

NOTICE OF MEETING

Notice is hereby given that the Legislature of Rockland County will meet in its Chambers in the Allison-Parris Office Building, New City, New York on Tuesday, November 13, 2012 at 8:00 P.M., pursuant to the adjournment of the October 16, 2012 meeting.

Very truly yours,

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 9th day of November 2012

The Legislature of Rockland County convened in regular session pursuant to the adjournment of the October 16, 2012 meeting.

A Roll Call being taken, the following Legislators were present and answered to their names:

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

Late; Legislator Edwin J. Day (7:16 p.m.)

Honorable Harriet D. Cornell, Chairwoman, led in the Salute to the Flag and delivered the invocation.

**RESOLUTION NO. 505 OF 2012
ADOPTION OF MINUTES OF LEGISLATIVE MEETINGS
SEPTEMBER 19, 2012, OCTOBER 3, 2012, OCTOBER 16, 2012**

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

Resolved, that the transcribed minutes of the Legislative meetings of September 19, 2012, October 3, 2012 and October 16, 2012, as recorded by the Clerk and presented to the Legislature, be and they are hereby adopted.

The Chairwoman opened the public participation portion of the meeting at 8:20 p.m. and the following persons appeared and spoke:

- ❖ P.T. Thomas, CSEA President, opposed to layoffs

Public Participation ended at 8:23 p.m.

Comments from the Chairwoman:

Hurricane Sandy and its aftermath affected everyone in Rockland County. Some were affected tragically through loss of life or critical injury. Many were affected by loss of homes and property. Thousand of others were affected by severe conditions caused by lack of power, no running water, no heat, and no refrigeration and isolated by inability to communicate or receive communications. But there were the many acts of kindness. People opening their homes to those without, neighbors helping neighbors clean debris, and volunteers taking food, water and blankets to others.

As the Chairwoman of the Legislature I want County residents to know and take pride in the work done on their behalf by County government employees to protect everyone as best as possible. I visited the County's Emergency Operations Command Center at the Fire Training Center where our professional emergency services personnel mobilized around the clock coordinating efforts to prepare for and respond to every eventuality before the storm, during the storm and after the storm. We thank Gordon Wren and his team for the work they did and continue to do. They evaluated the developing incidents, identified at risk public and private infrastructure, prioritized response and recovery activities and allocated resources accordingly to fire, police and EMS. They established a shelter operation for displaced residents and special needs residents. They assisted with securing long-term housing for those whose homes suffered catastrophic loss. They established an animal response shelter. They coordinated debris management with the Solid Waste Management Authority and State DEC and DOT. And of course, facilitates the process of obtaining external resources. Their efforts included participation with FEMA, New York State Office of Emergency Services, United Water, O & R, Red Cross, Salvation Army and the National Guard. They have collected data and information for use in future incident preparation.

Every government Commissioner or representative was at the Command Center to troubleshoot. When a power outage affected fifteen oxygen dependent individuals from the community who needed electricity for their oxygen tanks or feared that they could not get delivery from their supplier Summit Park sheltered them on the forth floor for several days providing electricity and oxygen. Summit Park also sheltered a Hospice patient for several days.

The County Department of Health was on the job inspecting food establishments and helping to ensure that not only was the public health protected from the possibility of spoiled food, but that businesses could resume operations as soon as possible.

While in the days ahead there will be a great deal of discussion about procedures used by the utility companies before, during and after the hurricane we need to recognize and appreciate the O & R employees, our neighbors, who worked sixteen and seventeen hour days often unseen, because as linesmen they were working in the darkness of night or as managers working around the clock to expedite restoration of power, the County, town and village highway employees, who worked with the utility companies, to clear trees after the downed electric lines had been cuts and the mutual aid workers who came from across the Country and Canada to bolster the workforce.

In addition we thank the police, the Sheriff, the town Supervisors and Mayors who were all fighting to assist their residents. And of course County Executive Vanderhoef and the members of this Legislature, several of whom made time each day to be on conference calls with me, O & R officials and the Public Service Commission official who came to Rockland County after hearing from us about the dire situation here.

The County Executive's home was without power for at least a week and mine was restored on the sixth day. Being without running water, as I was, was difficult, but it was a mere inconvenience compared to the devastating losses experienced by so many others. We cannot consider these weather related disasters as anomalies any longer. Much needs to change and I can assure you that this Legislature will be in the forefront of making that happen. As a community we must and will work together to rebuild, not just structures, but confidence in the future. Thank you all very much.

**RESOLUTION NO. 506 OF 2012
WAIVE THE RULES OF THE LEGISLATURE
TO CONSIDER PROPOSED RESOLUTIONS
AS AN IMMEDIATE NEED**

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

RESOLVED, that the Rules of the Legislature be waived to consider Resolution No.'s 507, 508, 509, 510, 511, 512, 513, 514, 515 and 516 of 2012, as immediate need.

Introduced by:

Referral No. 2870

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

**RESOLUTION NO. 507 OF 2012
 APPOINTMENT OF GEROLD M. BIERKER, BARDONIA, NEW YORK
 TO THE ROCKLAND COMMUNITY COLLEGE BOARD OF TRUSTEES**

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

WHEREAS by Resolution 277 of 2010, the Legislature of Rockland County reappointed Richard Voigt, of New City, New York, to a five year term as a member of the Rockland Community College Board of Trustees, which term would expire on June 30, 2015; and

WHEREAS, Richard Voigt has resigned his position as a member of the Rockland Community College Board of Trustees; and

WHEREAS, it has been recommended that Gerold M. Bierker of Bardonia, New York be appointed to fill the unexpired term of Richard Voigt, which would expire on June 30, 2015; and

WHEREAS, the Multi Services Committee has met, considered and approved this resolution, however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, that the Legislature of Rockland County hereby appoints Gerold M. Bierker as a member of the Rockland Community College Board of Trustees, which term expires on June 30, 2015; and be it further

RESOLVED, that the Clerk to the Legislature shall notify the Rockland Community College Board of Trustees and the appointee of this resolution.

Debate:

Chairwoman Cornell

Let me just say a few words about Mr. Bierker, who I consider a friend who I have known from the time that he was probably an Assistant Principal and then a Principal at Clarkstown South High School. As a Legislator, those of us who have served with him have known him to be an honorable and thoughtful person who is absolutely dedicated to youth and passionate about education. One of the things you are most passionate about, Jerry, was the run away and homeless shelter. One day soon I will talk to you about that, because we care deeply about that.

Jerry served while in the Legislature as the liaison to Rockland Community College. He was dedicated to that. He attended those long meetings and was always there. I can't think of anyone who would be more attentive, conscientious and a better trustee of our Rockland Community College than Gerold Bierker. I am very honored to be able to say those words about him.

Mr. Carey

I am honored that Gerry was my Assistant Principal back in Clarkstown South and I have also had the honor of following him into the Legislature when after twelve years of service he decided it was enough for him. So it is an absolute pleasure and honor to second this.

Chairwoman Cornell

Let me just tell a brief story that I learned when I actually went to vote on Election Day and I saw someone I know and she stopped me and she said, "I had a problem and I called Gerry Bierker. I didn't really know him very well. I knew him when he was a Principal at Clarkstown South and I thought maybe he could help me. I have cancer and with the storm there was no way for me to get to my treatment in the City. I called Gerry for some information and he said don't do anything I am coming right over." He came over, he picked her up, he took her into the City and he waited for hours for her and took her home. She will never forget that. Gerry, I think that really speaks to who you are, someone with an enormously big heart. We know we will be very proud of you as a trustee of Rockland Community College.

Mr. Meyers

I just wanted to give the Chairwoman a heads up that Gerry Bierker has a twelve-year rule. I remember him telling us on the day of his departure that he was a teacher for twelve years, a Principal for twelve years and a Legislator for twelve years so you better plan on replacing him in eleven years after this year.

Chairwoman Cornell

Thank you, we will be on alert.

Introduced by:

Referral No. 5574

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

**RESOLUTION NO. 508 OF 2012
APPROVING ACCEPTANCE OF A CONTINUATION GRANT
FROM THE NYS DIVISION OF CRIMINAL JUSTICE SERVICES
IN THE AMOUNT OF \$100,000 (NCTD)
FOR THE LOCAL REENTRY TASK FORCE INITIATIVE -
OFFENDER REENTRY PROGRAM
FOR THE PERIOD JULY 1, 2012 THROUGH JUNE 30, 2013
AND AUTHORIZING EXECUTION OF ALL NECESSARY
GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
[DEPARTMENT OF PROBATION]
(\$100,000)**

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

WHEREAS, The County Executive and the Rockland County Legislature have been advised by the Director of Probation that the Department of Probation has been awarded a continuation grant from the New York State Division of Criminal Justice Services in the amount of \$100,000 for the Local Reentry Task Force Initiative - Offender Reentry Program for the period July 1, 2012 through June 30, 2013; and

WHEREAS, This program is intended to reduce recidivism and increase public safety by providing the offender with assistance that promotes self-sufficiency and stability; and

WHEREAS, This program allows the Rockland County Reentry Task Force to identify the issues that will be faced by these offenders and their families as they return to the community; and

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

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

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

WHEREAS, the Multi Services and Budget and Finance Committees have met, considered and approved this resolution, however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by the Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of a continuation grant from the New York State Division of Criminal Justice Services in the amount of \$100,000 for the Local Reentry Task Force Initiative - Offender Reentry Program for the period July 1, 2012 through June 30, 2013, and authorizes execution of all necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A -PRO -3145	-E1100	Salaries, Employees	70,336
	-E1910	Health	10,000
	-E1911	Dental	1,500
	-E1912	Vision	300
	-E1920	Retirement	9,000
	-E1930	Social Security	5,380
	-E1940	Unemployment Insurance	100
	-E1950	Workers' Compensation	144
	-E1980	MTA Mobility Tax	240
	-E4040	Travel	<u>3,000</u>
			100,000

Increase Est. Rev. Acct. (Debit):

A -PRO -3145	-R3380	Public Safety Grant(s)	100,000
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UNEMPLOYMENT FUND - 2012

Increase Approp. Acct. (Credit):

Q -PER -9050	-E8010	Employee Benefits	100
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Increase Est. Rev. Acct. (Debit):

Q -PER -9050	-R2809	Interfund Revenues	100
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and be it further

RESOLVED, that should outside funding be reduced and/or eliminated, any position(s) previously created under this grant shall automatically terminate without further action of this Legislature.

Introduced by:

Referral No. 8850

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

**RESOLUTION NO. 509 OF 2012
 APPROVING ACCEPTANCE OF GRANT IN THE AMOUNT OF \$27,375
 (NCTD) FROM THE NEW YORK STATE EDUCATION DEPARTMENT'S
 LIBRARY DISCRETIONARY GRANT PROGRAM
 (PROJECT NO. 0305-13-3861)
 TO ENABLE MICROFILMING OF SUPREME
 AND COUNTY COURT RECORDS FROM 1914-1927
 FOR THE PERIOD JULY 1, 2012 THROUGH JUNE 30, 2013
 AND AUTHORIZING THE EXECUTION OF ALL NECESSARY
 DOCUMENTS BY THE COUNTY EXECUTIVE
 [OFFICE OF THE COUNTY CLERK]
 (\$27,375)**

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

WHEREAS, The Rockland County Clerk has advised the County Executive and Legislature of Rockland County that his office has been awarded a grant from the New York State Education Department's Library Discretionary Grant Program (Project # 0305-13-3861) in the amount of \$27,375 for the period from July 1, 2012 through June 30, 2013; and

WHEREAS, This grant will enable microfilming of Supreme and County Court records from 1914-1927; and

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

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

WHEREAS, the Multi Services and Budget and Finance Committees have met, considered and approved this resolution, however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of a \$27,375 grant from the New York State Education Department's Library Discretionary Grant Program (Project # 0305-13-3861) to enable microfilming of Supreme and County Court records from 1914-1927 for the period from July 1, 2012 through June 30, 2013, and authorizes execution of all necessary documents by the County Executive, subject to the approval of the County Attorney; and be it further

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

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

GENERAL FUND - 2012

<u>Increase Approp. Accts (Credit):</u>		
A-CLK-1460-GC11-E4090	Fees for Services-Non-Employee	27,375
<u>Increase Est. Rev. Acct. (Debit):</u>		
A-CLK-1460-GC11-R3060	Records Management	27,375



Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 510 OF 2012
APPROVING THE ACCEPTANCE OF TACTICAL
TEAM AND INCIDENT RESPONSE EQUIPMENT
WITH A TOTAL VALUE OF \$75,000 (NCTD)
FROM THE NEW YORK STATE DIVISION OF
HOMELAND SECURITY AND EMERGENCY SERVICES
AND AUTHORIZING EXECUTION OF ALL NECESSARY
DOCUMENTS BY THE COUNTY EXECUTIVE
[SHERIFF'S DEPARTMENT]**

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

WHEREAS, The County Executive has been advised by the Office of the Sheriff that the New York State Division of Homeland Security and Emergency Services has agreed to transfer tactical team and incident response equipment to the Rockland County Sheriff's Department; and

WHEREAS, The total value of said equipment is \$75,000 and will be used to prevent, detect, and mitigate terrorist related activities; and

WHEREAS, No County tax dollars (NCTD) are required to accept said equipment; and

WHEREAS, the Budget and Finance Committee has met, considered and approved this resolution, however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of the County of Rockland hereby approves the acceptance of tactical team and incident response equipment from the New York State Division of Homeland Security and Emergency Services to the Rockland County Sheriff's Department, and authorizes execution of all necessary documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That the value of said equipment is \$75,000 and will be used to prevent, detect, and mitigate terrorist related activities; and be it further

RESOLVED, That no County tax dollars (NCTD) are required to accept said equipment.

BOND RESOLUTION NO. 511 OF 2012.

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED NOVEMBER 13, 2012, AUTHORIZING THE FINANCING FOR CERTAIN JUDGMENTS, COMPROMISED CLAIMS OR SETTLED CLAIMS RESULTING FROM COURT ORDERS ON PROCEEDINGS BROUGHT PURSUANT TO ARTICLE 7 OF THE REAL PROPERTY TAX LAW DUE AND PAYABLE IN THE CURRENT FISCAL YEAR OF SAID COUNTY, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$5,000,000, APPROPRIATING \$5,000,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$5,000,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

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

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

Section 1. The County is hereby authorized to finance the cost of certain judgments, compromised claims or settled claims resulting from court orders on proceedings brought pursuant to article 7 of the real property tax law due and payable in the current fiscal year of said County. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$5,000,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$5,000,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and if not paid from other sources, the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the principal amount of \$5,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriation.

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

- a) The period of probable usefulness to the purpose for which said \$5,000,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 33 of the Law is twenty (20) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

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

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

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

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

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 8. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in West Nyack, New York and the "ROCKLAND COUNTY TIMES," published by Citizen Publishing Corp., Nanuet, New York, each of said newspapers having been designated the official newspapers of said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

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

AYES: 17
 NOES: 0
 ABSENT: 0

The resolution was declared and adopted.



Roll Call:

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell – Yes.



Introduced by:

Referral No. 7070

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

**RESOLUTION NO. 512 OF 2012
SETTING A DATE FOR A PUBLIC HEARING:
A LOCAL LAW CREATING A
ROCKLAND COUNTY DEFICIT REDUCTION ACT (RCDRA)**

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

WHEREAS, the Budget and Finance Committee has met, considered and approved this resolution, however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, that this Legislature hereby sets the 4th day of December, 2012, at 6:05 P.M. for a public hearing to provide for A local law creating a Rockland County Deficit Reduction Act (RCDRA).

Introduced by:

Referral No. 9481

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

**RESOLUTION NO. 513 OF 2012
SETTING A DATE FOR A PUBLIC HEARING
WITH RESPECT TO ADOPTION OF A LOCAL LAW
OVERRIDING THE TAX LEVY LIMIT FOR FISCAL YEAR 2013
IN THE COUNTY OF ROCKLAND**

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

WHEREAS, The County Executive has recommended to the County Legislature of Rockland County that the Legislature adopt a local law overriding the tax levy limit for fiscal year 2013 in the county of Rockland; and

WHEREAS, the Budget and Finance Committee has met, considered and approved this resolution, however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby sets the 4th day of December 2012, at 6:10 p.m., for a public hearing to provide for a local law overriding the tax levy limit for fiscal year 2013 in the county of Rockland.

Introduced by:

Referral No. 9475

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

**RESOLUTION NO. 514 OF 2012
SETTING A DATE FOR A PUBLIC HEARING
WITH RESPECT TO ADOPTION OF A LOCAL LAW
TO BE KNOWN AS THE ROCKLAND COUNTY MANDATE AND
TAXATION INFORMATION ACT**

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

WHEREAS, The Commissioner of Finance has recommended to the County Executive and the County Legislature that the County adopt a local law to provide for a County tax bill information statement on all County tax bills with regard to unfunded State mandates; and

WHEREAS, Said local law would also authorize a County tax bill insert which would summarize the County budget information and the impact of State mandates upon the County tax levy to be provided to taxpayers along with their annual tax bills; and

WHEREAS, The local law shall be known as the Rockland County Mandate and Taxation Information Act;

WHEREAS, the Budget and Finance Committee has met, considered and approved this resolution, however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby sets the 4th day of December, 2012, at 6:15 p.m., for a public hearing to provide for a local law to be known as the Rockland County Mandate and Taxation Information Act.

Introduced by:

Referral No. 9475

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

**RESOLUTION NO 515 OF 2012
SETTING A DATE FOR A PUBLIC HEARING
WITH RESPECT TO ADOPTION OF A LOCAL LAW
PROVIDING FOR A MANDATE AND TAX INFORMATION
STATEMENT FLYER TO BE PROVIDED TO TAXPAYERS
WITH THEIR ANNUAL TAX BILLS**

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

WHEREAS, The Commissioner of Finance has recommended to the County Executive and the County Legislature that the County adopt a local law to provide for mandate and tax information statement flyer to be provided to taxpayers along with their annual tax bills; and

WHEREAS, Said flyer would summarize the County budget information and the impact that State mandate have on the County tax levy; and

WHEREAS, The local law shall be known as the Rockland County Taxation Transparency Act; and

WHEREAS, the Budget and Finance Committee has met, considered and approved this resolution, however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby sets the 4th day of December, 2012, at 6:20 p.m., for a public hearing to provide for a local law to be known as the Rockland County Taxation Transparency Act.

Introduced by:

Referral No. 1319

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

**RESOLUTION NO. 516 OF 2012
 APPROVING AMENDMENT OF AGREEMENT IN EXCESS OF \$100,000
 WITH BERGMANN ASSOCIATES
 IN AN ADDITIONAL AMOUNT OF \$222,000 FOR A TOTAL
 CONTRACT SUM NOT TO EXCEED \$320,000
 FOR ENGINEERING SERVICES
 FOR PASCACK BROOK CULVERT FLOOD
 MITIGATION PROJECT, VILLAGE OF SPRING VALLEY
 FROM JULY 15, 2012 THROUGH DECEMBER 31, 2013
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HIGHWAYS]
 (\$320,000)**

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

WHEREAS, On July 15, 2011, the County of Rockland executed a professional services contract with Bergmann Associates, for revisions to bid documents to combine Phases II and IV of the Union Road Pascack Brook Culver Project, Village of Spring Valley, in the amount of \$98,000 for the term August 1, 2011 through August 1, 2012; and

WHEREAS, Bergmann Associates performed the engineering design work for the above project; and

WHEREAS, In response to requirements from the U.S. Army Corps of Engineers and the New York State Department of Environmental Conservation, changes must be made to the bid document plans; and

WHEREAS, As Bergmann Associates was the original Design Engineer they must be the one to make the necessary revisions the bid documents; and

WHEREAS, The Superintendent of Highways recommends that the County Legislature approve this amendment to the contract in excess of \$100,000 with Bergmann Associates, 200 First Federal Plaza, 28 East Main Street, Rochester, NY 14614 to increase the contract amount from \$98,000 to \$320,000; and extend the completion date from July 15, 2012 through December 31, 2013; and

WHEREAS, Sufficient funding for this project exists in Capital Project Account 7113 and no additional county funds are required as a result of the approval of this resolution; and

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

WHEREAS, the Planning and Public Works and Budget and Finance Committee have met, considered and approved this resolution, however, it was approved within 120 hours of the full legislative meeting, and was deemed an immediate need by its Chairman; now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the amendment to the contract in excess of \$100,000 with Bergmann Associates, 200 First Federal Plaza, 28 East Main Street, Rochester, NY 14614 increasing the contract amount from \$98,000 to \$320,000 and extending the completion date from July 15, 2012 through December 31, 2013, and authorizing its execution by the County Executive, subject to the approval of the County Attorney, and be it further,

RESOLVED, That the funding necessary for this agreement is in Capital Project Account No. 7113.

**RESOLUTION NO. 517 OF 2012
RECEIVE AND FILE 2011 ROCKLAND ECONOMIC DEVELOPMENT
CORPORATION'S (REDC) 2011 ANNUAL REPORT**

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

RESOLVED, that the Rockland Economic Development Corporation's (REDC) 2011 Annual Report be and it is hereby received and filed.

**ADJOURNMENT IN MEMORY OF
THOMAS ROBERT SCOGNAMIGLIO**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Thomas Robert Scognamiglio.

**ADJOURNMENT IN MEMORY OF
WILLIAM VILLMAN**

Mr. Day offered the following memorial, which was seconded by Mr. Carey and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of William Villman.

**ADJOURNMENT IN MEMORY OF
KATHERINE DONOHUE**

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 Katherine Donohue.

**ADJOURNMENT IN MEMORY OF
JOSEPH GEORGE CAVANAGH**

Mr. Carey offered the following memorial, which was seconded by Mr. Day and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Joseph George Cavanagh.

**ADJOURNMENT IN MEMORY OF
JOSEPH PATRICK BROSNAN**

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 Joseph Patrick Brosnan.

**ADJOURNMENT IN MEMORY OF
ANNE (CLYNE) WALSH**

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 Anne (Clyne) Walsh.

**ADJOURNMENT IN MEMORY OF
THOMAS J. BYRNE**

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 Thomas J. Byrne.

**ADJOURNMENT IN MEMORY OF
ALBERT C. HOLTZMAN, M.D.**

Mr. Schoenberger offered the following memorial, which was seconded by Mr. Day and Mr. Carey and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Albert C. Holtzman, M.D..

**ADJOURNMENT IN MEMORY OF
JOSEPH A. McDEVITT**

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 Joseph A. McDevitt.

**ADJOURNMENT IN MEMORY OF
ALICE T. MULLIGAN**

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 Alice T. Mulligan.

**ADJOURNMENT IN MEMORY OF
DONALD TRADER**

Chairwoman Cornell offered the following memorial, which was seconded by the Entire Legislature and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Donald Trader.

**ADJOURNMENT IN MEMORY OF
HON. THEODORE T. JONES**

Mr. Schoenberger offered the following memorial, which was seconded by Mr. Earl and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Hon. Theodore T. Jones.

**ADJOURNMENT IN MEMORY OF
GUINNESS APOTHEKER**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Guinness Apotheker.

**ADJOURNMENT IN MEMORY OF
CRYSTAL EMOND**

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 Crystal Emond.

**ADJOURNMENT IN MEMORY OF
ALPHONSO D. BROOKS**

Mr. Earl offered the following memorial, which was seconded by the Entire Legislature and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Alphonso D. Brooks.

**RESOLUTION NO. 518 OF 2012
ADJOURNMENT**

Mr. Murphy offered the following resolution, which was seconded by Mr. Jobson and unanimously adopted (8:44 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Tuesday, November 20, 2012 at seven o'clock in the evening.

Respectfully Submitted,

DARCY M. GREENBERG
Proceedings Clerk