

The Legislature of Rockland County



MICHAEL M. GRANT
LEGISLATOR, DISTRICT 2
PLANNING AND PUBLIC WORKS, CHAIR

MINUTES
PLANNING AND PUBLIC WORKS COMMITTEE
TUESDAY, NOVEMBER 27, 2012
7:00 P.M.

MEMBERS PRESENT

HON. M. GRANT, CHAIR
HON. A. WOLFE, VC
HON. I. SCHOENBERGER, 2ND VC
HON. D. JOBSON (left @ 7:25)
HON. J. MEYER
HON. A. PAUL

MEMBERS ABSENT

HON. E. DAY

OTHERS PRESENT

HON. H. CORNELL
HON. P. MORONEY
HON. T. EARL
HON. J. MURPHY
N. DOLINER
V. ALTIERI
P. BRENNAN
HON. P. SOSKIN
HON. C. CAREY
HON. J. HOOD JR.
R. GRUFFI
R. McKAY, ESQ.
D. PHILLIPS

Chair Grant called the meeting to order at 7:15 p.m.

Chair Grant stated that ALL items to be directed to his committee must be in by the close of business the Monday before the packet goes out. He stated he has made numerous exceptions due to the storms and the holiday and no more exceptions will be made. If it is not in by deadline it will NOT go on the PPW agenda.

- **ADOPTION OF MINUTES OF 11/13/12**

MOTION TO ADOPT
JOBSON/PAUL

UNAN

1. **REFERRAL NO. 5906** RATIFYING AN AGREEMENT IN EXCESS OF \$100,000 WITH PLYMOUTH ROCK
7621 ENERGY FOR THE SUPPLY OF NATURAL GAS (FIRM ACCOUNTS) FOR THE COUNTY OF ROCKLAND AND THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 IN AN AMOUNT NOT TO EXCEED \$200,000 FOR THE PERIOD FROM NOVEMBER 1, 2012 THROUGH APRIL 30, 2013 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$200,000) **(GERRY WALSH, COMMISSIONER OF DGS-PURCHASING) DL# 2012-04233**

MOTION TO APPROVE
WOLFE/PAUL

UNAN
TRANSFER TO B&F

ADDED SPONSORS GRANT, WOLFE, SCHOENBERGER, JOBSON, PAUL

2. **REFERRAL NO. 7300** ACCEPTING THE BID OF THE LOWEST RESPONSIBLE BIDDER AND APPROVING A CONTRACT IN EXCESS OF \$100,000 WITH HELMER CRONIN CONSTRUCTION INC. IN AN AMOUNT NOT TO EXCEED \$104,820 FOR CONSTRUCTION SERVICES FOR THE EUGENE J. GROGAN CORRECTIONAL CENTER STORAGE GARAGE AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT] (\$104, 820) **(GERRY WALSH, COMMISSIONER OF DGS)**
DL# 2012-04537

**MOTION TO APPROVE
SCHOENBERGER/JOBSON**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS GRANT, WOLFE, SCHOENBERGER, JOBSON, PAUL

3. **REFERRAL NO. 8593** RATIFYING AN AGREEMENT IN EXCESS OF \$100,000 WITH COLONIAL ENERGY INC. FOR THE SUPPLY OF NATURAL GAS (INTERRUPTIBLE ACCOUNTS) FOR THE COUNTY OF ROCKLAND IN THE AMOUNT OF \$307,052 AND ROCKLAND COMMUNITY COLLEGE IN THE AMOUNT OF \$180,546 AND FOR A TOTAL AMOUNT NOT TO EXCEED \$487,598 FOR THE PERIOD FROM NOVEMBER 1, 2012 THROUGH OCTOBER 31, 2013 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$487,598) **(GERRY WALSH, COMMISSIONER DGS-PURCHASING)** **DL# 2012-04235**

**MOTION TO APPROVE
WOLFE/SCHOENBERGER**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS GRANT, WOLFE, SCHOENBERGER, JOBSON, PAUL

4. **REFERRAL NO. 1519** APPROVING AN AMENDMENT TO AN EXTENSION OF AN AGREEMENT IN EXCESS OF \$100,000 WITH HARRIS BEACH, PLLC FOR LEGAL SERVICES IN CONNECTION WITH THE MATTER OF WEST GATE LANDSCAPING, INC. V. COUNTY OF ROCKLAND IN THE ADDITIONAL AMOUNT OF \$60,000 FOR A TOTAL SUM NOT TO EXCEED \$159,900 AND EXTENDING THE PERIOD FROM DECEMBER 31, 2012 THROUGH DECEMBER 31, 2013 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HIGHWAYS] (\$159,000) **(CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAY)**
DL# 2012-01642

**MOTION TO APPROVE
SCHOENBERGER/WOLFE**

AYES
GRANT
SCHOENBERGER
MEYERS
PAUL

NAYS
WOLFE **U.A. NAY**
JOBSON

PASSED

TRANSFER TO B&F

**PAGE 3
PPW/ACT
11/27/12**

Leg. Wolfe asked why this was with outside counsel. What is so unique about this case that the County Attorney's office couldn't be used.

ADDED SPONSORS GRANT, SCHOENBERGER, JOBSON, PAUL

ACTIONS:

COMMITTEE REQUESTS THE LAW DEPARTMENT TO PROVIDE THE FOLLOWING:

- 1. WRITTEN EXPLANATION AS TO WHY THIS MATTER IS BEING HANDLED BY OUTSIDE COUNSEL**
- 2. A LIST AND STATUS OF ALL OUTSTANDING CIVIL LITIGATION CURRENTLY BEING HANDLED BY THE LAW DEPT.**
- 3. A LIST AND STATUS OF ALL OUTSTANDING CIVIL LITIGATION CURRENTLY BEING HANDLED BY OUTSIDE COUNSEL.**
- 4. A LIST OF ALL ATTORNEY'S IN THE COUNTY ATTORNEY'S OFFICE AND A COPY OF THEIR RESUME W/BACKGROUND AND RELATIVE STRENGTHS**

COMMITTEE ADVISES THE CLERK TO THE LEGISLATURE THAT A DISCUSSION ITEM REGARDING THE PRACTICE USING OUTSIDE COUNSEL BY THE COUNTY SHOULD BE SCHEDULED FOR THE GOVERNMENT OPERATIONS COMMITTEE.

PPW COMMITTEE STAYED IN SESSION FOR JOINT MEETING WITH B&F CAPITAL PROJECTS REVIEW 7:55 P.M.