorized its execution by the County Executive; and

WHEREAS, Funding from the City of New York that will cover this agreement is being appropriated to Dept. 3108, line E4920 via a separate resolution; and

WHEREAS, The Sheriff of Rockland County is recommending that the County enter into an intermunicipal agreement with the Village of South Nyack for reimbursement to the South Nyack/Grandview Police Department for PackEye training as outlined in the Securing the Cities agreement dated March 30, 2007, for May 14, 2014 in the total amount of \$1,368.64; and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, The Public Safety Committee 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 intermunicipal cooperation agreement between the County of Rockland and the Village of South Nyack for reimbursement to the South Nyack/Grandview Police Department for PackEye training as outlined in the Securing the Cities agreement dated March 30, 2007, for May 14, 2014 in the total amount of \$1,368.64, and authorizes execution of the intermunicipal agreement by the County Executive; and be it further

RESOLVED, That funding from the City of New York that will cover this agreement is being appropriated to Dept. 3108, line E4920 via a separate resolution.

Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 291 OF 2015
 AUTHORIZING AN INTERMUNICIPAL COOPERATION AGREEMENT
 BETWEEN THE COUNTY OF ROCKLAND AND THE VILLAGE OF SUFFERN
 FOR REIMBURSEMENT FOR PACKEYE TRAINING AS OUTLINED IN THE SECURING
 THE CITIES INITIATIVE SUPPORTED BY THE UNITED STATES DEPARTMENT OF
 HOMELAND SECURITY, STATE OF NEW YORK AND THE NEW YORK STATE POLICE,
 FOR MAY 14, 2014 IN THE TOTAL AMOUNT OF \$1,428.32 AND AUTHORIZING
 THE EXECUTION BY THE COUNTY EXECUTIVE
 [SHERIFF'S DEPARTMENT]
 (\$1,428.32)**

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

WHEREAS, By Resolution 279 of 2007 the Legislature of Rockland County approved an intermunicipal agreement with the City of New York through its New York City Police Department, One Police Plaza, New York, New York 10038, for the procurement and distribution of goods, (which goods shall be at no cost to the County) services and construction projects, including the receipt of equipment and training with regard to the "Securing the Cities Initiative" supported by the United States Department of Homeland Security, the State of New York and the New York State Police; and further authorized its execution by the County Executive; and

WHEREAS, Funding from the City of New York that will cover this agreement is being appropriated to Dept. 3108, line E4920 via a separate resolution; and

WHEREAS, The Sheriff of Rockland County is recommending that the County enter into an intermunicipal agreement with the Village of Suffern for reimbursement to the Suffern Police Department for PackEye training as outlined in the Securing the Cities agreement dated March 30, 2007, for May 14, 2014 in the total amount of \$1,428.32 and

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, The Public Safety Committee 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 intermunicipal cooperation agreement between the County of Rockland and the Village of Suffern for reimbursement to the Suffern Police Department for PackEye training as outlined in the Securing the Cities agreement dated March 30, 2007, for May 14, 2014 in the total amount of \$1,428.32, and authorizes execution of the intermunicipal agreement by the County Executive; and be it further

RESOLVED, That funding from the City of New York that will cover this agreement is being appropriated to Dept. 3108, line E4920 via a separate resolution.

Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 292 OF 2015
 APPROVING ACCEPTANCE OF FUNDS
 TOTALING \$11,343.44 (NCTD)
 FROM THE CITY OF NEW YORK
 TO REIMBURSE VARIOUS MUNICIPALITIES
 FOR PACKEYE AND/OR PERSONAL RADIATION
 DETECTOR (PRD) TRAINING THEY COMPLETED
 UNDER THE SECURE THE CITIES PROGRAM
 [OFFICE OF THE SHERIFF]
 (\$11,343.44)**

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

WHEREAS, The Office of the Sheriff has informed the County Executive and the Legislature of Rockland County that they have received funds totaling \$11,343.44 from the City of New York, which will be used to reimburse the following municipalities for PackEye and/or Personal Radiation Detector (PRD) training they completed under the Secure the Cities Program after intermunicipal cooperation agreement resolutions with the following municipalities are approved and executed:

Ramapo Police Department	\$4,337.76
Suffern Police Department	\$1,428.32
Piermont Police Department	\$1,567.76
South Nyack/Grandview Police Department	\$1,368.64
Stony Point Police Department	<u>\$2,640.96</u>
	\$11,343.44

and;

WHEREAS, No County Tax dollars (NCTD) are required to accept said funds; and

WHEREAS, The Public Safety Committee 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 totaling \$11,343.44 from the City of New York, which will be used to reimburse the towns of Ramapo and Stony Point police departments and the villages of Suffern, Piermont and South Nyack/Grandview police departments for PackEye and/or Personal Radiation Detector (PRD) training they completed under the Secure the Cities Program after intermunicipal cooperation agreement resolutions with said municipalities are approved and executed; and be it further

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

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

<u>GENERAL FUND - 2015</u>		
<u>Increase Approp. Acct. (Credit):</u>		
A-SHF-3108-E4920	Reimburse Municipalities	11,344
<u>Increase Est. Rev. Acct. (Debit):</u>		
A-SHF-3108-R2260	Public Safety Revenue - Other Gov'ts	11,344

Introduced by:

Referral No. 9162

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

**RESOLUTION NO. 293 OF 2015
EXTENDING THE APPOINTMENT OF MICHAEL CHAIKEN
TO THE TEMPORARY POSITION
OF PATIENT SERVICES ADMINISTRATOR
IN THE DEPARTMENT OF HOSPITALS**

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

WHEREAS, The Rockland County Charter, Article II, Section C2.01 (m), as provided for in Local Law No. 4 of 2014, provides that extensions of appointments to temporary positions with an annualized salary of \$75,000 or more that were originally made by the County Executive for a period not to exceed seventy-five (75) days must be approved by the Rockland County Legislature; and

WHEREAS, The initial appointment of Michael Chaiken to the temporary position of Patient Services Administrator in the Department of Hospitals with an annualized salary of \$131,015 was approved by the County Executive, effective January 26, 2015 through April 9, 2015 in order to meet essential departmental needs; and

WHEREAS, The Legislature of Rockland County by Resolution No. 141 of 2015, extended the appointment of Michael Chaiken to the temporary position of Patient Services Administrator in the Department of Hospitals for an additional period of fifteen (15) days from April 10, 2015 through April 24, 2015; and

WHEREAS, The Legislature of Rockland County by Resolution No. 163 of 2015, extended the appointment of Michael Chaiken to the temporary position of Patient Services Administrator in the Department of Hospitals for an additional period of forty (40) days from April 25, 2015 through June 3, 2015; and

WHEREAS, The Department of Hospitals has requested that the County Executive and the Legislature of Rockland County approve a third extension of the appointment of Michael Chaiken to the temporary position of Patient Services Administrator; and

WHEREAS, The County Executive has determined that the third extension of such temporary position for an additional period of seventy-five (75) days is necessary to ensure the continuation of essential service in a cost effective and efficient manner; and

WHEREAS, The Department of Hospitals is requesting no additional funds to implement this extension; 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 appointment of Michael Chaiken to the temporary position of Patient Services Administrator in the Department of Hospitals is hereby extended for a third time for an additional period of seventy-five (75) days from June 4, 2015 through August 18, 2015.

Introduced by:

Referral No. 3120

Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Aney Paul, Sponsor
Hon. Douglas J. Jobson, Sponsor

**RESOLUTION NO. 294 OF 2015
CONFIRM THE APPOINTMENTS BY THE COUNTY EXECUTIVE
OF LEGISLATORS DOUGLAS J. JOBSON,
ANEY PAUL AND NANCY LOW-HOGAN
TO HEAR THE APPEAL OF SHAYE BRAUN
FROM AN ACTION BY THE ROCKLAND COUNTY
BOARD OF PLUMBING, HEATING, AIR CONDITIONING,
SHEET METAL & REFRIGERATION EXAMINERS**

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

WHEREAS, On September 8, 2014, pursuant to Section 319-19(D) of Chapter 319 of the Laws of Rockland County, the Rockland County Board of Plumbing, Heating, Air Conditioning, Sheet Metal & Refrigeration Examiners denied the application of Shaye Braun to take the Master Plumbers examination on the grounds that he did not have the requisite experience; and

WHEREAS, On or about March 18, 2015, Shaye Braun appealed to the Legislature pursuant to Section 319-13(A) of Chapter 319 of the Laws of Rockland County from an action by the Rockland County Board of Plumbing, Heating, Air Conditioning, Sheet Metal & Refrigeration Examiners at its September 8, 2014 meeting, denying the application of Shaye Braun to take the Master Plumbers examination on the grounds that he did not have the requisite experience; and

WHEREAS, Section 319-13(D) of Chapter 319 of the Laws of Rockland County provides for the designation of three (3) members of the Legislature to hear appeals by persons aggrieved by an action of the Rockland County Board of Plumbing, Heating, Air Conditioning, Sheet Metal & Refrigeration Examiners of making any decision or determination; and

WHEREAS, The County Executive has appointed Legislators Douglas J. Jobson, Aney Paul and Nancy Low-Hogan, to hear the appeal of Shaye Braun, 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, pursuant to 319-13 (D) of Chapter 319 of the Laws of Rockland County, the Legislature of Rockland County hereby confirms the appointments of Douglas J. Jobson, Aney Paul and Nancy Low-Hogan to hear the appeal of Shaye Braun, filed on or about March 18, 2015, from an action by the Rockland County Board of Plumbing, Heating, Air Conditioning, Sheet Metal & Refrigeration Examiners at its September 8, 2014 meeting, denying of application of Shaye Braun to take the Master Plumbers examination on the grounds that he did not have the requisite experience.

Introduced by:

Referral No. 2973

Hon. John A. Murphy, Sponsor
Hon. Jay Hood, Jr., Co-Sponsor
Hon. Toney L. Earl, Co-Sponsor
Hon. Michael M. Grant, Co-Sponsor
Hon. Douglas J. Jobson, Co-Sponsor
Hon. Nancy Low-Hogan, Co-Sponsor
Hon. Aney Paul, Co-Sponsor
Hon. Philip Soskin, Co-Sponsor
Hon. Richard C. Diaz, Co-Sponsor
Hon. Alden H. Wolfe, Co-Sponsor

**RESOLUTION NO. 295 OF 2015
IN SUPPORT OF "STEPPING UP: A NATIONAL INITIATIVE TO REDUCE
THE NUMBER OF PEOPLE WITH MENTAL ILLNESS AND DEVELOPMENTAL DISABILITIES
IN JAILS," BROUGHT BY THE NATIONAL ASSOCIATION OF COUNTIES,
THE COUNCIL OF STATE GOVERNMENTS JUSTICE CENTER AND
THE AMERICAN PSYCHIATRIC FOUNDATION, TO REDUCE THE NUMBER
OF PEOPLE WITH MENTAL ILLNESS AND DEVELOPMENTAL DISABILITIES
IN THE ROCKLAND COUNTY JAIL**

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

WHEREAS, prevalence rates of serious mental illness in jails are three to six times higher than for the general population, developmental disabilities are two to three times higher than for the general population, and adults with mental illness tend to stay longer in jail and upon release are at a higher risk of recidivism than people without these disorders; and

WHEREAS, almost three-quarters of adults with serious mental illness in jails have co-occurring substance use disorders, and county jails on average spend two to three times more on adults with mental illness who require interventions compared to those without these treatment needs; and

WHEREAS, without the appropriate treatment and services, people with mental illness and developmental disabilities continue to cycle through the criminal justice system, often resulting in tragic outcomes for these individuals and their families; and

WHEREAS, Rockland County is obliged to protect and enhance the health, welfare and safety of its residents in efficient and cost-effective ways; and

WHEREAS, through the initiative known as "Stepping Up," the National Association of Counties, the Council of State Governments Justice Center and the American Psychiatric Foundation are encouraging public, private and nonprofit partners to reduce the number of people with mental illness in jails; and

WHEREAS, the "Stepping Up" initiative provides counties with guidance, support, and direction for developing an action plan that makes effective use of budgets to facilitate access to treatment and promote appropriate alternatives to jail; and

WHEREAS, according to the "Stepping Up" initiative, certain County actions may lead to a reduction in the number of people with mental illness and developmental disabilities in our County jail, including the collection of data to determine the extent of the problem within our County jail, the development of a plan with a team of diverse stakeholders that draws on sound research, and the design of an approach to track progress; and

WHEREAS, in order to begin reducing the number of people with mental illness and/or developmental disabilities in jail, the County's agencies should:

- a) establish a diverse team of leaders and decision makers from multiple agencies, such as the Department of Mental Health and the Sheriff's Division, that are committed to safely reducing the number of people with mental illness and/or developmental disabilities in jails;
- b) collect and review mental illness and developmental disabilities prevalence numbers and assess individuals' needs, so as to better identify adults entering jails with mental illness and/or developmental disabilities and assess their recidivism risk, and use that baseline information to guide decision making at the system, program and case levels;
- c) examine treatment and service capacity to determine which programs and services are available in the County for people with mental illness and developmental disabilities and co-occurring substance use disorders, and identify state and local policy and funding barriers to minimizing contact with the justice system and providing treatment and supports in the community;

- d) develop a plan with measurable outcomes that draws on jail assessment and prevalence data and the examination of available treatment and service capacity, while considering identified barriers; and
 - e) create a process to track progress using data and information systems, and to report on successes;
- ; and

WHEREAS, the Public Safety Committee of the Legislature of Rockland County has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County supports the "Stepping Up" initiative presented by the National Association of Counties, the Council of State Governments Justice Center and the American Psychiatric Foundation to reduce the number of people with mental illness and/or developmental disabilities in the Rockland County Jail; and be it further

RESOLVED, that in order to reduce the number of people with mental illness and/or developmental disabilities in jail, the Rockland County Legislature calls on the County's agencies to:

- a) establish a diverse team of leaders and decision makers from multiple agencies, such as the Department of Mental Health and the Sheriff's Division, that are committed to safely reducing the number of people with mental illness and/or developmental disabilities in jails;
 - b) collect and review mental illness and developmental disabilities prevalence numbers and assess individuals' needs, so as to better identify adults entering jails with mental illness and/or developmental disabilities and assess their recidivism risk, and use that baseline information to guide decision making at the system, program and case levels;
 - c) examine treatment and service capacity to determine which programs and services are available in the County for people with mental illness and/or developmental disabilities and co-occurring substance use disorders, and identify state and local policy and funding barriers to minimizing contact with the justice system and providing treatment and supports in the community;
 - d) develop a plan with measurable outcomes that draws on jail assessment and prevalence data and the examination of available treatment and service capacity, while considering identified barriers; and
 - e) create a process to track progress using data and information systems, and to report on successes;
- ; 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 the Hon. Andrew Cuomo, Governor of the State of New York; Hon. David Carlucci and Hon. William J. Larkin, Jr., New York State Senators; Hon. Ellen C. Jaffee, Hon. Kenneth P. Zebrowski, Hon. Karl A. Brabenec, 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; Matthew D. Chase, Executive Director, National Association of Counties; David Adkins, Executive Director, Council of State Governments; Paul Burke, Executive Director, American Psychiatric Foundation; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this Resolution.

Introduced by:

Referral No. 3147

Hon. Jay Hood, Jr. , Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Nancy Low-Hogan, Sponsor
Hon. Aney Paul, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 296 OF 2015
CONFIRMING THE APPOINTMENT OF
LAWRENCE C. BOLSON, NEW CITY, NEW YORK
TO THE ROCKLAND COUNTY FIRE ADVISORY BOARD**

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

WHEREAS, County Law §225-a provides that the board of supervisors of any county may create a county fire advisory board consisting of not less than five (5) and no more than twenty-one (21) members; and

WHEREAS, By Resolution No. 102 of 1952, the County of Rockland created the County Fire Advisory Board; and

WHEREAS, Pursuant to §C3.02 of the Charter Law of Rockland County, the County Executive shall appoint the members of county boards and commissions, who shall serve at his pleasure, subject to confirmation by the County Legislature, and

WHEREAS, The County Executive has appointed Lawrence C. Bolson, New City, New York, to the Rockland County Fire Advisory Board, to fill a vacancy created by the resignation of Christopher Van Schaick., to serve at the pleasure of the County Executive, subject to legislative confirmation; and

WHEREAS, The Public Safety Committee of the Legislature has met, considered and unanimously recommended this confirmation; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby confirms the appointment of Lawrence C. Bolson, New City, New York, to the Rockland County Fire Advisory Board, 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 Fire Advisory Board and to the appointee, Lawrence C. Bolson.

Introduced by:

Referral No. 5506

Hon. Jay Hood, Jr. , Sponsor
Hon. Toney L. Earl, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Nancy Low-Hogan, Sponsor
Hon. Aney Paul, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 297 OF 2015
CONFIRMING THE APPOINTMENT OF
STEPHEN BARRY
NEW CITY, NEW YORK
TO THE ROCKLAND COUNTY
TRAFFIC SAFETY BOARD**

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

WHEREAS, The Rockland County Traffic Safety Board was established by Chapter 177 of the Laws of Rockland County and Article 43 of the New York Vehicle and Traffic Law, to be composed of twenty (20) members; and

WHEREAS, Each member of the board shall be a resident of the Rockland County interested in traffic safety and traffic problems; and

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

WHEREAS, The County Executive has appointed Stephen Barry, New City, New York to one of the eight (8) vacancies on the Rockland County Traffic Safety Board, to serve at his pleasure subject to legislative confirmation; and

WHEREAS, The Public Safety Committee of the Legislature has met, considered and unanimously recommended this confirmation; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby confirms the appointment of Stephen Barry, New City, New York to the Rockland County Traffic Safety Board, 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 Traffic Safety Board and to the appointee, Stephen Barry.

**RESOLUTION NO. 298 OF 2015
WAIVE THE RULES OF THE LEGISLATURE
TO CONSIDER PROPOSED RESOLUTION
UNDER NEW BUSINESS**

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

RESOLVED, that the Rules of the Legislature be waived to consider Item 13 A, Resolution No. 299 of 2015 under New Business.

The vote resulted as follows:

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

Mr. Schoenberger

Last week when we were asked to waive the rules for a resolution introduced by Legislator Carey regarding the issue of the Codes Initiatives; whatever the emergency was for that is the same for this.

Chairman Wolfe

The video creates an environment that is potentially dangerous and hostile in Rockland County.

Introduced by:
Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Co-Sponsor

**RESOLUTION NO. 299 OF 2015
EXPRESSING THE LEGISLATURE OF ROCKLAND COUNTY’S SUPPORT
FOR THE POSITION TAKEN BY THE ANTI-DEFAMATION LEAGUE AND ITS
CONCERNS OF THE INAPPROPRIATE AND OFFENSIVE SHERIFF’S CAMPAIGN
VIDEO AND ITS USE BY THE CHAIRMAN OF THE
ROCKLAND COUNTY REPUBLICAN PARTY**

Mr. Schoenberger offered the following resolution, which was seconded by Mr. Diaz, Mr. Earl, Mr. Soskin, Mr. Hood, Jr. and Chairman Wolfe and adopted

WHEREAS, the Anti-Defamation League (ADL) was founded in 1913 “to stop the defamation of the Jewish people and to secure justice and fair treatment to all”; and

WHEREAS, the ADL is the nation’s premier civil rights/human relations agency fighting anti-Semitism and all forms of bigotry, defending democratic ideals and problems for all; and

WHEREAS, the ADL just recently expressed condemnation of an on-line campaign video in support of Richard Vasquez for Rockland County Sheriff, which included an image of visibly identifiable Orthodox Jew, suggesting that the Jewish community is responsible for the housing issues in Rockland County; and

WHEREAS, the video was uploaded to the website of the Rockland County Republican Party and included a photo of the current Rockland County Sheriff Louis Falco, surrounded by traditional Orthodox Jews with the video’s narrator stating that Sheriff Falco “has refused to enforce illegal housing laws”; and

WHEREAS, Evan R. Bernstein, ADL’s New York Regional Director, said “We find the use of an image of visibly identifiable Jews in this campaign video to be deeply troubling, highly offensive, and inappropriate, as it essentially blames the Orthodox Jewish community for the substandard and illegal housing problems in Rockland”; and

WHEREAS, Mr. Bernstein further states “Voters should be encouraged to make decisions about candidates based upon their qualifications, political positions and not on the basis of race or religion, without offensive insertions ascribing blame on an issue to a particular religious group”; and

WHEREAS, Mr. Bernstein also stated “we urge Mr. Vasquez to edit the video and make clear that the crux of his campaign-and this county issue-has nothing to do with the Rockland Jewish community”; and

WHEREAS, The Chairman of the Rockland County Republican Party has defended the video and has declined to repudiate its contents and to remove it

WHEREAS, the Chairman of the Rockland County Republican Party, by posting and defending this video on the website of the Rockland County Republican Party, has shown that he agrees and supports the negative stereotype of religious Jews and intends to use the negative stereotype for the political campaigns; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby expresses its support for the position taken by the Anti-Defamation League and its concerns of the inappropriate and offensive Sheriff’s campaign video and its use by the Chairman of the Rockland County Republican Party; and be it further

RESOLVED, that the Clerk to the Legislature be and hereby is authorized and directed to send a copy of this resolution to such 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 Cornell, Diaz, Earl, Grant, Low-Hogan, Moroney, Murphy, Paul, Schoenberger, Soskin, Wieder, Hood, Jr., Wolfe)
Nays:	02	(Legislators Hofstein, Jobson)
U.A. Nay:	01	(Legislator Meyers)
Absent:	01	(Legislator Carey)



DebateMr. Schoenberger

I tried to limit the language of this resolution simply to the issue that was raised by the Anti-Defamation League. The Anti-Defamation League is to the secular Jewish community, not the Ultra Orthodox or Hasidic community, similar to what the NAACP is to the African American community. It is a organization against defamation that was founded in 1913, "to stop the defamation of the Jewish people and to secure justice and fair treatment to all." The Anti-Defamation League fights anti-Semitism and all forms of bigotry, defending democratic ideals and problems for all, as does the NAACP.

Their efforts in the recent controversy we had over memorializing the one for the East Ramapo bill, the Anti-Defamation League is one of those organizations that came out and publicly supported the Senate and Assembly bill.

What we had was a Republican candidate for Sheriff who had a video with a voiceover that said that our current Sheriff "has refused to enforce illegal housing laws." Our Sheriff's office has nothing to do with enforcing illegal housing laws. In the new Codes Initiative that our County Executive formed specifically excluded our Sheriff.

Evan R. Bernstein, ADL's New York Regional Director, said "We find the use of an image of visibly identifiable Jews in this campaign video to be deeply troubling, highly offensive, and inappropriate, as it essentially blames the Orthodox Jewish community for the substandard and illegal housing problems in Rockland." He further stated, "Voters should be encouraged to make decisions about candidates based upon their qualifications, political positions and not on the basis of race or religion, without offensive insertions ascribing blame on an issue to a particular religious group." Mr. Bernstein also stated "we urge Mr. Vasquez to edit the video and make clear that the crux of his campaign-and this County issue-has nothing to do with the Rockland Jewish community."

I think the appropriate thing to do would have been for the County Republican Party to remove the video from their website, but instead the Rockland County Republican Party has stood firm and sees nothing wrong with the video. I think that is a terrible mistake. There have been statements made by the Chair of the Republican Party that I think are inappropriate.

Just tonight, I saw in *Our Town Newspaper*, on their Editorial/Opinion page there is a caption "Dr. Goebbels would approve," which states, "Deeply troubling and offensive... Those are the words used by the Anti-Defamation League to describe a video posted on-line by Republican Rockland County Sheriff candidate Richard Vasquez. The video shows his opponent, incumbent Sheriff Louis Falco, in the midst of a readily recognizable, joyous group of ultra-orthodox Jews. The video narrator accused Falco of 'refusing to enforce illegal housing laws.' The image and narration are not subtle in implying that the Jewish community is responsible for illegal housing in Rockland and that Sheriff Falco is complicit in not enforcing the law. The technique is classic propaganda at its worst-damning an entire group through stereotype and creating quilt by association. We have seen it used before in the propaganda films of Dr. Joseph Goebbels, masterpieces of cinematic technique that establish and reinforce a thoroughly evil message. In the case of Dr. Goebbels, the series of films began by reinforcing existing channels of anti-Semitism in Germany, before ratcheting up the hatred to a murderous pitch. The most vile of these films, entitled "The Eternal Jew," prepared the German public to accept Hilter's infamous Final Solution. Director Fritz Hippler used pseudo-documentary newsreel format deliberately designed to inflame anti-Semitism. The Vasquez campaign video borrows some of the elements of 'The Eternal Jew.' After the war, Hippler was jailed for two years. Screening of 'The Eternal Jew' is banned in Europe, but the pirated version is widely disseminated throughout the Middle East, where it is readily accepted among radical Islamists as inspirational and truthful." "There is no doubt the Vasquez video meets the criteria of propaganda, deliberately distorting a photo to convey an untruthful and unfavorable impression. To be honest, another group posted a video comparing critics of high density housing and an East Ramapo monitor with the Nazis, again using Nazi propaganda techniques. Two wrongs don't make a right. The best weapon against propaganda is truth, although facts are often far less sensational than propaganda."

"Fact: The sheriff does not enforce housing codes. Each town and village has its own code enforcement officers and makes its own enforcement policies. Code enforcement is not among the sheriff's responsibilities."

I could read some more on this, but I decided that condemning the video itself and then facing an attack leads us nowhere. I am not condemning the video. I am supporting the Anti-Defamation Leagues position that it implies that Orthodox Jewish communities is responsible for substandard illegal housing problems here in Rockland County. Now, that is just not true. There are illegal and substandard housing in every single town and in probably most villages. It doesn't make it right. I support the County Executive's Code Initiative. I said so consistently and I still do. To try and use stereotypes for something that they are not solely responsible for to further divide this County is inappropriate and I ask that we support the Anti-Defamation League and their objections to this video. Thank you.

Mrs. Cornell

The Anti-Defamation League is one of the most highly respected organizations in the world. When the ADL speaking this nation listens, and it should. I think that anything that becomes a divisive kind of message has totally unanticipated consequences. All kind of things happen when there are stereotypes put out and blame assigned without any cause.

A banner was torn down at Congregation Sons of Israel in Nyack. These kinds of things create all kinds of actions that are inappropriate. Our community should be brought together. We should be working together on things and trying to solve problems in a civil way.

I want to indicate the fact that the Anti-Defamation League spoke out on this, which speaks well for the League and is something that we need to ratify here today by supporting this resolution. Thank you.

Mr. Meyers

I didn't know about this video until somebody mentioned it to me. I found that Sheriff Falco celebrating his victory in this video very offensive in the context that it was done. As a practicing Jew I was very offended by it. I told my friends in the Republican party. It is actually a photograph that doesn't belong in a video. I think it is offensive to attribute an action to the Sheriff that the Sheriff had nothing to do with. I find that also offensive intellectually. Sometimes in politics people get blamed for something they had nothing to do with. I was glad that the ADL came out with their views.

It is a Republican video and I am not sure that a political body like this should be taking a formal position on a video disseminated by the Republican Party. The ADL is a nonpartisan and one of the most respected bodies in the world. I don't think the ADL needs our support and I don't think we should be taking a position on something that the Republican Party of Rockland County has done in a video. The ADL has spoken, so let them speak and not cheapen the ADL's position by doing this.

There are housing violations perpetrated by a wide variety of people community. There were people tripping all over themselves to not support the County Executive's Codes Initiative on cracking down housing violations. The Legislators that were opposed were the Legislators who represent the Ultra Orthodox community.

A piece came out called "The Jew in Rockland." I am kind of low key here and I didn't know about it. Some of my friends from my temple came up to me and said my picture came up on a video about anti-Semitism, but the ADL did not come out in support of me. Notwithstanding what you might hear, I am a proud practicing Jew and not an anti-Semite and did not belong in that video. The video is outrageous to begin with.

Mrs. Low-Hogan

I don't want to be involved with any political shenanigans. The reason I am supporting this tonight is really, because it is very disturbing having a connection made to a particular religion. I think it is important to keep that in mind so that when we have perhaps Irish Catholic Police involve with things that they should not be involved in we certainly do not want to have people saying anything negative about the Catholic religion, because they happen to be Catholic. It is very important to keep those issues separate. It is very concerning that the Chair of the Party has indicated that he doesn't see anything wrong with the images. I am going to support this. I hope we do not have to keep dealing with this kind of activity.

Mr. Hood, Jr.

The portrayal of one group creating all the ills in Rockland County is a tragedy. The video is improper. There is illegal housing all over and one particular group should not be pointed out. What particularly concerns me is the use of the County Executive's position to try to keep the Sheriff of Rockland County off the Initiative Board, and that is a fact. He pretty much had to force his way onto the board. If his deputies see illegal housing issues they will report it to the towns or villages. The Sheriff is willing to help. Trying to keep him off the board is improper use of the County Executive's position. I am glad that Sheriff Falco did not listen and he is helping to combat illegal housing.

Mr. Soskin

The ADL is a non-religious organization that has been around for a long time. We have to be serious about this. The East Ramapo School District seems to be the school district that stands out. It is said that their board doesn't represent their constituents who live in East Ramapo. People comment on the radio who are from London, California, Florida, etc. A small little district, to me it seems strange that the entire world is getting involved.

We all are very concerned about our fire people. Nobody wants our people or anybody to die, black or white, Jewish or not Jewish. Nobody should be put in harms way, but it happens. When a fireman goes into a building he never knows what he is going to find. Everybody does things in their own homes. There are a lot of multi-families houses in Rockland County. It just so happen many of them seem to be in Ramapo. So by association, "let's blame the Jews." Today it is the Jews and tomorrow it will be somebody else. I was told it is going to be a long hot summer and there is going to be trouble by someone from East Ramapo. I want peace. We are not against oversight. It is just one word that is causing problem. Young people hear what the adults are doing and will listen and go out and get into trouble. It's a few words, that is all it is and that is what this video is about, association, the wrong words. Now it is against the Sheriff. Who will it be against tomorrow? We want peace in Rockland County.

I am begging the Republicans, Democrats and all others to please not cause more problems. No matter what your religion if you see something wrong try to stop it, because if you don't there will be a lot of trouble here in Rockland County, because it is one of those areas where you have a very large Jewish population. People who are trying to escape the horrors of New York City. Don't say I didn't warn you.

Mr. Hofstein

I have seen this video. I understand why a number of people are upset. As a Jew I cringe. As we all know politics is a very dirty profession. When the video came out "A Jew in Rockland" I didn't see a resolution come out against the organization comparing the Jews in Rockland County to Nazi's. I think that was very offensive. I think it was offensive when I read an article that said we were failing the children of East Ramapo by not voting for an appointment of a Legislator. Unfortunately, that has to be chalked up to politics. Why do we need to have a resolution condemning an act of politics? I question that. I am not condoning the actions that were taken in that video, but if we are going to take this position then why don't we include "The Jew in Rockland." We shouldn't be selective. I think we are sending the wrong message. I think the people of Rockland County have their own opinion about that video and they have made that very clear. I think the people who are involved are paying for that poor judgment.

I believe that this does not belong here in this Legislature. The people will speak for themselves, and they have spoken.

Mr. Murphy

I have lived 80-years. I grew up in the Bronx where there was a vocabulary that no longer exists. The young people might not know what it was like in the South Bronx when I grew up. I always found it extraordinarily unkind, and I have a thing about unkindness. When I got into politics I said I would never demean any race, religion, etc. I believe that in my 44-years here no one can say I ever did. Politics brings out the worst in people.

I am going to say something that is not going to win me many friends, but I am going to say it anyway. The gay people had an event last weekend. Alden said, "I only saw Democrats there." The inference was that if you were a Republican you were anti-gay. There were two Republicans there. I wasn't there and I have spent 50-years working with gay people and transgender and I took it personally that the inference that I wasn't at this event would portray me as a Republican that is anti-gay. I love Alden and I know that it came from his back pocket and not really thought-out. I know he doesn't believe that all Republicans are anti-gay. I am using, at his embarrassment, is a good example.

There is so much hate all over this world. So much violence. It has intensified in our political world. When I tried to do something years ago, by opening up my first group home for six children in this County, 300 people came out, led by the President of the Draft board who said that if I opened this home he would unleash his dogs on me. That is hate. We were talking about six little kids with Down Syndrome. That hate is still in this County.

I haven't seen that video. The point is, it was wrong to do and whether it was Republican or Democrat things that are wrong should not get a free pass. I am leaving 50-years of political life and I have a message for everybody - great good cannot be done when the air is filled with unkindness and hatred.

When I was growing up in the Bronx my neighborhood was half Irish and anti-black. I wasn't anti-black, but I was surrounded by it. What changed me was when I went into the Marines. I served with African Americans in the Marine. Most Camp Venture hands-on caregivers are people of color.

I am going to support this. I stand for the elimination of demeaning of human beings. I am opposed to hatred. Wherever you find hate it should be stomped out. I just think we have to stand up and say it was wrong.

Chairman Wolfe

You attributed an insinuation to my comments on my personal FaceBook page. I am going to read what I wrote, which expressed what was entirely factual. I do not want to belabor the subject, but I feel to suggest that something I posted on FaceBook somehow is remotely related to anything anti-gay needs to be called out. I stated the following, "Nearly 20 elected officials on stage to greet the crowd at Rockland Pride, not one single Republican." True factual statement. I said, "I am very disappointed, especially in Rockland County, where there are very few moderate Republicans in office." Also, I stated my feelings that I was surprised and disappointed, because I happen to know the Republicans in Rockland County. We are not the land of the tea party or the bible belt and I felt that was a true statement. If anyone has a problem with that, well I am sorry, but that is my opinion. It was an absolutely true statement and not an insinuation. You are certainly free to your opinion as am I.

On this particular motion. I am going to paraphrase someone who has no problem expressing their opinion. As a Legislature, he can his voice and influence by voting and not by penning letters and that was a statement that was made by our County Executive Ed Day. I happen to agree with that in many ways. We do speak as a body, and we speak out on a lot of issues. We speak out every single year on St. Patrick's Day in reference to demeaning statements about the Irish and offensive shirts. I think it is incumbent on this body to be able to express our opinions on any issue we want to.

This resolution expresses our support for the position taken by the Anti-Defamation League. We can't disregard the fact that we have some very serious communication problems in Rockland County. I for one, am tired of this, of the boogeyman strategy of communicating your position on an issue. Over the last few years it has become somewhat of a playbook.

There are serious issues of illegal housing in Rockland County everywhere. There are claims of serious issues of Medicaid fraud. Our Commissioner told us that we do not have a high level of Medicaid fraud in our County, let alone centered in Monsey.

Everyone needs someone to blame their problems on. I am going to liken the climate of Rockland County to Nazi German. I think that is an extreme comparison, however, I am extremely concerned about the undercurrent anti-Semitism. It frightens the hell out of me, it really does, not just because I am Jewish, but because I care about my neighbors and the people of this County.

The other piece has to do with the Sheriff. The point was well made that the statements made in the video are absolutely not true and a complete distortion. I also know for a fact that the Sheriff was purposely excluded from the task force. Not only that, he had scheduled deputies to get training by the Office of Emergency Services on how to identify problems with illegal housing. With the phone call from the County Executive himself the training was cancelled. I know this for a fact, that is politics and those types of games that do everyone in this County a tremendous disservice. It cheapens what government does, it continues this cycle of cynicism of elected officials and what we do. There are a lot of people in this government that actually give a damn and trying to make things better for everyone in the County.

I wholeheartedly support this resolution. I think it is time that people took a step back and stopped the politics of divisiveness. It is unfair to everybody.

Mr. Moroney

I grew up in the South Bronx and Ireland. We have suffered as much as anybody over the years. I do not condone the video. It bothers me that you mention the Republican Party, and I am a part of that. I can't vote for this if you include "Republican Party," because all the Republicans are not involved or approved this. It is painting me with the same brush that is in that video. That video is unacceptable to me as it is to most people. To paint us all with the same brush as the video is not fair and is very offensive. Unless you change the language I cannot vote for it. I am not associated with that video and can't vote on it unless "Republican Party" is removed.

I respect the Sheriff and what he does for this County. I cross party lines when I feel it is right.

Mr. Jobson

I have a good relationship with all of you. I understand the feelings that are out there and what you are trying to do with this resolution. I do not know if it is the time and the place. I do not agree with the video and I think it was in poor taste.

Mr. Earl

I don't think anyone here has had a more humbling background than I did. I grew up with segregation. I had to sit in the back of the movie theaters, I couldn't go to the swimming pools, etc. I look back on those days. I have seen that video. The night that the well wishers were congratulating the Sheriff, it was not just the religious community. What they did in the video was wrong. They would have captured him with other groups if they actually followed him. I have no problem supporting this. I commend Legislator Schoenberger for bringing this before us.

Mr. Schoenberger

I was there the night we had the Multi-Services committee meeting, I do not know if Legislator Meyers was there. We had no microphones that night and we had to speak loudly, which I did. The first thing I said was that I supported the County Executive's initiative. I am against greedy landlords making money, lining their pockets by subdividing single family homes, and making the homes unsafe for the people that live there and for emergency workers. I supported the County Executive initiative. It was called "The Rockland Code Initiative." I said that I would like to see the whole thing. I was used to having a County Executive that would put together a package and would present it to us. I had read the press releases, looked at the internet and they talked about changes to the Sanitary Code. So I asked what the changes were. The Commissioner of Health stood at the microphone and said that there were no changes to the Sanitary Code. Later in the discussion she said yes that they were going to change the Sanitary Code. How are we going to change it? We will change it when we start the housing registry. Every former County Executive presented a legal opinion before we were asked to vote on something. That is what we do. I asked for a legal opinion and I was told that everything was on the website. I looked at the website and there was no legal opinion. As I sit here today it still isn't there. I know that this is a far more complicated legal issue than has been presented to this body and the public. There should be a document from legal counsel that is signed stating that it is legal. Why? Because there is a time when the County may get sued and if they get sued the first thing they will be asked will be for the legal opinion. Providing a legal opinion was designed to protect the Legislature, the Executive, the employees and the fire people. None of us have seen the legal opinion. Does it exist? I don't know. Our Legislative Counsel raised some serious issues and questions over it. I just want to see the County Attorney's opinion.

Somewhere along the way after the matter was deferred certain people got on blogs and websites accusing me of being against it. One quoted thing I said that I never said. I know that is the nature of things. I don't think saying that people are foaming at the mouth is a fair thing to say.

When there were sales of apparel that made fun of the Irish, that were sexually negative being sold to our children who tried to make them think they would be cool if they wore them on St. Patrick's Day, we had meetings and press conferences and I stood shoulder to shoulder with my friends on the Legislature. Every resolution passed by this Legislature opposing those I supported. I did it, because it was the right thing to do.

This resolution would not be here tonight if the County Republican Party had simply got up and said that it was a mistake to say that, we didn't mean to imply anti-Semitism and we heard from the ADL and we respect that and we are taking it down. The County Republican Party did not do that instead they said that it was right, we are not taking it down and we stand by it. That is why this resolution is here tonight. This resolution does not mention one word about our County Executive. It does not attack him and does not criticize him. This resolution does not condemn the video. The resolution supports the ADL saying that it is wrong.

I do not think there is any reasonable person, even the Legislators that may vote against this tonight, who hasn't said that they weren't upset by this video, and that they felt it was wrong by the Republican Party and didn't try to differentiate as a party from that implication of the video that Jews were responsible for illegal housing. It is wrong. It is an issue of saying to the Republican Party what you are doing is wrong. Let's work together to unite this County. I know some of the Legislators that will not be voting for this actually feel this way. So I ask you to think of it in those terms. If you are uncomfortable with voting for this I ask you to reconsider and preface your vote by saying something like I just said. You can distinguish yourself. The Governor's office was mad at me when I voted in opposition of the SAFE Act. None of us are 100% Democrat or 100% Republican. None of us are 100% one way on every issue. We are all a mixture.

I just came back from Germany. I went back to a little village that my mother, her parents and grandparents came from. I saw the grave of my great grandfather, great grandmother and great-great grandmother in a little cemetery in a little town in Germany that is about a quarter the size of this room that somehow or another survived and the headstones are still there. The Nazis had ripped out the headstones to use as paving stones for the streets in other parts of Germany. I was shocked to see that they were still there and maintained, and there are no Jews anywhere near that town. So there are decent people all over. We are all a product of our environment and upbringing.

The political part of it is the things that people say that are crazy and in normal times would not otherwise say. After the election hopefully it ends and disappears like it never happened. This is something that we have to vote on tonight. We have to communicate back to the ADL that they did the right thing by coming forward and saying what they said. What the Republic Party does in response to that is their decision. We at least owe it to the ADL who took an interest in Rockland County. Just like those of you felt they did the right thing in the East Ramapo School District. Thank you.

Mr. Grant

There was another article in the Rockland Journal News, "Anti-Defamation League slams ad for Rockland Sheriff candidate." It states about the video that, "It opens with a slow-motion shot of the U.S. Constitution, then a photograph of two firefighters battling a structure fire. Headlines from the Journal News flash on screen. Over ominous music, the ad cuts back to a black-and-white image of Falco standing with several Orthodox Jewish men as an announcer says, 'Sheriff Lou Falco has refused to enforce illegal housing laws'. The photo was taken by a Journal News photographer in September 2011 at the Crowne Plaza in Ramapo after Falco won the Democratic primary that year. The ad then cuts to Vasquez at a political rally, surrounded by supporters. It ends with an endorsement of Vasquez." The article goes on to interview Lawrence Garvey, the Chair of the Republican Committee and he defends the ad and says, "This issue isn't about religion; it's a matter of public safety." He defended it and said that he would not take it down. The article also said, "Vasquez's campaign did not respond to several requests for comment Monday."

I think that is a telling thing. There is no sense of obligation to repudiate what was presented in that and the fact the Lawrence Garvey endorses it. One of the things that this resolution doesn't do is name individuals even though individuals are culpable. When this video came out, about the same time Legislator Carey introduced a resolution on Rockland County Executive's Ed Day Rockland Code Initiative. What happened in committee was we discussed the resolution and I believe that we made it more clear, accurate and better reflected what was happening and it was supported almost unanimously. Following that there was another resolution by Mr. Carey brought to committee on Medicaid fraud. We discussed it over two committee meetings, we made it more accurate, clear and reflected what was truly the will of this Legislature and tonight we adopted that unanimously. If this resolution doesn't meet the needs of several of my colleagues, Mr. Hofstein, Mr. Moroney, Mr. Jobson and Mr. Meyers then make it better. There is an opportunity tonight to amend this resolution to make it better. All of us here are committed to oppose this disgraceful act. This video is absolutely disgraceful. The two resolutions I spoke of before, it appears to me it is knitting together linked ideas to create in public minds what is wrong with Rockland County.

There is going to be action on this resolution tonight so do your best to make it better. Make suggestions, amend it. Thank you.

Mr. Murphy

Alden, I purposely picked on you, because I know that you are a good person. I know you don't purposely smear things. I have known you since you were just a young fellow and we have been friends since then. We are friends on FaceBook. If I have a beef with someone I look in your eyes face to face and I tell you.

My point was, when you said that there were no Republican there, the inference intended or not, was that we were anti-gay. The worst thing we can ever do is broad brush stereotype. You can't do that. The other thing is inferences. That video, which I haven't seen, is all based on inference. What I am trying to get across is the fact that words are the greatest weapon to perpetuate hate. The second one is the inference.

I am offended that this resolution refers to the Republican Party. I consider myself the Republican Party. You need to remove the Republican Party from the resolution. I am offended that someone might think that I am anti-Semitic or anti-gay. I have devoted my entire life to the contrary. My legacy is going to be seen as someone that is anti-Jewish or anti-gay, which is a disservice to me. You must choose your words wisely. I have not seen the video, but I do think it was wrong. They made a mistake.

Mrs. Cornell

I want to thank Legislator Grant for describing the video. I do respect all of my colleagues. Those who are members of the Republican Party no matter how they vote tonight have a unique ability to reach out to those who did put this video on and express your opinions, because of the way you feel. You have the ability to reach out to those who are responsible for it and apparently will not remove it.

Mr. Hofstein

I would suggest that we make an amendment. I think we should remove Republican Party. Comparing us to Nazi Germany is offensive too. I think we should hold off on voting on this, send it back to committee and come up with a resolution that we can all agree on. Everyone here agrees that the video was not in the best taste, but there are other things that have been done that weren't in the best taste. I am not so sure why we have to rush to vote on this. I do agree with you that something should be said. If we are trying to send a message as a Legislature I don't think this needs to be rushed. I ask that this be tabled.

Mr. Schoenberger

"The Jew in Rockland" was done by some people and posted on YouTube. They are not part of a political party or government, they are just individuals. This is different. This is something that was done, posted on the Republican Party website and defended by the County Republican Chair. Then the ADL said, "We find the use of an image of visibly identifiable Jews in this campaign video to be deeply troubling, highly offensive, and inappropriate, as it essentially blames the Orthodox Jewish community for the substandard and illegal housing problems in Rockland." I think that the County Republican Party has a higher standard than just some people who make a video and post it on YouTube. That is why I did not come out and condemn the video, or compare it to other videos or say two wrongs don't make a right. I just have a resolution that expresses its support for the position taken by the Anti-Defamation League, and that is a big distinction.

With all due respect to you Lon, I don't think this should go back to committee.

Mrs. Low-Hogan

Legislator Schoenberger, would you consider an amendment if I would suggest a few word changes.

Mr. Schoenberger

I would never say that I wouldn't consider it, but the problem is if you read the ADL's statement this resolution mirrors the ADL's statement.

Mrs. Low-Hogan

I think this has been a really good conversation for this group. I would eliminate the last five words "and its use by the Rockland County Republican Party" in the title.

Mr. Schoenberger

How about "its use by the Chairperson of the Rockland County Republican Party."

Mrs. Low-Hogan

In the fourth whereas eliminate Rockland County Republican Party." And I ask that you remove the eight and ninth whereas and the first resolved clause. In other words, take out the references to the Republican Party and keep everything else.

Mr. Schoenberger

Nancy, I can't do that, because then it has no meaning. It cuts the guts out of the ADL's statement.

Mrs. Low-Hogan

It supports the ADL. It makes a statement that the video was terrible. The only thing it doesn't do it directly criticize the Chairman of the Republican Party and the Republican Party. To be honest, that does make me feel a little uneasy. I will vote for it in its present form, but I am asking you to please consider my request.

Mr. Schoenberger

Did you know that Mr. Vazquez has denied being part of this video. Our County Executive on the radio said that it wasn't him, it was the Republican Party.

Mr. Diaz

It was a great time growing up, because I learned how to respect people, everyone. I learned a lot of lessons then too. One lesson came to mind while sitting here, I had a very good friend growing up who people made fun of, because he was a little off. One particular time some people made fun of him and I didn't join in, but I didn't stop it. I went home that day and spoke to my parents about it. My parents told me something that has stuck with me, and that was what they did was wrong, but what I did was wrong also. When you stand there and you don't stand up against a wrong you allow the wrong to continue.

What happened with this video is wrong.

I am uncomfortable with the language directed at the Republican Party, because we are painting with a broad brush when we do so and it is not fair. I know the gentlemen sitting here are not standing up and agreeing with the video. At the present time without any changes I will vote for this resolution, because it sends a message.

Mr. Moroney

I would ask that it exclude the Republican Legislators in the resolution.

Mr. Schoenberger

I could add a Whereas that the Republican Legislators are upset by the portrayal of this video.

Mr. Jobson

We should just vote on it as it is.

Mr. Schoenberger

Okay.

Mrs. Paul

I am supporting this resolution. We need to work together. We cannot support hate.

Mr. Schoenberger

There has been a recommendation that we add a whereas that says that the Legislators, both Republican and Democrat, support the ADL's position and object to the inferences contained in the video. Will that addition make any of you feel more comfortable.

Mr. Hofstein

I appreciate it, but I don't like the fact the way it includes the Republican Party at all.

Mr. Murphy

Why don't we just put in that we condemn those responsible for it.

Chairman Wolfe

The resolution states true statements of fact. The Chair of the Republican Party made these statements. It is being used for a particular purpose and being promoted by the Republican Party.

Mr. Murphy

The whole Republican Party did not do this, it was a few individuals.

Chairman Wolfe

Then the Republican Party should make a public statement that they reject the video and that it is wrong.

Mr. Schoenberger amended the resolution for it to state "Chairman of the Rockland County Republican Party" instead of Rockland County Republican Party. Passed as amended.

**ADJOURNMENT IN MEMORY OF
MARY ANN STRITMATER**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Mary Ann Stritmater.

**ADJOURNMENT IN MEMORY OF
MARIE MARGARET RYAN**

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 Marie Margaret Ryan.

**ADJOURNMENT IN MEMORY OF
MICHAEL EMANUEL "MICKEY" SAVOIA**

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 Michael Emanuel "Mickey" Savoia

**ADJOURNMENT IN MEMORY OF
CATHERINE ERRICO**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Catherine Errico.

**ADJOURNMENT IN MEMORY OF
STELLA BLASENHEIM**

Mrs. Cornell offered the following memorial, which was seconded by entire Legislature and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Stella Blasenheim.

**ADJOURNMENT IN MEMORY OF
CARMELLA SCOZZAFAVA**

Mrs. Cornell offered the following memorial, which was seconded by entire Legislature and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Carmella Scozzafava.

**ADJOURNMENT IN MEMORY OF
VIVIAN MARY KELLY**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Vivian Mary Kelly.

**ADJOURNMENT IN MEMORY OF
ELINOR W. HOCK**

Mrs. Cornell offered the following memorial, which was seconded by Chairman Wolfe and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Elinor W. Hock.

**RESOLUTION NO. 300 OF 2015
ADJOURNMENT**

Mr. Murphy offered the following resolution, which was seconded by Mr. Wieder and adopted (11:10 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Tuesday, July 7, 2015 at 7:00 p.m.

The vote resulted as follows:

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

Respectfully Submitted,

DARCY SHAPIN-GREENBERG
Proceedings Clerk