

# The Legislature of Rockland County



ILAN S. SCHOENBERGER  
LEGISLATOR, DISTRICT 4  
PLANNING AND PUBLIC WORKS, CHAIR

**MINUTES  
PLANNING & PUBLIC WORKS COMMITTEE  
TUESDAY, MARCH 25, 2014  
7:00 P.M.**

**MEMBERS PRESENT**

HON. I SCHOENBERGER CHAIR  
HON. A. WOLFE VC  
HON. M. GRANT, 2<sup>ND</sup> VC  
HON. D. JOBSON  
HON. J. MEYERS LEFT AT 7:10  
HON. P. MORONEY  
HON. A. PAUL

**OTHERS PRESENT**

HON. P. SOSKIN  
HON. N. LOW HOGAN  
HON. F. SPARACO  
HON. C. ST. LAWRENCE  
HON. C. CAREY  
N. DOLNER  
HON. A. WEIDER  
HON. J. HOOD JR.  
HON. B. KANTROWITZ  
P. BRENNAN  
R. McKAY, ESQ.

Chair Schoenberger called the meeting to order at 7p.m.

ADOPTION OF MINUTES OF 3/11/14.

**MOTION TO ADOPT  
JOBSON/GRANT**

**UNAN**

1. REFERRAL NO. 8593 APPROVING PURCHASES IN EXCESS OF \$100,000 FROM HUSH MAINTENANCE CORP. FOR ELECTRICAL SERVICES IN THE ADDITIONAL AMOUNT OF \$70,000 FOR TOTAL PURCHASES IN AN AMOUNT NOT TO EXCEED \$131,447.85 FOR THE PERIOD FROM APRIL 5, 2013 THROUGH APRIL 4, 2015 UNDER RFB-RC-2012-095 [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$131,447.85) **(GERRY WALSH, COMMISSIONER, DGS)  
DL#2014-00769**

**ACTION: THIS ITEM WAS PULLED BY THE CHAIR**

2. REFERRAL NO. 9422 APPROVING AGREEMENT IN EXCESS OF \$100,000- WITH ATLANTIC TOMORROWS OFFICE IN A TOTAL ESTIMATED CONTRACT SUM NOT TO EXCEED \$1,220,728.30 FOR THE DIGITAL COPIER –COST PER COPY PROGRAM FOR THE PERIOD FROM MAY 1, 2014 THROUGH APRIL 30, 2019 UNDER RFP-RC-2013-008 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$1,220,728.30) **(GERRY WALSH, COMMISSIONER, DGS)  
DL#2014-00853**

AS  
AMENDED

**MOTION TO APPROVE  
JOBSON/WOLFE**

**UNAN  
TRANSFER TO B&F**

**ACTION:**

**LEGISLATIVE COUNSEL TO AMEND THE RESOLUTION TO REFLECT THAT TOTAL CONTRACT AMOUNT IS FOR TWO SEPARATE COMPONENTS.  
COUNSEL TO PROVIDE LANGUAGE FOR APPROPRIATE WHEREAS CLAUSES AND RESOLVE CLAUSES TO EFFECTUATE THIS CHANGE.**

**ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, JOBSON, PAUL**

3. REFERRAL NO. 6394 AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI " PROGRAM –AID ELIGIBLE COSTS , OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS THEREFORE IN THE AMOUNT OF \$414,000 FOR SAMSONDALE AVENUE OVER CSX RAILROAD BRIDGE PROJECT CAPITAL ACCOUNT NO. 3407 (PIN 8757.69) AND APPROVING EXECUTION OF THE AGREEMENT BY THE COUNTY EXECUTIVE [DEPARTMENT OF HIGHWAYS] (\$414,000) **(CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAYS)**  
**DL# 2014-00155**

**MOTION TO APPROVE  
GRANT/JOBSON**

**UNAN  
TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, JOBSON, PAUL**

4. REFERRAL NO. 6394 APPROVING AMENDMENT AND EXTENSION TO CONTRACT IN EXCESS OF \$100,000 WITH WSP-SELLS (F/K/A CHAS H. SELLS INC)/ PARSONS BRINCKERHOFF, QUADE & DOUGLAS INC. (JOINT VENTURE) IN THE AMOUNT OF \$400,000 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$2,590,000 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$2,590,000 FOR THE PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2014 FOR ENGINEERING AND CONSTRUCTION SUPPORT FOR RECONSTRUCTION OF NEW HEMPSTEAD ROAD FROM PALISADES PARKWAY TO ROUTE 304 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HIGHWAYS] (\$2,590,000) **(CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAYS)**  
**DL# 2014-00285**

AS AMENDED

**MOTION TO APPROVE  
MORONEY/WOLFE**

**UNAN  
TRANSFER TO B&F**

**ACTION:**

**LEGISLATIVE COUNSEL TO AMEND THE RESOLUTION TO REFLECT THAT REIMBURSEMENT FOR THIS PROJECT IS 95% - WITH FEDERAL BEING 80% AND STATE BEING 15%.  
COUNSEL TO PROVIDE LANGUAGE FOR APPROPRIATE WHEREAS CLAUSES AND RESOLVE CLAUSE TO REFLECT ACTUAL REIMBURSEMENT LEVELS.**

**ADDED SPONSORS SCHOENBERGER, WOLFE, JOBSON, PAUL**

5. REFERRAL NO. 6394 AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM –AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE IN THE AMOUNT OF \$400,000 FOR NEW HEMPSTEAD ROAD-PALISADES INTERSTATE PARKWAY TO NEW YORK STATE ROUTE 304 PROJECT CAPITAL ACCOUNT NO. 3273 (PIN 8755.23) AND APPROVING EXECUTION OF THE AGREEMENT BY THE COUNTY EXECUTIVE (DEPARTMENT OF HIGHWAYS) (\$400,000) **(CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAYS) DL# 2014-00156**

**MOTION TO APPROVE  
PAUL/JOBSON**

**UNAN  
TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, WOLFE, JOBSON, PAUL**

6. REFERRAL NO. 6394 APPROVING THE AMENDMENT TO AGREEMENT IN EXCESS OF \$100,000 WITH WSP-SELLS, FORMERLY KNOWN AS CHAS H. SELLS INC. IN THE AMOUNT OF \$223,402 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$662,872 FOR ENGINEERING AND CONSTRUCTION SUPPORT SERVICES FOR THE ORANGETOWN ROAD BRIDGE REHABILITATION/REPLACEMENT PROJECT, LOCATED IN THE TOWN OF ORANGETOWN, EXTENDING THE TERM OF AGREEMENT THROUGH DECEMBER 31, 2016 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE ( DEPARTMENT OF HIGHWAYS) (\$662,872) **(CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAYS, HIGHWAY DEPARTMENT) DL# 2013-05361**

**MOTION TO APPROVE  
MORONEY /WOLFE**

**UNAN  
TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, WOLFE, JOBSON, PAUL**

7. REFERRAL NO. 7300 APPROVING A REVENUE CONTRACT IN EXCESS OF \$100,000 FROM GLOBAL TEL\*LINK CORPORATION (GTL) FOR AN INMATE TELEPHONE SYSTEM FOR ROCKLAND COUNTY CORRECTIONAL CENTER IN AN AMOUNT NOT TO EXCEED \$755,000 FOR A FIVE YEAR PERIOD COMMENCING FROM CONTRACT EXECUTION UNDER RFP-RC-2013-002 (DEPARTMENT OF GENERAL SERVICES, DIVISION OF PURCHASING) (\$755,000) **(LOUIS FALCO, SHERIFF) DL# 2014-00396 (ADDITIONAL BACK UP ON FILE WITH CLERK)**

**MOTION TO APPROVE  
MORONEY /WOLFE**

**UNAN  
TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, JOBSON, PAUL**

8. REFERRAL NO. 6580 REQUESTING THAT THE NEW YORK STATE ASSEMBLY PASS BILL A.08621 AND THE NEW YORK STATE SENATE ENACT SIMILAR LEGISLATION -- AN ACT TO AMEND THE EDUCATION LAW IN RELATION TO REQUIRING PUBLIC AND PRIVATE SCHOOLS TO PROVIDE TO THE COMMISSIONER OF EDUCATION COPIES OF THEIR CURRENT CERTIFICATE OF OCCUPANCY AND MOST RECENT FIRE REPORT PRIOR TO RECEIPT OF APPORTIONMENT FUNDS OR A BASIS EDUCATION DATA SYSTEM CODE **(HON. DOUGLAS J. JOBSON, LEGISLATURE)**  
**TRANSFERRED FROM PUBLIC SAFETY 3/25/14**  
**(ADDED CO-SPONSORS: LEGS. HOOD, JR., EARL, CAREY, KANTROWITZ, SOSKIN)**

**ACTION:**

**THIS ITEM WAS PULLED**

**LEGISLATIVE COUNSEL TO PROVIDE COPY OF ACTUAL BILL. COUNSEL TO ASCERTAIN WHETHER OR NOT THE BILL CONTAINS LANGUAGE FOR BOTH PUBLIC AND PRIVATE SCHOOLS. RESOLUTION TO BE AMENDED IF APPROPRIATE TO REFLECT PROVISIONS IN THE BILL PERTAINING TO PUBLIC AND PRIVATE SCHOOLS.**

9. REFERRAL NO. 6803 - DISCUSSION ITEM: CLEARING OF SIDEWALKS ON NEW HEMPSTEAD ROAD, NEW CITY, NEW YORK  
**(HON BARRY KANTROWITZ, LEGISLATURE)**

**ACTION:**

**THIS DISCUSSION TO BE PUT ON FUTURE PPW AGENDA.**

**COUNTY ATTORNEY IS REQUESTED TO ATTEND FUTURE COMMITTEE MEETING TO DISCUSS HOW THIS ISSUE WILL BE RESOLVED**

10. REFERRAL NO. 9187 SETTING A DATE FOR A PUBLIC HEARING: A LOCAL LAW PROVIDING FOR LEGAL CONSISTENCY BETWEEN COUNTY REGULATIONS AND MUNICIPAL BUILDING AND ZONING CODES WITH RESPECT TO HISTORICAL STRUCTURES **(HONS. I. SCHOENBERGER, H. CORNELL, B. KANTROWITZ, A. PAUL, A. WOLFE, LEGISLATURE)**

**MOTION TO APPROVE  
MORONEY /WOLFE**

**UNAN**

**ADDED SPONSORS, GRANT, JOBSON**

11. REFERRAL NO. 2526 *DISCUSSION ITEM:* UPDATE ON NEWSPAPER REPORT OF ASBESTOS IN THE SAIN COUNTY OFFICE BUILDING (**HON. ILAN SCHOENBERGER, LEGISLATURE**)

Leg. Schoenberger requested this discussion be put on the agenda after reading an article in the Journal News entitled "Asbestos forces county staff to relocate". Leg. Schoenberger was concerned as to the cause of the asbestos disturbance, when it was discovered, what steps are being taken to remediate the situation, the status of the employees affected and what will be done to protect the health and safety of county employees.

**ACTION:**

**COMMITTEE REQUESTED A LETTER/EMAIL BE SENT TO MR. STEPHEN POWERS ASKING FOR COPIES OF ALL NOTES, DOCUMENTS, EMAILS AND REPORTS PREPARED BY COUNTY STAFF, OSHA OR PESH (PUBLIC EMPLOYEES SAFETY AND HEALTH) REGARDING THE ASBESTOS IN THE SAIN BUILDING. ALL NOTES, DOCUMENTS, EMAILS AND REPORTS ARE REQUESTED TO BE DELIVERED TO THE LEGISLATURE BY CLOSE OF BUSINESS Wednesday, March 26, 2014.**

**ADDENDUM**

1. REFERRAL NO. 2873 APPROVING THE PURCHASES IN EXCESS OF \$100,000 WITH NEW YORK STATE INDUSTRIES FOR THE DISABLED, INC. UNDER THE NEW YORK STATE PREFERRED SOURCE PROGRAM FOR CUSTODIAL SERVICES TO THE DEPARTMENT OF MENTAL HEALTH AT BUILDING F AT THE DR. ROBERT L. YEAGER HEALTH CENTER IN A TOTAL AMOUNT NOT TO EXCEED \$123,090.97 FOR THE PERIOD FROM JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 AND AUTHORIZING PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$123,090.97) (**GERRY WALSH, COMMISSIONER, DGS PURCHASING**) DL#2014-00480

**MOTION TO APPROVE  
JOBSON/WOLFE**

**UNAN  
TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, JOBSON, PAUL**

2. REFERRAL NO. 6795 APPROVING PURCHASES IN EXCESS OF \$100,000 FROM CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS FOR WIRELESS TELECOMMUNICATION SERVICES AND CELLULAR TELEPHONES FOR VARIOUS COUNTY DEPARTMENTS ON AN AS NEEDED BASIS UNDER NEW YORK STATE OFFICE OF GENERAL SERVICES CONTRACT NO. PS63766 IN AN AMOUNT NOT TO EXCEED \$180,000 FOR THE PERIOD FROM JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 AND AUTHORIZING PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES -DIVISION OF PURCHASING](\$180,000) (**GERRY WALSH, COMMISSIONER, DGS PURCHASING**) DL#2014-00469

**MOTION TO APPROVE  
GRANT/WOLFE**

**UNAN  
TRANSFER TO B&F**

**ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, JOBSON, PAUL**

3. REFERRAL NO. 5906                      DISCUSSION ITEM: TOWN OF TUXEDO POTENTIAL CONNECTION TO RAMAPO SEWER FACILITY (**ILAN S. SCHOENBERGER, LEGISLATURE**)

Leg. Schoenberger said this matter was brought to his attention through correspondence sent to him by John Kwasnicki of Sloatsburg, who has been opposed to Tuxedo hooking into the Wastewater Treatment Plant for the last decade. Mr. Kwasnicki said there had been meetings between the County Executive, the Sewer District and Tuxedo town officials which were not meetings open to the public.

Leg. Schoenberger stated that the Legislature appoints the Sewer District's board members and approves their budget and projects. He also explained that the water treatment plant was being built by Ramapo and Clarkstown and the money came from the residents of those towns.

Leg. Schoenberger also noted for the record there were five resolutions passed since 2004 prohibiting any connection to the plant unless it is approved by the Board (Res. 270 of 2004; 528 of 2004; 138 of 2006; 342 of 2007 and 346 of 2011). He questioned how many more resolutions needed to be passed saying don't do it.

Dianne Phillips, Executive Director of the Sewer District said she attended meetings with CE Day and also met with town officials to discuss these issues.

Steve Powers said the County Executive's intent was to come to one of the Sewer District meetings and then to a Legislative meeting to address this issue with the Legislators.

Chairman of the Legislature Alden Wolfe expressed his disappointment that the County Executive would start a dialog without the Legislature's involvement. The Sewer District answers to the Legislature not the County Executive. It is outrageous that the Legislature is an afterthought; we are supposed to be partners. Chair Wolfe stated that Ramapo residents do not want this. Any proposal to sell our infrastructure will never get on this agenda. Chair Wolfe also stated he expected transparency and communication from the Administration.

**CLERK TO KEEP ON FILE PENDING A POSSIBLE REVISIT AT A FUTURE PPW MEETING**

**MOTION TO ADJOURN 8:40 PM**  
**JOBSON/WOLFE**

**UNAN**

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