

**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, January 15, 2013 at 7:00 P.M., pursuant to the adjournment of the January 3, 2013 meeting.

Very truly yours,

Laurence O. Toole  
Clerk to the Legislature

Dated at New City, New York  
This 10<sup>th</sup> day of January 2013

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The Legislature of Rockland County convened in regular session pursuant to adjournment of the January 3, 2013 meeting.

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

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

Absent: Legislators John A. Murphy, Patrick J. Moroney, Aney Paul and Frank P. Sparaco

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Esta Baitler and J. Pat Brosnan, Consumers at the Kathleen Lukens Independent Living Center in Orangeburg, led in the Salute to the Flag.

Honorable Nancy Low-Hogan, Legislator, District 17, delivered the invocation.

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**RESOLUTION NO. 10 OF 2013  
ADOPTION OF MINUTES OF LEGISLATIVE MEETING  
OF DECEMBER 4, 2012**

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

Resolved, that the transcribed minutes of the Legislative meeting of December 4, 2012, as recorded by the Clerk and presented to the Legislature, be and they are hereby adopted.

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**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 **15<sup>th</sup> day of January, 2013, at 7:05 P.M.**, prevailing time, to consider adoption of a local law amending Section 355-47 of the Rockland County Laws, in relation to the payment of delinquent taxes in installments.

Dated: New City, New York  
January 3, 2013

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

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The Chairwoman opened the public hearing and there were no speakers.

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

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**RESOLUTION NO. 11 OF 2013  
CLOSE PUBLIC HEARING**

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

RESOLVED, that the public hearing be and it is hereby closed. (7:09 p.m.)

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The Chairwoman opened the public participation portion of the meeting at 7:09 p.m. and the following persons appeared and spoke:

- ❖ Philip Bosco, Commission Water Bi-State
- ❖ Sam Jannerone, Study Pascack Drainage Commission

Public Participation ended at 7:11 p.m.

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Statement by Legislator Ilan S. Schoenberger

I know you acknowledged former Legislator Phil Bosco, but I also want to acknowledge the former Mayor of Suffern Jim Giannettino as well.

Sam, let me just say to you that the Pascack Brook project, with the particular areas that you are talking about, the remediation was begun when I was Chairman of the Legislature in 2001 and it has taken ten years to get the Army Corps of Engineers and the DEC permits. That is why the money was bonded. They also made us move it. We were going to put the piping under the stream, but they made us move it to put it under Stone House and under Francis. It is like a bypass and then it comes back out into the stream. The area you are talking about, Squires Gate, has been a problem since I came to County government in 1975 and I was counsel to the Drainage Agency. It probably should never been built there, but it was. The problem that I understand is that you can't get the Army Corps of Engineers to agree, because you can't get New Jersey to agree with New York on what should be done and how it should be done. That is my understanding with what the problem was and what has delayed it all these years. It is a County stream and the County would be willing to spend the money if we could get a project that everybody would be on board with.

Statement by Chairwoman Harriet D. Cornell

My suggestion is that you may want to take this up at a later date as Chair of the Planning and Public Works Committee.

Statement by Legislator Ilan S. Schoenberger

We can update, bring in the Drainage Agency and their engineer to explain to everybody where we are and what the problem is. I would be glad to work with you. Larry, would you see that this is placed as an agenda item on my Planning and Public Works agenda. Thank you.

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**LOCAL LAW NO. 1 OF 2013  
COUNTY OF ROCKLAND  
STATE OF NEW YORK**

(Sponsor: Hon. Alden H. Wolfe)

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

A local law amending Section 355-47 of the Rockland County Laws, in relation to the payment of delinquent taxes in installments.

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

**Section 1. Legislative Intent**

Section 355-47(C) of the Rockland County Laws, adopted April 18, 1995 by Local Law No. 5-1995 and further amended by Local Laws Nos. 8-1995, 11-1995, 15-1996 and 1-2009, currently requires an initial down payment of 5% of the eligible delinquent taxes in order to take advantage of installment payments. Local Law No. 1-2009, which authorized the 5% down payment, is set to expire on December 31, 2010, with the provision to then revert back to requiring a down payment of 20% pursuant to Local Law No. 5-1995. Local Law No. 10-2010, which authorized the 5% down payment, is set to expire on December 31, 2012 with the provision to then revert back to requiring a down payment of 20% pursuant to Local Law No. 5-1995.

This amendment extends the time period that a 5% initial down payment is allowed until December 31, 201[2]4. Thereafter, the provision shall then revert back to requiring a down payment of 20% pursuant to Local Law No. 5-1995.

**Section 1.**

Section 355-47(C) is hereby amended to read as follows:

(C) The required initial down payment shall be five percent (5%) of the eligible delinquent taxes. The provisions of this amendment shall expire on December 31, 201[2]4. Thereafter, the provisions of this local law shall revert back to the provisions in effect under subsection (C) of Section 5 of Local Law No. 5-1995, which reads as follows: (C) The required initial down payment shall be twenty percent of the eligible delinquent taxes.

**Section 3.**

This local law shall become effective immediately upon filing in the office of the secretary of state pursuant to section 27 of the municipal home rule law.

Note: Deleted material is in [brackets].  
New material is underlined.



**Debate:**

Mrs. Low-Hogan

I think I understand it, but can somebody explain it to me.

Mr. McKay, Legal Counsel

It was brought to the attention of the Legislature that the resolution we had passed allowing the reduction of the amount of money that had to be put down for installment payments on tax delinquent property was going to expire. That is why we are moving it as an emergency to extend it for one more year.

Chairwoman Cornell

This is to give people who may be having difficult financial time more time to pay.

Mr. Schoenberger

When we first originally did this installment plan for people they were required to put down 20% and pay the balance of 80% over two years. Because of the economic hardship we had so many people that were falling behind in their taxes a proposal was made before you were a Legislator to reduce the down payment to 5% and let them pay it over three years. There was a time limit on that 5% down payment, it expired December 31, 2012. The proposal was to extend the 5% down payment for another year during these difficult economic times so that people who can come up with 5% can participate and won't lose their homes.

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**Comments from the Chairwoman:**

Honorable Harriet D. Cornell

I just wanted to reiterate the emails that I sent to each member of the Legislature. We are going to have two Committee of the Whole meetings fairly soon. The first one is January 28<sup>th</sup> at 7:00 p.m. You may recognize the fact that the County Executive had hired two different companies to do two different studies on Summit Park. The first one is Alvarez and Marsal. They did a high level operations assessment. On January 30<sup>th</sup> at 6:00 p.m. we will have a Committee of the Whole where the company that literally appraised the property, the skilled nursing facility and the long-term acute care facility will be here. You all have received copies of the reports.

I think in order for all of us to have good information it is important to attend both of those informational meetings.

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Introduced by:

Referral No. 2825

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

**RESOLUTION NO. 12 OF 2013  
APPROVING ACCEPTANCE OF FEDERAL TRANSIT ADMINISTRATION  
GRANT #NY-90-X699-00 IN THE AMOUNT OF \$4,997,000 (NO COUNTY FUNDS)  
FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION  
PURSUANT TO 49 U.S.C. §5307-2  
AND AUTHORIZING THE ELECTRONIC EXECUTION OF ALL  
NECESSARY INSTRUMENTS, DOCUMENTS, CERTIFICATIONS  
AND ASSURANCES FOR THE PERIOD JANUARY 1, 2012 TO DECEMBER 31, 2017  
[DEPARTMENT OF PUBLIC TRANSPORTATION]  
(\$4,997,000)**

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

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

WHEREAS, The County Executive and Legislature of Rockland County have been advised that the Department of Public Transportation has applied for and has been awarded a capital project assistance grant (#NY-90-X699-00) in the amount of \$4,997,000 from the United States Department of Transportation, Federal Transit Administration, under the "Urbanized Area Formula Program" authorized by Section 5307 of Title 2 of the United States Code; and

WHEREAS, The \$4,997,000 grant covers 80% of the estimated total cost (\$6,246,250) of all of the projects in the application upon which the grant was awarded; and of the remaining 20% local share (\$1,249,250), \$624,625 (10% of the estimated total cost) will be provided by the New York State Department of Transportation; and \$624,625 (10% of the estimated total cost) will be provided by Rockland County from New York State Metropolitan Transportation Authority (MTA) Special Allocation Funds; and, therefore, the adoption of this resolution does not require the expenditure of any County funds; and

WHEREAS, The grant will be used to purchase ten (10) less than 30-foot cutaway vehicles for TRIPS for replacement; to purchase five (5) less than 30-foot cutaway buses for TRIPS for replacement; construct and replace bus shelters; for project administration; to fund preventive maintenance for TOR and Tappan Zee Express (TZX) service; to fund capital cost of contracting to support the current Bridge Contract through March 31, 2013 for TOR and TZX service; for Building T capital improvements; for Building T security improvements; for Building T expansion design and engineering; and the purchase of three (3) alternate fuel support vehicles; 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 United States Department of Transportation, Federal Transit Administration, requires all applications for, and certifications, and assurances in connection with acceptance of, grants to be submitted electronically, using a personal identification number (PIN); and

WHEREAS, These funds have already been appropriated by the 2012 Adopted Budget to the proper 2012 Capital Project accounts, as set forth in the attached "Schedule A", and

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

RESOLVED, That the Legislature of Rockland County hereby approves acceptance of a capital project assistance grant (#NY-90-X699-00) in the amount of \$4,997,000 from the United States Department of Transportation, Federal Transit Administration, under the "Urbanized Area Formula Program" authorized by Section 5307 of Title 2 of the United States Code acceptance, subject to the approval of the County Attorney; and be it further

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

RESOLVED, That the grant will be used to purchase ten (10) less than 30-foot cutaway vehicles for TRIPS for replacement; to purchase five (5) less than 30-foot cutaway buses for TRIPS for replacement; construct and replace bus shelters; for project administration; to fund preventive maintenance for TOR and Tappan Zee Express (TZX) service; to fund capital cost of contracting to support the current Bridge Contract through March 31, 2013 for TOR and TZX service; for Building T capital improvements; for Building T security improvements; for Building T expansion design and engineering; and the purchase of three (3) alternate fuel support vehicles; and be it further

RESOLVED, That, pursuant to Local Law No. 18 of 1996, the County Executive or his designee is hereby authorized to execute all instruments and documents necessary to the acceptance of this grant, and to do so electronically, using a personal identification number (PIN), or in whatever other manner is required by the United States Department of Transportation, Federal Transit Administration; and be it further

RESOLVED, That these funds have already been appropriated by the 2012 Adopted Budget, to the proper 2012 Capital Project accounts, as set forth in the attached "Schedule A".

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Schedule H

2012 Projects for NY 410-X899-00

NYS/DTM FIM	Project Description	Total Cost			
		FTA	NYS/DTM	Local	
81TRM18	GRANTS MANAGEMENT & TRAINING	500,000	400,000	50,000	50,000
81TRM20	BUS SHELTERS	100,000	80,000	10,000	10,000
81TRM21	PREV MAINT COSTS	1,125,000	900,000	112,500	112,500
81TRM69	Transportation Planning Consultant	300,000	240,000	30,000	30,000
81TRM24	PURCH Ten (10) < 30' Crossover Vehicles FOR TRIPS (REPL)	420,000	336,000	42,000	42,000
81TRM62	PURCH Five (5) < 30' Crossover Vehicles FOR TRIPS (REPL)	350,000	280,000	35,000	35,000
81TR218	DEPT OF PUBL. TRANS BLDG EXPAN D&E	500,000	400,000	50,000	50,000
81TRM20	Building T Capital Improvements	250,000	200,000	25,000	25,000
81TRM21	Building T Security Improvement Project	500,000	400,000	50,000	50,000
81TRM18	Capital Cost of Contracting	2,031,250	1,625,000	203,125	203,125
81TRM23	Support Equipment	50,000	40,000	5,000	5,000
81TRM44	PURCH THREE (3) ALT FUEL SUPPORT VEHICLES (REPL)	120,000	96,000	12,000	12,000

6,246,250	4,997,000	624,625	624,625
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Introduced by:

Referral No. 4374/6394

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

**RESOLUTION NO. 13 OF 2013  
APPROVING AMENDMENT TO AGREEMENT IN EXCESS OF  
\$100,000 WITH STANTEC CONSULTING SERVICES, INC.  
IN THE ADDITIONAL AMOUNT OF \$12,783.11  
FOR A TOTAL CONTRACT SUM NOT TO EXCEED  
\$213,083.11 FOR COUNTYWIDE WATERSHED STUDY-PART 1  
FOR THE PERIOD DECEMBER 31, 2012, THROUGH MARCH 31, 2013  
UNDER CAPITAL PROJECT NO. 7112 AND 7108  
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE  
[DEPARTMENT OF HIGHWAY]  
(\$213,083.11)**

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

WHEREAS, By Resolution No. 504 of 2008, the Legislature of Rockland County approved an agreement over \$100,000 with Stantec Consulting Services, Inc., 365 West Passaic Street, Rochelle Park, New Jersey, 07662-3017, for consultant services in connection with the Countywide Watershed Study-Part 1, in an amount not to exceed \$200,300 for the period from October 1, 2008 through September 30, 2009; and

WHEREAS, On November 7<sup>th</sup>, 2009, the County of Rockland ("County") entered into an agreement with Stantec Consulting Services, Inc., 365 West Passaic Street, Rochelle Park, New Jersey, 07662-3017, and thereafter, the terms of the agreement were extended through December 31, 2012 at no additional cost; and

WHEREAS, The Chairman of the Drainage Agency recommends that the County enter into an amendment of the agreement in excess of \$100,000 with Stantec Consulting Services, Inc., 365 West Passaic Street, Rochelle Park, New Jersey, 07662-3017, for consultant services in connection with the Countywide Watershed Study-Part 1 to incorporate additional information made available due to Hurricane Irene, increasing the contract sum by the additional amount of \$12,783.11 for a total contract sum not to exceed \$213,083.11 and extending the term for the period from December 31, 2012 through March 31, 2013; and

WHEREAS, Sufficient funds for this amendment to the agreement exist in the 2012 Capital Project Account No. 7112 of the Rockland County Drainage Agency; and

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

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

RESOLVED, That the Legislature of Rockland County approves an amendment to the agreement in excess of \$100,000 with Stantec Consulting Services, Inc., 365 West Passaic Street, Rochelle Park, New Jersey, 07662-3017, for consultant services in connection with the Countywide Watershed Study-Part 1, increasing the contract sum by the additional amount of \$12,783.11 for a total contract sum not to exceed \$213,083.11 for the period from December 31, 2012 through March 31, 2013, and authorizing its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funds for this amendment to the agreement exist in the 2012 Capital Project Account No. 7112 of the Rockland County Drainage Agency.

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Introduced by:

Referral No. 6394

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

**RESOLUTION NO. 14 OF 2013  
AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST  
INSTANCE 100% OF THE FEDERAL-AID ELIGIBLE COSTS, OF A  
TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS  
THEREFORE IN THE AMOUNT OF \$30,522 FOR EMERGENCY  
REPAIR WORK TO CORRECT DAMAGES CAUSED BY HURRICANE IRENE  
ON AUGUST 26, 2011 EMERGENCY RELIEF PROGRAM PIN NO. 8701.77  
AND APPROVING EXECUTION OF THE AGREEMENT BY  
THE COUNTY EXECUTIVE  
[DEPARTMENT OF HIGHWAYS]  
(\$30,522)**

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

WHEREAS, A project for the emergency repair work to correct damages caused by Hurricane Irene on August 26, 2011 on various roads in Rockland County, identified as PIN 8701.77 (“the Project”) is eligible for funding under title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program be borne at the ratio of 100% Federal funds and 0% non-federal funds; and

WHEREAS, Rockland County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs; and

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

NOW, THEREFORE, The Rockland County Legislature; duly convened does hereby

RESOLVE, That the Rockland County Legislature hereby approves the Project; and it is hereby further

RESOLVED, That the Rockland County Legislature hereby authorizes Rockland County to pay in the first instance 100% of the federal and non-federal share of the cost of construction work for the Project or portions thereof; and it is further

RESOLVED, That the sum of \$30,522 is hereby appropriated from Capital Project #3399 – Hurricane Irene Repairs – Roads, and made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, That in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Rockland County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof; and it is further

RESOLVED, That the Rockland County Executive be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of Rockland County with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality’s first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, That the Rockland County Executive is hereby authorized to execute any necessary Agreements or certifications on behalf of the County of Rockland, with NYSDOT in connection with the advancement or approval of the Project; and it is further

RESOLVED, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, That this Resolution shall take effect immediately.

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Introduced by

Referral No. 6394

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

**RESOLUTION NO. 15 OF 2013  
 AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST  
 INSTANCE 100% OF THE FEDERAL-AID ELIGIBLE COSTS, OF A  
 TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING  
 FUNDS THEREFORE IN THE AMOUNT OF \$2,000,000  
 FOR REPAIRS TO SUFFERN LANE RETAINING WALL,  
 TOWN OF HAVERSTRAW, FOR DAMAGE  
 CAUSED BY AUGUST 26, 2011 HURRICANE IRENE  
 EMERGENCY RELIEF PROGRAM PIN NO. 8701.78  
 AND APPROVING EXECUTION OF THE AGREEMENT BY  
 THE COUNTY EXECUTIVE  
 [DEPARTMENT OF HIGHWAYS]  
 (\$2,000,000)**

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

WHEREAS, A project for permanent repair work of Suffern Lane Retaining Wall damaged by Hurricane Irene on August 26, 2011 in the Town of Haverstraw, Rockland County, identified as PIN 8701.78 ("the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program be borne at the ratio of 80% (\$1,600,000) federal funds and 20% (\$400,000) non-federal funds; and

WHEREAS, Rockland County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of preliminary engineering, right-of-way incidental, right-of-way acquisition, construction, construction supervision, and construction inspection work; and

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

NOW, THEREFORE, The Rockland County Legislature; duly convened does hereby

RESOLVE, That the Rockland County Legislature hereby approves the Project; and it is hereby further

RESOLVED, That the Rockland County Legislature hereby authorizes Rockland County to pay in the first instance 100% of the federal and non-federal share of the cost of preliminary engineering, right-of-way incidental, right-of-way acquisition, construction, supervision, and construction inspection work for the Project or portions thereof; and it is further

RESOLVED, That the sum of \$2,000,000 is hereby appropriated from Capital Account 3399 – Hurricane Irene Repairs- to pay in the first instance 100% of the federal and non-federal share of the costs of preliminary engineering, right-of-way incidental, right-of-way acquisition, construction, construction supervision, and construction inspection work, and made available to cover the cost of participation in the above phase of the Project or portions thereof; and it is further

RESOLVED, That in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Rockland County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof; and it is further

RESOLVED, That the Rockland County Executive be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of Rockland County with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, That the Rockland County Executive is hereby authorized to execute any necessary Agreements or certifications on behalf of the County of Rockland, with NYSDOT in connection with the advancement or approval of the Project; and it is further

RESOLVED, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, That this Resolution shall take effect immediately.

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Introduced by:

Referral No. 6394

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

**RESOLUTION NO. 16 OF 2013  
 AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST  
 INSTANCE 100% OF THE FEDERAL-AID ELIGIBLE COSTS, OF A  
 TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING  
 FUNDS THEREFORE IN THE AMOUNT OF \$80,644  
 FOR THE FEBRUARY 24-26 2010 STORMS  
 EMERGENCY RELIEF PROGRAM, PIN NO. 8701.76  
 AND APPROVING EXECUTION OF THE AGREEMENT BY  
 THE COUNTY EXECUTIVE  
 [DEPARTMENT OF HIGHWAYS]  
 (\$80,644)**

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

WHEREAS, A project for the emergency repair work to correct damages caused by the February 24-26 2010 storms at various locations in Rockland County, PIN 8701.76 ("the Project") is eligible for funding under title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program be borne at the ratio of 100% Federal funds and 0% non-federal funds; and

WHEREAS, Rockland County desires to advance the Project by making a commitment of 100% of the non-federal share of the costs; and

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

NOW, THEREFORE, The Rockland County Legislature; duly convened does hereby

RESOLVE, That the Rockland County Legislature hereby approves the Project; and it is hereby further

RESOLVED, That the Rockland County Legislature hereby authorizes Rockland County to pay in the first instance 100% of the federal and non-federal share of the cost of construction work for the Project or portions thereof; and it is further

RESOLVED, That the sum of \$80,644 was appropriated in the 2010 Highway Department Budget, D-CRF-5110-E1100, and was made available to cover the cost of participation in the above phase of the Project; and it is further

RESOLVED, That in the event the full federal and non-federal share costs of the Project exceeds the amount appropriated above, the Rockland County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the County Executive thereof; and it is further

RESOLVED, That the Rockland County Executive be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or applicable Marchiselli Aid on behalf of Rockland County with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and it is further

RESOLVED, That the Rockland County Executive is hereby authorized to execute any necessary Agreements or certifications on behalf of the County of Rockland, with NYSDOT in connection with the advancement or approval of the Project; and it is further

RESOLVED, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and it is further

RESOLVED, That this Resolution shall take effect immediately.

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Introduced by:

Referral No. 9473/5337

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

**RESOLUTION NO. 17 OF 2013  
 AMENDING 2013 ADOPTED CAPITAL BUDGET IN THE AMOUNT OF \$700,000  
 FOR A NEW CAPITAL PROJECT  
 UTILITY PLANT IMPROVEMENTS AND UPGRADES  
 FOR ROCKLAND COMMUNITY COLLEGE  
 [DEPARTMENT OF GENERAL SERVICES - FACILITIES MANAGEMENT]  
 (\$700,000)**

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

WHEREAS, The Director of Facilities Management is requesting that the County Executive and the Rockland County Legislature approve a new Capital Project; Utility Plant Improvements and Upgrades, to be immediately added to the 2012 Adopted Capital Budget for Rockland Community College; and

WHEREAS, The Department of General Services - Facilities Management has determined that this project is essential to the daily operation of the college; and

WHEREAS, The Director of Facilities Management has requested that the Legislature amend the 2012 Adopted Capital Budget to increase funding in the amount of \$700,000 to allow for this project; 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 2013 Adopted Capital Budget for Rockland Community College to increase funding in the amount of \$700,000 to Capital Account No. 8311, for the project requested; 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>		
H8311	Utility Plant Improvements and Upgrades	700,000
 <u>Increase Est. Rev. Acct.:</u>		
H5710	Proceeds from Bonds	700,000

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Introduced by:

Referral No. 9473/5337

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

**RESOLUTION NO. 18 OF 2013  
 AMENDING 2013 ADOPTED CAPITAL BUDGET  
 IN THE AMOUNT OF \$700,000  
 FOR A NEW CAPITAL PROJECT  
 ELECTRICAL SYSTEM IMPROVEMENTS AND UPGRADES  
 FOR ROCKLAND COMMUNITY COLLEGE  
 [DEPARTMENT OF GENERAL SERVICES - FACILITIES MANAGEMENT]  
 (\$700,000)**

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

WHEREAS, The Director of Facilities Management is requesting that the County Executive and the Rockland County Legislature approve a new Capital Project; Electrical System Improvements and Upgrades, to be immediately added to the 2012 Adopted Capital Budget for Rockland Community College; and

WHEREAS, The Department of General Services - Facilities Management has determined that this project is essential to the daily operation of the college; and

WHEREAS, The Director of Facilities Management has requested that the Legislature amend the 20123 Adopted Capital Budget to increase the funding in the amount of \$700,000 to allow for this project; and

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

RESOLVED, That the Legislature of Rockland County hereby approves an amendment to the 2012 Adopted Capital Budget for Rockland Community College to increase funding in the amount of \$700,000 to Capital Account No. 8312, for the project requested; 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>		
H8312	Electrical System Improvements and Upgrades	700,000
<u>Increase Est. Rev. Acct.:</u>		
H5710	Proceeds from Bonds	700,000

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The next item on the agenda, Referral No. 9252 - Approving Amendment To Agreement In Excess Of \$100,000 With Nextel Of New York, Inc. For Use Of Space On County Owned Communications Tower Located At 145 College Road, Suffern, NY To Approve An Additional Of Three (3) Remote Radio Heads At The 150 Foot Elevation Of The Tower And One (1) Equipment Cabinet At The Base Of The Tower With A \$300.00 Increase In The Monthly Total Contract (NCTD) For The Period From April 1, 2001 Through March 31, 2026 [Office Of Fire & Emergency Services], was pulled at the request of the Law Department.

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Introduced by:

Referral No. 0962

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

**RESOLUTION NO. 19 OF 2013  
 APPROVING PURCHASES IN EXCESS OF \$100,000  
 FROM ADDUCE CONSTRUCTION, INC.  
 FOR THE PURCHASE OF BUS SHELTERS  
 AND PREVENTATIVE MAINTENANCE AND REPAIRS  
 FOR THE DEPARTMENT OF PUBLIC TRANSPORTATION  
 UNDER RFB-RC-2011-016  
 IN AN AMOUNT NOT TO EXCEED \$146,833 [NCTD]  
 FOR THE PERIOD FROM AUGUST 3, 2011 THROUGH AUGUST 2, 2013  
 WITH THREE (3) REMAINING ONE (1) YEAR OPTION TERMS  
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER  
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]  
 (\$146,833)**

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

WHEREAS, Under RFB-RC-2011-016 (the "RFB"), the Director of Purchasing requested bids for the purchase of bus shelters and preventative maintenance and repairs for the Rockland County Department of Public Transportation on an as needed basis for a period of one (1) year from contract finalization with four (4) additional one (1) year option terms; and

WHEREAS, Three hundred eighty-nine (389) firms were notified of the RFB through the electronic bid notification system, forty-four (44) firms downloaded it and three (3) vendors responded; and

WHEREAS, Several additional vendors responded via their receipt confirmation forms that they would respond to the RFB, but then they did not respond; and

WHEREAS, The Director of Purchasing determined that Adduce Construction, Inc., 19 Fairview Terrace, Airmont, NY 10901, was the lowest responsive, responsible bidder; and

WHEREAS, The RFB was awarded on August 3, 2011 for one (1) year with four (4) one (1) year options, and the Purchasing Department exercised the first year option term on August 14, 2012; and

WHEREAS, \$56,833 was spent through August 2, 2012, and an additional \$90,000 is anticipated to be spent through August 2, 2013 with some purchases required to replace or repair bus shelters that were lost or damaged during Hurricane Sandy; 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 Adduce Construction, Inc. for bus shelters and preventative maintenance and repairs for the Department of Public Transportation under the RFB in an amount not to exceed \$146,833 for the period from August 3, 2011 through August 2, 2013, with three (3) remaining one (1) year options; and

WHEREAS, By Resolution Nos. 519 of 2010 and 517 of 2011, the Legislature of Rockland County approved the acceptance of Federal Transit Administration Grant Nos. NY-90-X640-00 and NY-90-X640-01, respectively, which may be used to purchase, construct and replace bus shelters; and

WHEREAS, The purchases of bus shelters and preventative maintenance and repairs shall be funded through said grant; and

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 Adopted Capital Budget, Capital Account No. 018819; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County tax dollars [NCTD]; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the purchases in excess of \$100,000 from Adduce Construction, Inc., 19 Fairview Terrace, Airmont, NY 10901, of bus shelters and preventative maintenance and repairs for the Department of Public Transportation under RFB-RC-2011-016 in an amount not to exceed \$146,833 for the period from August 3, 2011 through August 2, 2013, with three (3) remaining one (1) year options, 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 2012 Adopted Capital Budget, Capital Account No. 018819.

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Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 20 OF 2013  
APPROVING THE PURCHASE IN EXCESS OF \$100,000  
FROM HELLO ALERT, INC. OF A NEW AVTEC SCOUT VOIP  
BASED TWO POSITION COMMUNICATIONS CONSOLE PACKAGE  
FOR THE SHERIFF'S DEPARTMENT (NCTD)  
IN AN AMOUNT NOT TO EXCEED \$115,592.36  
IN ACCORDANCE WITH NYS OGS CONTRACT NO. PT64774  
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER  
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]  
(\$115,592.36)**

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

WHEREAS, The New York State Office of General Services (NYS OGS) has issued an award to Hello Alert, Inc., 206-A East Main Street, Babylon, NY 11702, for public safety ancillary equipment and accessories under NYS OGS Contract No. PT64774 for the period from December 9, 2009 through December 19, 2019; and

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

WHEREAS, The Sheriff's Department wishes to purchase a new Avtec Scout VOIP based two position communications console package which includes equipment, installation, implementation and a one (1) year warranty; and

WHEREAS, There are two (2) authorized Dealers/Service Locations listed under this contract, but Hello Alert, Inc. has the award for Regions 1-3, and the County is in Region 2; and

WHEREAS, The U.S. General Services Administration (GSA) also has an IT Schedule 70 contract directly with the manufacturer Avtec, but the NYS OGS contract pricing is lower; and

WHEREAS, The Director of Purchasing requests that the County Executive and the Legislature of Rockland County approve the purchases in excess \$100,000 from Hello Alert, Inc. for a new Avtec Scout VOIP based two position communications console package including equipment, installation, implementation and a one (1) year warranty for the Sheriff's Department in an amount not to exceed \$115,592.36 in accordance with the terms and conditions specified in NYS OGS Contract No. PT64774; and

WHEREAS, no county tax dollars will be expended since funds for this purchase have been obtained from a Homeland Security grant; and

WHEREAS, All purchases shall be made by formal purchase order; and

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 Budget of the Sheriff's Department under Account No. A SHF GS22 E2050; 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 the purchases in excess of \$100,000 from Hello Alert, Inc., 206-A East Main Street, Babylon, NY 11702, for a new Avtec Scout VOIP based two position communications console package including equipment, installation, implementation and a one (1) year warranty for the Sheriff's Department in an amount not to exceed \$115,592.36 in accordance with the terms and conditions specified in NYS OGS Contract No. PT64774; and be it further

RESOLVED, That sufficient funding for these purchases is provided for in the 2012 Budget of the Sheriff's Department under Account No. A SHF GS22 E2050.

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Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 21 OF 2013  
APPROVING PURCHASES IN EXCESS OF \$100,000  
FROM FRANK STEVENS & SONS ROOFING, INC.  
FOR ROOFING SYSTEMS – SERVICE, MAINTENANCE,  
REPAIR AND INSTALLATION  
FOR THE ROCKLAND COUNTY SEWER DISTRICT NO. 1  
AND THE DEPARTMENT OF GENERAL SERVICES  
IN AN AMOUNT NOT TO EXCEED \$199,884  
FOR THE PERIOD FROM AUGUST 20, 2011 THROUGH AUGUST 21, 2013  
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER  
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]  
(\$199,884)**

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

WHEREAS, Under RFB-RC-2011-059 (the “RFB”), the Director of Purchasing requested bids for roofing systems – service, maintenance, repair and installation for the Rockland County Sewer District No. 1 and the Department of General Services for the period from August 20, 2011 through August 21, 2012 with the option to renew for an additional one (1) year period; and

WHEREAS, Ninety-two (92) vendors were notified of the RFB through the electronic bid notification system, fifteen (15) vendors downloaded it and two (2) vendors responded; and

WHEREAS, The Director of Purchasing determined that Frank Stevens & Sons Roofing, Inc., 56 Smith Clove Road, Central Valley, New York 10917, was the lowest responsive, responsible bidder; and

WHEREAS, During the first year of the contract, \$69,884 was expended, and it is anticipated that an additional \$130,000 will be expended during the option year term for a total amount not to exceed \$199,884; 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 Frank Stevens & Sons Roofing, Inc. for roofing systems – service, maintenance, repair and installation for the Rockland County Sewer District No. 1 and the Department of General Services in an amount not to exceed \$199,884 for the period from August 20, 2011 through August 21, 2013; and

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

WHEREAS, Sufficient funding for these purchases exists in the 2012 Budgets of the Rockland County Sewer District No. 1 and the Department of General Services and is contingent upon 2013 budget appropriations; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the purchases in excess of \$100,000 from Frank Stevens & Sons Roofing, Inc., 56 Smith Clove Road, Central Valley, New York 10917, for roofing systems – service, maintenance, repair and installation for the Rockland County Sewer District No. 1 and the Department of General Services in an amount not to exceed \$199,884 for the period from August 20, 2011 through August 21, 2013, with all purchases to be made by formal purchase order, subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That sufficient funding for these purchases exists in the 2012 Budgets of the Rockland County Sewer District No. 1 and the Department of General Services and is contingent upon 2013 budget appropriations.

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Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 22 OF 2013  
 APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000  
 FROM HAUSER BROS., INC. FOR  
 PLUMBING, MECHANICAL AND PIPING WORK – SERVICES AND MATERIAL  
 FOR USE BY THE ROCKLAND COUNTY SEWER DISTRICT #1  
 AND THE DEPARTMENT OF GENERAL SERVICES UNDER RFB-RC-2010-104  
 IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$489,856  
 FOR THE PERIOD FROM MARCH 6, 2012 THROUGH MARCH 5, 2013  
 AND IN A TOTAL AMOUNT NOT TO EXCEED \$1,200,000  
 FOR THE FULL PERIOD FROM MARCH 6, 2011 THROUGH MARCH 5, 2013  
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER  
 [DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]  
 (\$1,200,000)**

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

WHEREAS, By Resolution No. 271 of 2011, the Legislature of Rockland County approved the purchases in excess of \$100,000 from Hauser Bros. Inc. (“Hauser”), 17 Old Schoolhouse Road, Orangeburg, New York 10962, for plumbing, mechanical and piping work – services and materials for use by the Rockland County Sewer District #1 (the “Sewer District”) and the Department of General Services (“DGS”) under RFB-RC-2010-104 (the “RFB”) in an amount not to exceed \$410,144 for the period from March 6, 2011 through March 5, 2012, with the option to renew for one (1) additional one (1) year term; and

WHEREAS, By Resolution No. 408 of 2012, the Legislature of Rockland County approved additional purchases in excess of \$100,000 from Hauser for plumbing, mechanical and piping work – services and materials for use by the Sewer District and DGS under the RFB in an additional amount not to exceed \$300,000 for the same period from March 6, 2011 through March 5, 2013, with the option to renew for one (1) additional one (1) year term; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County approve the additional purchases in excess of \$100,000 from Hauser for plumbing, mechanical and piping work – services and materials for use by the Sewer District and DGS under the RFB in an additional amount not to exceed \$489,856 for the balance of the contract term through March 5, 2013; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 Budgets of the Sewer District and DGS subject to available interdepartmental transfers and is contingent upon 2013 budget appropriations; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the additional purchases in excess of \$100,000 from Hauser Bros. Inc., 17 Schoolhouse Road, Orangeburg, New York 10962, for plumbing, mechanical and piping work – services and materials for use by the Rockland County Sewer District #1 and the Department of General Services under RFB-RC-2010-104 in the additional amount of \$489,856 for the balance of the contract term through March 5, 2013 and for a total amount not to exceed \$1,200,000 for the full period from March 6, 2011 through March 5, 2013, and authorizes all purchases to be made by formal purchase order, subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That Sufficient funding for these purchases is provided for in the 2012 Budgets of the Rockland County Sewer District #1 and the Department of General Services subject to available interdepartmental transfers and is contingent upon 2013 budget appropriations.

Introduced by:

Referral No. 5906

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

**RESOLUTION NO. 23 OF 2013  
APPROVING AUTHORIZATION OF EXPENDITURE OF FUNDS  
TO LEGACY VALVE, LLC  
IN THE AMOUNT OF \$166,234.63  
FROM THE ROCKLAND COUNTY SEWER DISTRICT NO. 1  
FOR SEWER REPLACEMENT  
AND UPGRADE WORK ASSOCIATED WITH  
THE ROBERT PITT DRIVE SEWER UPGRADE PROJECT  
IN VILLAGE OF SPRING VALLEY,  
CONTRACT 2011-08  
AMEND CONTRACT IN AMOUNT OF \$166,234.63  
FOR A TOTAL NOT TO EXCEED \$478,640.69 AND EXTEND TERM FROM  
OCTOBER 30, 2012 THROUGH MARCH 31, 2013  
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]  
(\$478,640.69)**

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

WHEREAS, The Rockland County Sewer District No. 1 (hereinafter referred to as R.C.S.D. No. 1) requests that the County Executive and the Legislature of Rockland County authorize the expenditure of \$166,234.63 to Legacy Valve, LLC of funds in the operating budget account G-SWR-8120-E4580 for sewer replacement and upgrade work associated with the Robert Pitt Drive Sewer Upgrade Project, in the Village of Spring Valley; and

WHEREAS, The Board of Sewer Commissioners authorized Change Order No. 1 in the amount of \$166,234.63 for sewer replacement and upgrade work associated with the Robert Pitt Drive Sewer Upgrade Project in the Village of Spring Valley and as indicated by Sewer Resolution No. 75 of 2012, requests this amount be authorized for expenditure from the R.C.S.D. No. 1 2012 Operating Budget from Account G-SWR-8120-E4580 for said purpose; and

WHEREAS, Sufficient funds to cover the \$166,234.63 authorization exist within said operating budget account G-SWR-8120-E4580; and

WHEREAS, This additional work under Change Order No. 1 will be part of the full settlement of the lawsuit filed by the Village of Spring Valley against Rockland County Sewer District No. 1; and

WHEREAS, The Board of Sewer Commissioners, by Sewer Resolution No. 75 of 2012, is requesting the Legislature of Rockland County approve this request; and

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

RESOLVED, That the Legislature of Rockland County hereby authorizes the expenditure to Legacy Valve, LLC of \$166,234.63 of funds in the operating budget account G-SWR-8120-E4580 of the RCSD No. 1's 2012 Operating Budget for sewer replacement and upgrade work associated with the Robert Pitt Drive in the Village of Spring Valley; and; and be it further

RESOLVED, That sufficient funds to cover the \$166,234.63 authorization exist within said operating budget account G-SWR-8120-E4580; and

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Introduced by:

Referral No. 1071

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

**RESOLUTION NO. 24 OF 2013  
 APPROVING AN AMENDMENT TO AGREEMENT IN EXCESS OF \$100,000  
 WITH SPRINT SPECTRUM REALTY COMPANY, L.P. TO INCREASE THE  
 CONTRACT SUM FOR AN ADDITIONAL AMOUNT OF \$300.00 PER MONTH  
 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$1,142,816.78 FOR  
 THE INSTALLATION OF THREE REMOTE RADIO HEADS ON  
 THE COMMUNICATIONS TOWER LOCATED AT  
 ROCKLAND COMMUNITY COLLEGE AT 145 COLLEGE ROAD,  
 SUFFERN, NEW YORK AND AUTHORIZING ITS EXECUTION BY  
 THE COUNTY EXECUTIVE  
 [OFFICE OF FIRE AND EMERGENCY SERVICES]  
 (\$1,142,816.78)**

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

WHEREAS, By Resolution No. 150 of 2001, the Legislature of Rockland County approved a license agreement in excess of \$100,000 with Sprint Spectrum Realty Company, L.P., 1 International Boulevard, Suite 800, Mahwah, New Jersey 07495 for the installation and maintenance of wireless communications equipment at Rockland Community College ("RCC") at 145 College Road, Suffern, New York 10901 for a total contract sum of \$1,082,960.17 for a term of twenty-five (25) years; and

WHEREAS, Sprint Spectrum Realty Company, L.P. as successor in interest to Sprint Spectrum L.P. has requested permission to install three additional remote radio heads on the RCC communications tower which will increase the monthly fee in the amount of \$300.00 or \$3,600 annually, with a corresponding adjustment to the annual percentage increase for the balance of the term of the license agreement; and

WHEREAS, The Director of the Office of Fire & Emergency Services requests that the County Executive and the Legislature of Rockland County approve an amendment to the license agreement to permit Sprint Spectrum Realty Company, L.P. to install three remote radio heads on the RCC communications tower and to increase the contract amount by an additional \$300.00 per month or \$3,600 annually, with a corresponding adjustment to the annual increase for the balance of the term of the license agreement, for a total contract sum not to exceed \$1,142,816.78; and

WHEREAS, The adoption of this resolution does not require the expenditure of any County funds; and

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

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

RESOLVED, That the Legislature of Rockland County approves an amendment to the license agreement with Sprint Spectrum Realty Company, L.P., 1 International Boulevard, Suite 800, Mahwah, New Jersey 07495 to permit the installation of three remote radio heads on the RCC communications tower and to increase the contract amount by an additional \$300.00 per month or \$3,600 annually, with a corresponding adjustment to the annual increase for the balance of the term of the license agreement, for a total contract sum not to exceed \$1,142,816.78; and be it further

RESOLVED, That the Legislature of Rockland County approves its execution by the County Executive of all necessary documents and instruments necessary to effectuate the purpose and intent of this resolution, subject to the approval of the County Attorney.



Introduced by:

Referral No. 7529

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

**RESOLUTION NO. 25 OF 2013  
 APPROVING A CONTRACT IN EXCESS OF \$100,000,  
 NOT TO EXCEED \$180,920  
 TO PURCHASE FROM NEW WORLD SYSTEMS CORPORATION  
 ANNUAL SOFTWARE MAINTENANCE AGREEMENT  
 FOR THE SHERIFF'S COMMUNICATIONS CENTER'S COMPUTER  
 AIDED DISPATCH (CAD)  
 FOR A FIVE (5) YEAR TERM  
 FOR THE PERIOD JANUARY 1, 2013 THROUGH DECEMBER 31, 2017,  
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE  
 (OFFICE OF FIRE AND EMERGENCY SERVICES)**

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

WHEREAS, The Office of Fire and Emergency Services has recommended that the County enter into an agreement in excess of \$100,000, not to exceed \$180,920, to purchase from New World Systems Corporation standard software maintenance for the Sheriff's Communications Center's Computer Aided Dispatch (CAD) for the period January 1, 2013 through December 31, 2017; and

WHEREAS, This software is required to assist the Sheriff's Communications Center's response to residents/businesses 9-1-1 calls during an emergency; and

WHEREAS, Sufficient funding for this agreement is provided for in the 2013 Budget of Dept. 3020 (E-911), line E4380, and is contingent upon 2014, 2015, 2016 and 2017 budget appropriations; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves an agreement in excess of \$100,000, not to exceed \$180,920, to purchase from New World Systems Corporation, 888 West Big Beaver Road, Suite 600, Troy, Michigan 48084-4749, standard software maintenance services for the Sheriff's Communications Center's Computer Aided Dispatch (CAD) for the period January 1, 2013 through December 31, 2017, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement is provided for in the 2013 Budget of Dept. 3020 (E-911), line E4380, and is contingent upon 2014, 2015, 2016 and 2017 budget appropriations.

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Introduced by:

Referral No. 4249

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

**RESOLUTION NO. 26 OF 2013  
ACCEPTANCE OF A 2012 FEDERAL BULLETPROOF VEST  
PARTNERSHIP (BVP) PROGRAM GRANT FROM THE U.S. DEPARTMENT  
OF JUSTICE, BUREAU OF JUSTICE ASSISTANCE  
IN THE AMOUNT OF \$6,261 (NCTD)  
WITH A NEW YORK STATE MATCH OF \$6,261 (NCTD),  
MAKING TOTAL THAT NEEDS TO BE APPROPRIATED \$12,522 (NCTD),  
FOR THE PURCHASE OF BULLET-RESISTANT BODY ARMOR  
THROUGH THE PERIOD ENDING AUGUST 31, 2014  
AND AUTHORIZING EXECUTION OF ALL NECESSARY  
GRANT DOCUMENTS BY THE COUNTY EXECUTIVE  
[SHERIFF'S DEPARTMENT]  
(\$12,522)**

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

WHEREAS, The Rockland County Sheriff has advised the County Executive and the Legislature that his department has been awarded a 2012 federal Bulletproof Vest Partnership (BVP) Program grant from the United States Department of Justice, Bureau of Justice Assistance in the amount of \$6,261, with a New York State match of \$6,261, making total that needs to be appropriated \$12,522 through the period ending August 31, 2014; and

WHEREAS, Said \$12,522 will be used to purchase bullet-resistant body armor; and

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

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

WHEREAS, The Public Safety 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 a 2012 federal Bulletproof Vest Partnership (BVP) Program grant from the United States Department of Justice, Bureau of Justice Assistance in the amount of \$6,261 (with a New York State match of \$6,261, making total that needs to be appropriated \$12,522) so that the Sheriff's Department can purchase bullet-resistant body armor through the period ending August 31, 2014, and authorizing 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 - 2013

Increase Approp. Acct. (Credit):

A -SHF -3112 -GS33    -E5060 Program Costs	12,522
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Increase Est. Rev. Acct (Debit):

A -SHF -3112 -GS33    -R3389 State Aid - Public Safety	6,261
-R4380 Public Safety Grant(s)	6,261



Introduced by:

Referral No. 9181

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

**RESOLUTION NO. 27 OF 2013  
 APPROVING ACCEPTANCE OF GRANT IN THE AMOUNT OF \$4,200 (NCTD)  
 FROM THE NYS GOVERNOR'S TRAFFIC SAFETY COMMITTEE  
 SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP)  
 THAT WILL BE USED TO HELP COVER OVERTIME COSTS  
 RELATED TO AGGRESSIVE DRIVING AND SPEEDING  
 FOR THE PERIOD OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013  
 AND AUTHORIZING THE EXECUTION OF ALL NECESSARY  
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE  
 [SHERIFF'S DEPARTMENT]  
 (\$4,200)**

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

WHEREAS, The Office of the Sheriff has advised the County Executive and the County Legislature that they have been awarded a \$4,200 Selective Traffic Enforcement Program (STEP) grant from the New York State Governor's Traffic Safety Committee for the period October 1, 2012 through September 30, 2013; and

WHEREAS, Said grant funds will be used to help cover overtime costs related to reducing aggressive driving and speeding; and

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

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

WHEREAS, The Public Safety 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 the County of Rockland hereby approves the acceptance of a \$4,200 Selective Traffic Enforcement Program (STEP) grant from the New York State Governor's Traffic Safety Committee to help cover overtime costs related to reducing aggressive driving and speeding for the period October 1, 2012 through September 30, 2013, and authorizes execution by the County Executive of all necessary grant documents, 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 - 2013

<u>Increase Approp. Acct. (Credit):</u>		
A-SHF-3112-E1110	Overtime	4,200
<u>Increase Est. Rev. Acct. (Debit):</u>		
A-SHF-3112-R3380	Public Safety Grant(s)	4,200



Introduced by:

Referral No. 9181

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

**RESOLUTION NO. 28 OF 2013  
 APPROVING ACCEPTANCE OF GRANT  
 IN THE AMOUNT OF \$1,400 (NCTD)  
 FROM THE NYS GOVERNOR'S TRAFFIC SAFETY COMMITTEE  
 FOR THE "BUCKLE UP NEW YORK!" CAMPAIGN PROGRAM  
 FOR THE PERIOD OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013  
 AND AUTHORIZING THE EXECUTION OF ALL NECESSARY  
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE  
 [SHERIFF'S DEPARTMENT]  
 (\$1,400)**

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

WHEREAS, The Office of the Sheriff has advised the County Executive and the County Legislature that they have received a \$1,400 "BUCKLE UP NEW YORK!" campaign program grant from the New York State Governor's Traffic Safety Committee for the period October 1, 2012 through September 30, 2013; and

WHEREAS, Said grant funds will be used to help cover overtime costs related to enforcing seat belt usage in an effort to reduce serious injury or death from traffic crashes; and

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

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

WHEREAS, The Public Safety 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 the County of Rockland hereby approves the acceptance of an \$1,400 "BUCKLE UP NEW YORK!" campaign program grant from the New York State Governor's Traffic Safety Committee for the Sheriff's Department to help cover overtime costs related to enforcing seat belt usage in an effort to reduce serious injury or death from traffic crashes for the period October 1, 2012 through September 30, 2013, and authorizes execution by the County Executive of all necessary grant documents, 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 - 2013

<u>Increase Approp. Acct. (Credit):</u>		
A-SHF-3112-E1110	Overtime	1,400
<u>Increase Est. Rev. Acct. (Debit):</u>		
A-SHF-3112-R3380	Public Safety Grant(s)	1,400

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Introduced by:

Referral No. 5327

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

**RESOLUTION NO. 29 OF 2013  
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS  
 REQUESTED BY THE OFFICE OF THE SHERIFF  
 TO PROVIDE FUNDING TO THE PIERMONT POLICE DEPARTMENT  
 SO THAT THEY CAN PURCHASE A NEW POLICE ATHLETIC LEAGUE VAN  
 [OFFICE OF THE SHERIFF]  
 (\$25,000)**

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

WHEREAS, The Office of the Sheriff has requested that \$25,000 of federal forfeiture funds in balance sheet account A-8880 (Designated for Law Enforcement - Federal Proceeds) be appropriated to the Sheriff's 2013 Budget to provide funding to the Piermont Police Department so that they can purchase a new Police Athletic League Van; and

WHEREAS, This request was approved by Rockland's Law Enforcement Oversight Committee; and

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

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds since sufficient funds to cover said \$25,000 appropriation exists within said balance sheet account; and

WHEREAS, The use of these funds for said purpose is permitted under federal guidelines; and

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

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

GENERAL FUND - 2013

<u>Increase Approp. Acct. (Credit):</u>		
A-SHF-3108-FS01-E4500	Forfeiture Funds - Services	25,000
<u>Increase Approp. Fund Bal. (Debit):</u>		
A-UNC-9990-R5990	(Designated for Law Enforcement - Federal Proceeds)	25,000



Introduced by:

Referral No. 5327

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

**RESOLUTION NO. 30 OF 2013  
APPROVING AMENDMENT AND EXTENSION TO AGREEMENT  
IN EXCESS OF \$100,000 WITH STEVEN HEUBECK  
IN THE ADDITIONAL AMOUNT OF \$8,759, FOR  
A TOTAL CONTRACT SUM NOT TO EXCEED \$151,800  
FOR IN-SERVICE AND SPECIALIZED TRAINING COORDINATOR AT  
THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY  
UNDER RFP-RC-2010-23  
FOR THE PERIOD FROM NOVEMBER 16, 2012 THROUGH DECEMBER 31, 2012  
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE  
[SHERIFF'S DEPARTMENT]  
(\$151,800)**

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

WHEREAS, The Director of Purchasing let bids for services at the Rockland County Police and Public Safety Academy under RFP-RC-2010-23 for management, training and consultant services; and

WHEREAS, The award for In-Service and Specialized Training Coordinator was made to Steven Heubeck, 185 Old Kings Highway North, Darien, CT 06820; and

WHEREAS, The County entered into an agreement with Steven Heubeck, 185 Old Kings Highway North, Darien, CT 06820, for said services, on February 16, 2011 in an amount not to exceed \$75,900, for the period from January 1, 2011 through December 31, 2011; and

WHEREAS, By Resolution No. 167 of 2012 the Legislature of Rockland County approved the extension of and amendment to the agreement in excess of \$100,000 with Steven Heubeck., 185 Old Kings Highway North, Darien, CT 06820 In-Service Specialized Training Coordinator at the Rockland County Police and Public Safety Academy under RFP-RC-2010-23 in the additional amount of \$35,030, for the term period from January 1, 2012 through June 15, 2012, and for a total contract not to exceed \$110,930; and

WHEREAS, By Resolution No. 362 of 2012 the Legislature of Rockland County approved the extension of and amendment to the agreement in excess of \$100,000 with Steven Heubeck., 185 Old Kings Highway North, Darien, CT 06820 In-Service Specialized Training Coordinator at the Rockland County Police and Public Safety Academy under RFP-RC-2010-23 in the additional amount of \$32,111, for the term period from June 16, 2012 through November 15, 2012, and for a total contract not to exceed \$143,041; and

WHEREAS, The Sheriff recommends that the County enter into an amendment and extension to the agreement with Steven Heubeck, 185 Old Kings Highway North, Darien, CT 06820, for the period from November 16, 2012 through December 31, 2012, in an additional amount of \$8,759, for a total contract sum not to exceed \$151,800 for In-Service and Specialized Training Coordinator at the Rockland County Police and Public Safety Academy; and

WHEREAS, Sufficient funding for this agreement exists within the 2012 budget of the Sheriff's Department 3120-E4090; 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 Public Safety and Budget and Finance Committees of the Legislature have met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the amendment and extension to the agreement, in excess of \$100,000 Steven Heubeck, 185 Old Kings Highway North, Darien, CT 06820, for the period from November 16, 2012 through December 31, 2012, in an additional amount of \$8,759, for a total contract sum not to exceed \$151,800, for In-Service Specialized Training Coordinator at the Rockland County Police and Public Safety Academy, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and be it further

RESOLVED, That sufficient funding for this agreement exists in the 2012 Budget of the Sheriff's Department 3120-E4090.

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Introduced by:

Referral No. 6704

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

**RESOLUTION NO. 31 OF 2013  
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS  
 REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY  
 TO PURCHASE EQUIPMENT FOR THE SHERIFF'S R.E.A.C.T. UNIT  
 [OFFICE OF THE DISTRICT ATTORNEY]  
 (\$20,000)**

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

WHEREAS, The Office of the District Attorney has requested that \$20,000 of federal forfeiture funds in balance sheet account A-8880 (Designated for Law Enforcement - Federal Proceeds) be appropriated to the Sheriff's 2013 Budget to purchase equipment for the Sheriff's REACT (Rescue, Entry and Counter Terrorism) Unit, which is a team of specially trained police officers from participating law enforcement agencies in Rockland County; and

WHEREAS, This request was approved by Rockland's Law Enforcement Oversight Committee; and

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

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds since sufficient funds to cover said \$20,000 appropriation exists within said balance sheet account; and

WHEREAS, The use of these funds for said purpose is permitted under federal guidelines; and

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

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

GENERAL FUND - 2013

<u>Increase Approp. Acct. (Credit):</u>		
A-SHF-3108-FS01-E2500	Forfeiture Funds - Equipment	20,000
<u>Increase Approp. Fund Bal. (Debit):</u>		
A-UNC-9990-R5990	(Designated for Law Enforcement - Federal Proceeds)	20,000



Introduced by:

Referral No. 8894

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

**RESOLUTION NO. 32 OF 2013  
APPROVING ACCEPTANCE OF CONTINUATION GRANT  
AND APPROVING CONTRACT OVER \$100,000  
FROM THE NEW YORK STATE DEPARTMENT OF HEALTH  
FOR THE EARLY INTERVENTION (EI) ADMINISTRATION PROGRAM  
IN THE AMOUNT OF \$160,608  
WITH A LOCAL SHARE MATCH OF \$15,000  
FOR THE PERIOD OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2013  
AND AUTHORIZING EXECUTION OF ALL NECESSARY  
GRANT DOCUMENTS BY THE COUNTY EXECUTIVE  
[DEPARTMENT OF HEALTH]  
(\$160,608)**

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

WHEREAS, The Commissioner of Health has advised the County Executive and the Legislature that the New York State Department of Health has awarded a \$160,608 grant to continue the Early Intervention (EI) Administration Program, for the period October 1, 2012 through September 30, 2013; and

WHEREAS, Said grant is federally funded but administered by New York State; and

WHEREAS, Acceptance of this grant requires a \$15,000 local share match, which was already provided for in the 2012 Adopted Budget of said program (Dept. 4045, line E5390); and

WHEREAS, It is necessary to appropriate all 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 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 a continuation grant from the New York State Department of Health for the Early Intervention (EI) Administration Program in the amount of \$160,608 for the period October 1, 2012 through September 30, 2013, and authorizes execution of all necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That this grant is federally funded but administered by New York State; and be it further

RESOLVED, That acceptance of this grant requires a \$15,000 local share match, which was already provided for in the 2012 Adopted Budget of said program (Dept. 4045, line E5390); and be it further

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A -DOH -4045-E1100	Salaries, Employees	42,366
-E1800	Relief Positions	25,104
-E1910	Health	19,000
-E1911	Dental	1,500
-E1912	Vision	375
-E1920	Retirement	5,000
-E1930	Social Security	5,165
-E1940	Unemployment Insurance	100
-E1950	Worker's Compensation	172
-E1980	MTA Mobility Tax	230
-E4098	Services from Other County Depts.	76,596

Decrease Approp. Acct. (Debit):

A -DOH -4045-E5390	Local Share Match	15,000
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Increase Est. Rev. Acct. (Debit):

A -DOH -4045-R4480	Health Grant(s)	160,608
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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.

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Introduced by:

Referral No. 8455

Hon. Ilan S. Schoenberger, Sponsor  
 Hon. Frank Sparaco, Sponsor  
 Hon. Jay Hood, Jr., Sponsor  
 Hon. Aron B. Wieder, Sponsor  
 Hon. Toney L. Earl, Co-Sponsor  
 Hon. Harriet D. Cornell, Co-Sponsor  
 Hon. Christopher J. Carey, Co-Sponsor  
 Hon. Edwin J. Day, Co-Sponsor  
 Hon. Alden H. Wolfe, Co-Sponsor  
 Hon. Douglas J. Jobson, Co-Sponsor  
 Hon. Philip Soskin, Co-Sponsor  
 Hon. Michael M. Grant, Co-Sponsor  
 Hon. Joseph L. Meyers, Co-Sponsor

**RESOLUTION NO. 33 OF 2013  
 INSTITUTING THE ROCKLAND COUNTY FIREARMS CABLE  
 LOCK SAFETY PROGRAM TO PROVIDE FREE FIREARMS  
 CABLE LOCKS TO COUNTY RESIDENTS**

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

WHEREAS, handguns that are stored in a home, even under lock and key, can sometimes be accessed by children or others for whose use they were not intended; and

WHEREAS, firearms cable locks may prevent accidental death or injury created by handguns; and

WHEREAS, to that end, the Rockland County Legislature created in 2000 the Rockland County Trigger Lock Safety Program, which made trigger locks for handguns available on a voluntary basis to Rockland County residents in order to prevent the unwanted use of the handgun and thereby prevent injury or death to third parties; and

WHEREAS, the Sheriff's Office has confirmed that they currently have available a quantity of firearms cable locks, a device that prevents live ammunition from loading into a firearm by blocking the chamber. Upon proof of residence, they are to be provided for free on a first-come-first-serve basis to residents of Rockland County; and

WHEREAS, the Public Safety and Budget and Finance Committees have met, considered and by unanimously approved this resolution; now therefore be it

RESOLVED, the Rockland County Legislature hereby institutes the Rockland County Firearms Cable Lock Safety Program, which shall provide free firearms cable locks in the following manner:

- 1) the Sheriff's Office, which has a quantity of firearms cable locks immediately available, shall be provided for free on a first-come-first-serve basis, with a maximum of four per household to Rockland County residents;
- 2) individuals shall be required to provide proof of residence.

**Debate:**

Mr. Schoenberger

I introduced this resolution working with our County Clerk Paul Piperato and our Sheriff, Lou Falco, and Legislators Sparaco, Hood and other Legislators. Back in 2000 I introduced a resolution to give away free trigger locks in Rockland County. That resolution was passed by this Legislature and then Sheriff Jim Kralik established a program to give away trigger locks to County residents. The trigger locks were primarily for hand held weapons, pistols, and firearms. Sheriff Kralik set up a system whereby a resident can come in, show their pistol permit, bring in their gun and get free trigger locks. The program was so successful that all the trigger locks we gave out, which were donated to the County, were gone. Sheriff Kralik was able to obtain an additional 400 trigger locks, which were also given out.

With what has been happening lately in the news about guns, weapons and accessibility to them I proposed the reinstatement of the trigger lock program. Sheriff Falco and County Clerk Paul Piperato were also working on it and Sheriff Falco had received cable locks. In my last conversation with him he had some 1600 cable locks to be given out free to Rockland County residents.

Cable locks, I think are better than trigger locks. Trigger locks are mainly for pistols, firearms and hand held guns. The cable locks, however, can not only be used for hand held guns, but also used for shotguns and rifles, which people have in their homes that you don't need a permit for and did not appear on the list that was in the newspaper. Only the pistol holders were singled out. There are many people in this County who own rifles and shotguns and who have shotguns for home protection. Anybody who knows anything about guns will tell you that if you really want a weapon for home protection a pistol is not the best weapon, a shotgun is, and there are many residents who have that. This will be made available to all our residents of Rockland County. Sheriff Falco has said there is a limit of four per household. He has 1600 to give away. I am glad to sponsor this resolution and reinstate this program.

I am glad to work with Sheriff Falco, County Clerk Paul Piperato and our Legislative Deputy Minority Leader Frank Sparaco and have bipartisan support of this Legislature for this item. I thank all the Legislators who have spoken well about this, who have spoken to me and who are supporting it. I think it is going to hopefully make a difference in Rockland County. You never know which gun got the cable lock that prevented the kid in the house from getting it or if the child doesn't live in the house and was just visiting from getting it. I urge all of our residents to get the cable locks and lock up your guns. It is for the safety of your family and the community.

#### Mr. Day

I want to acknowledge my colleague Legislator Schoenberger and the other co-sponsors on bringing this forward. This is a no-brainer, clearly. This removes any potential reason why anybody would have an unsecured firearm in their home. The one issue that did come up during committee was if the 1600 run out are we going to have to set aside more money to buy extra. I did some research and found that there is a grant program under the name "Project Child Safe", which will convey the same type of cable locks to any law enforcement agency that request them. So from the Federal grant we will be able to continue this program as long as the grant program is alive.

#### Mr. Meyers

I did not initially add myself as a co-sponsor to this, because I was concerned about the issue that Legislator Day just raised whether the County could ultimately be responsible for the cost. At this point I would just like to be added as a co-sponsor.

#### Mr. Hood, Jr.

A gentleman told me that he thought his life was saved, because of a trigger or cable lock. A family member of his had some type of psychotic break and went around looking for the gun and it turned out it was locked. He actually got a knife and went after people anyway. He really felt his family was saved that day, because of that. So this is very timely. That kind of story makes me feel like we are doing great work right here to get these locks to the community. I thank Mr. Schoenberger for bringing this up. It is great to see bipartisan support on this. If they run out I would be willing to purchase more, because I think it is that important. Thank you.

#### Mr. Jobson

I was here in 2000 when Ilan introduced the first one and I am here for this one. I supported it the first time and I support it now. Anything that is going to keep a firearm safely secured in someone's property is a no-brainer and is a good idea, as Mr. Day said. Believe it or not Jay, I already offered to open my own wallet and give some of my own money also. Another bipartisan thing, this is good stuff here.

#### Mr. Grant

I would like to join in the chorus of accolades for Legislators Schoenberger, Wieder and Hood for their sponsorship of this important Legislation, and even though he couldn't be here tonight Legislator Sparaco. Like Jay, I am more than willing to see this as a high priority item. If we were to possibly run out of the 1600 cable locks I would be more than willing to contribute to it and to allocate County dollars to purchase more, because nothing can be more important than the safety of our public. I think this will contribute to that. I look forward to that being aggressively marketed after this night's meeting so that people do not take advantage of it and provide for that additional safety in their homes. Thank you.

Mr. Schoenberger

I want to thank all the Legislators for their support. I want to acknowledge Legislator Day with his lifetime experience in law enforcement and his extra effort to obtain additional locks if we need them, I thank him for that. The day we held the press conference in this room members of the Ramapo Sportsmen, of which I am a member, also offered to obtain additional trigger locks through their sources for free for the County. I am hopeful that we will have more trigger locks than we need and will have them for years to come. If we have more trigger locks than we need and any family needs more then we should make them available also. I thank everyone for their support. It is good that we are all working together in the same direction to do what is good for the people of Rockland County.

Chairwoman Cornell

I agree with that sentiment. I did receive letters from two senior citizen groups who also supported this trigger lock effort except were concerned that the County might be paying for it and thought that individuals should pay. I wrote them back and said that the Sheriff had obtained all of those cable locks through private donations and grants and felt that he could do the same if they ran out of the 1600. As we have heard tonight there are a lot of other possibilities. I did say in my letter to these folks who wrote that the purpose of giving them away free of charge is as an incentive to have people use them and to actually safeguard their guns. I think that Legislator Hood's story goes right to the heart of it. Thank you.

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Introduced by:

Referral No. 9481

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

**RESOLUTION NO 34 OF 2013  
APPROVING EXECUTION OF 2013 CONTRACTS WHICH ARE IN EXCESS  
OF \$100,000 TO CONTRACT AGENCIES BOTH WITHIN COUNTY  
DEPARTMENTS AND OUTSIDE**

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

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 Legislature has appropriated funds in the 2013 Budget for these programs; and

WHEREAS, agreements have been prepared for these programs; and

WHEREAS, these agreements provide for payment by the County to the providers based upon a specific fee for services; and

WHEREAS, these agreements may exceed the sum of \$100,000; and

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

RESOLVED, that the Legislature of Rockland County approves the execution of all 2013 agreements listed on the Schedule "A" attached.

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Schedule A  
 2013 Budget Contract Agency Contracts in Excess of \$100,000

<u>Community Enrichment Programs</u>	
Association for Visually Impaired	\$ 162,165
Big Brothers Big Sisters	\$ 100,745
Catholic Community Svc of RC	\$ 171,000
Child Care Resources of Rockland	\$ 127,040
Community Improvement Council	\$ 171,000
Cornell Coop Extention of Rockland	\$ 274,231
Headstart of Rockland	\$ 100,675
EXE- Rockland Economic Develop	\$ 332,500
Rockland Schools 21st Century	\$ 210,045
Vounteer Counseling Service	\$ 171,000
<u>Mental Health Contract Agencies</u>	
DMH- Dept of Mental Health	\$ 610,000
DMH - Jawonio	\$ 998,870
DMH- AHRC	\$ 555,260
DMH - Camp Venture	\$ 366,980
DMH- Mental Health Association	\$ 2,331,675
DMH - Rockland Council on Alcoholism	\$ 385,290
DMH- Mid Hudson Society Epilepsy	\$ 154,540
DMH - Open Arms	\$ 482,695
DMH - Loeb House	\$ 683,090
DMH - St. Dominic's Home	\$ 636,355
DMH - Rockland Hospital Guild	\$ 702,090
DMH- West Chester Employment	\$ 117,870
DMH - Lexington Center for Recover	\$ 1,349,490
DMH - Narcotics Addiction Control -	
Town of Clarkstown	\$ 100,000
CANDLE	\$ 228,182
Village of Haverstraw	\$ 212,151
<u>Contracts with Social Services</u>	
DSS - RCDC Humans Services	\$ 103,455
DSS- Share	\$ 171,000
<u>Contracts with Office for the Aging</u>	
Sophie's Health Care	\$ 120,000
A&T Health Care	\$ 120,000
Home Aides of Rockland	\$ 220,338
Northern Metropolitan	\$ 120,000
OFA-Meals on Wheels	\$ 1,800,000

Introduced by:

Referral No. 6546

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

**RESOLUTION NO. 35 OF 2013  
 APPROVING PURCHASES IN EXCESS OF \$100,000  
 FROM CARDINAL HEALTH 200, INC.  
 OF HOSPITAL, LABORATORY AND MEDICAL SUPPLIES  
 AND DISTRIBUTION SERVICES FOR THE DEPARTMENT OF HOSPITALS  
 AND THE DEPARTMENT OF HEALTH IN AN AMOUNT NOT TO EXCEED \$500,000  
 FOR THE PERIOD JANUARY 1, 2013 THROUGH DECEMBER 31, 2013  
 UNDER AMERINET DISTRIBUTION CONTRACT #DH10400  
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER  
 [DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]  
 (\$500,000)**

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

WHEREAS, The County is a member of Amerinet, Inc., a national group purchasing organization, which entitles the Department of Hospitals and Department of Health to utilize national contracts negotiated by Amerinet, Inc.; and

WHEREAS, The Director of Purchasing requests that the County Executive and the Legislature of Rockland County approve the purchases in excess of \$100,000 from Cardinal Health 200, Inc., 100 Raritan Center Parkway 120, Edison, New Jersey 08837-3615, for hospital, laboratory and medical supplies and distribution services for the Department of Hospitals and the Department of Health in an amount not to exceed \$500,000 for the period from January 1, 2013 through December 31, 2013 in accordance with the terms and conditions specified in Amerinet Distribution Contract #DH10400; and

WHEREAS, All purchases will be made by formal purchase order under a price agreement encumbering the funds in advance; and

WHEREAS, Sufficient funding for these purchases is provided for in the 2013 Budgets of the Department of Hospitals and Department of Health subject to available intra-departmental transfers; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the purchases in excess of \$100,000 from Cardinal Health 200, Inc., 100 Raritan Center Parkway 120, Edison, New Jersey 08837-3615, for hospital, laboratory and medical supplies and distribution services for the Department of Hospitals and the Department of Health in an amount not to exceed \$500,000 for the period from January 1, 2013 through December 31, 2013 in accordance with the terms and conditions specified in Amerinet Distribution Contract #DH10400; and be it further

RESOLVED, That sufficient funding for these purchases is provided for in the 2013 Budgets of the Department of Hospitals and Department of Health subject to available intra-departmental transfers.



Statement by Legislator Michael M. Grant

Chairwoman Cornell, I never so much appreciated Legislator Schoenberger's stewardship of the Budget and Finance Committee until tonight.

Statement by Legislator Ilan S. Schoenberger

I never so much appreciated your stewardship until tonight.

Statement by Chairwoman Cornell

Well, we all thank Legislator Schoenberger for his long service as Budget Chair. We thank Legislator Grant for his current service.

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Introduced by:

Referral No. 9019

Hon. Philip Soskin, Sponsor  
Hon. Jay Hood, Jr., Sponsor  
Hon. Toney L. Earl, Sponsor  
Hon. Douglas J. Jobson, Sponsor  
Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 36 OF 2013  
DECREASING THE MEMBERSHIP OF THE YOUTH BUREAU APPROVING  
AMENDMENTS TO THE YOUTH BUREAU BY-LAWS AND CONSTITUTION**

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

WHEREAS, Article I of Chapter 195 (Youth Agencies) of the Administrative Code establishes the Youth Bureau; and

WHEREAS, Section 195-3 of the Administrative Code codifies Resolution No. 746 of 1972 in which the Legislature of Rockland County ("Legislature") created the Youth Bureau consisting of twenty-four (24) members, consisting of twenty-one (21) persons, at least but not more than three (3) of whom shall be under the age of 21 years; and

WHEREAS, By Resolution No. 746 of 1972, directed the Youth Bureau to establish guidelines and by-laws; and

WHEREAS, In light of the increasing public interest and the increased work load the Legislature by Resolution No. 99 of 1982 enlarged membership of the Youth Bureau from twenty-three (23) to twenty-four (24) members; and

WHEREAS, In light of the inability to attract and retain qualified members who are willing and able to actively serve the Executive Director of the Youth Bureau Board of Directors requests that the membership of the Youth Bureau be decreased from twenty four (24) to eighteen (18) members; and

WHEREAS, The membership of the Youth Bureau shall consist of fifteen (15) members with two (2) additional members but no more than three (3) of whom shall be under the age of 21 years; and

WHEREAS, On July 19, 2011, at a duly convened meeting the Youth Bureau and approved certain amendments to the Youth Bureau by-laws and constitution; and

WHEREAS, A copy of the amended Youth Bureau by-laws and constitution are attached to this resolution; and

WHEREAS, Section 195-3 of the Administrative Code requires the Legislature to approve the Youth Bureau by-laws; and

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

RESOLVED, That the membership of the Youth Bureau is hereby decreased from twenty-four (24) to eighteen (18) members (fifteen (15) members with two (2) additional members but no more than three (3) of whom shall be under the age of 21 years), who shall serve at the pleasure of the County Executive without compensation; and

RESOLVED, That the Legislature of Rockland County hereby approves the certain amendments to the Youth Bureau by-laws and constitution which were approved by the Youth Bureau at their July 19, 2011 meeting; and be it further

RESOLVED, The codified Section 195-3 of the Administrative Code setting sets forth the members of the Youth Bureau shall be appropriately amended to conform to this resolution.

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AMENDED  
Referral No. 7424

Introduced by:

Hon. Frank P. Sparaco, Sponsor  
Hon. Ilan S. Schoenberger, Sponsor  
Hon. Aron Wieder, Sponsor  
Hon. Christopher Carey, Sponsor  
Hon. Toney Earl, Sponsor  
Hon. Jay Hood, Jr., Sponsor  
Hon. Harriet D. Cornell, Co-Sponsor  
Hon. Alden H. Wolfe, Co-Sponsor  
Hon. Edwin J. Day, Co-Sponsor  
Hon. Douglas J. Jobson, Co-Sponsor  
Hon. Philip Soskin, Co-Sponsor

**RESOLUTION NO. 37 OF 2013  
URGING THE NEW YORK STATE LEGISLATURE TO INTRODUCE AND  
PASS BILLS AMENDING PENAL LAW SECTION 400 IN RELATION  
TO THE CONFIDENTIALITY OF INFORMATION CONTAINED IN AN  
APPLICATION FOR A PISTOL LICENSE**

Mr. Hood, Jr. offered the following amended resolution, which was seconded by Mr. Carey, Mr. Day, Mr. Earl, Mr. Jobson and Mr. Schoenberger and adopted:

WHEREAS, New York State Penal Law § 400 contains all the provisions relating to licenses to carry, possess, repair and dispose of firearms; and

WHEREAS, in 1994 the New York State Legislature amended Penal Code § 400(5), *Filing of approved applications*, to include the sentence "the name and address of any person to whom any application for any license has been granted shall be a public record; and

WHEREAS, that amendment made it possible for individuals to make a Freedom Of Information Law (FOIL) request through the New York State Police for the entire data base of pistol or revolver permit holders in the state; and

WHEREAS, a new abuse of the public access to the pistol or revolver permit registry now exists due to the creation of web sites on the Internet that contain the names and addresses of every person in the state of New York who hold a permit for a pistol or revolver; and

WHEREAS, having this information available online and readily accessible to anyone creates serious safety issues not only for the permit holders and their family members but also for individuals who do not have guns in their homes; and

WHEREAS, criminals now have or can access a literal road map of the homes that have guns and those that do not. This can be easily utilized to target homes to steal the weapon from the person's address that is listed on the permit. Not only does this possibly put guns in the hands of dangerous individuals, but it also creates the chance of the permit holder or a family member being harmed during an attempted robbery; and

WHEREAS, having this list also tells criminals which homes are not protected by individuals possessing a legal gun permit. Once again, this is a road map for individuals who want to break into a home to commit a burglary, robbery, assault, rape or other heinous crime without having to worry that their intended victim has a gun to thwart the attack; and

WHEREAS, this information in the wrong hands creates a risk to not only the permit holders and their families but also to their neighbors and the rest of society. The threat of guns being stolen or individuals being harmed due to public access to this list is too menacing to allow this to continue; and

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

RESOLVED, that the Rockland County Legislature hereby strongly urges the New York State Legislature to amend Senate bill to amend Penal Law § 400 to protect to the confidentiality of information contained in an application for a pistol license, urges the Assembly to introduce and pass similar legislation, and urges the governor to sign such legislation; and

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

The vote resulted as follows:

Ayes:	11	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Jobson, Schoenberger, Soskin, Wieder, Wolfe, Cornell)
Nays:	02	(Legislator Low-Hogan, Meyers)
Absent:	04	(Legislators Moroney, Murphy, Paul, Sparaco)

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**Debate:**

Mr. Hood, Jr.

I was happy to co-sponsor this. I believe New York State has already passed laws so I think this might be a little bit late now. I believe they have protected that information to a degree where you can opt out of being listed, and other exemptions have been passed. I think it is important, at least for me, to show that we did want them to take action and they did very quickly, which is great. I am in favor of this tonight. Thank you.

Mr. Jobson

I want to echo what Legislator Hood said. I agree completely.

Mr. Day

Let us set aside the second amendment issue for a moment; and I will comment as a law enforcement professional that has seen more gun violence up front and personal than I care to recount here this evening. This is a matter of both public safety and the rights of law-abiding citizens to some semblance of privacy.

Here are some practical reasons why the specifics of a permit holder should not be exposed to public. There are active law enforcement personnel who have opted to secure permits and now they and their families are exposed for criminal retaliation. Our own County sheriff recounted inmates telling our correction officers that they know where they live. This action also exposes retired law enforcement officers and their families creating similar risks. I had hundreds of arrests in my career and supervised thousands of criminal investigations; I can guarantee you I left some very bad guys quite unhappy with me over that time. A citizen outside of law enforcement who is employed in New York City and secured a carry permit here cannot carry that weapon and must leave it home. That valuable street item waits within a home, and all that is needed is an assurance that the home is empty. And even with unattended guns being locked away, as in the norm for responsible gun owners, those locks typically will not prevent a thief from removing the locked firearm and later disengaging it for his own purpose.

What of the victim of domestic violence who the courts seal the records of as they deem her to be in danger and appropriately establish confidentiality, only to have her tracked down by using a "public record"? What of the elderly ladies who live near me, 77 and 83 years of age respectively, where the records indicate have a gun in their home?

On the flip side, a criminal also knows that being armed is a necessity just in case. It not only puts permit holders at risk, but also their unarmed neighbors. As a security professional, and an ex-cop with common sense, I can state with certainty that a potential burglar will go the target less hardened.

When balanced against a backdrop that these permit holders are law abiding, have no criminal record, withstood an investigation, and had a judge authorize their authority to possess a handgun, it is clear that no legitimate purpose exists to have this information available to the general public or the media, another issue we will hear of later.

With this confidentiality, the law enforcement mission will not be compromised if there is a criminal investigation as a subpoena can be issued for the records. A neighbor with a genuine concern, such as if the children were playing together in a home where there is a firearm, there should be a direct conversation that recognizes that the host homeowner also has his or her own children there, and most certainly engages in safe practices there. That is a conversation that I as police officer and parent had in the past, and one that I welcomed because it also confirmed to me that parent would exercise great care when my child was at their home. Of course, that conversation should extend to ensuring there is no transporting children to a play date while driving while intoxicated; cabinets with caustic chemicals or liquor being secured; drawers with knives or sharp implements not being accessible by the kids; and so on. In short, the greater good of ensuring we do not place law abiding citizens at unnecessary risk or inadvertently contribute to having more illegal guns on the street should not be compromised by a genuine concern that can be satisfied in a simple, straightforward manner.

On balance, the greater good is clearly served by ensuring that these records are confidential, and I will support that effort here this evening.

Mr. Wolfe

The New York State Legislature did not act this proposal on yet. There is a Senate bill that was introduced that is in the Codes Committee. So it is timely and I think it is an important thing to do.

Mrs. Low-Hogan

I don't agree with this resolution. I have a lot of questions about it. I was listening carefully to some of what was said and I am still not convinced really that knowing pistols are in a house would encourage a criminal to go to that house. That does not make sense to me. Also, I don't agree with the fact, as it says in the resolution, that producing this kind of information is in fact a road map when we know it really isn't a road map, because there are other kinds of guns that are not public information. So it really isn't a road map. What I do agree with, and I believe this is what the Governor has in his law, is if the health and safety of a person is at stake that might be an exception so maybe that has to do with victims of domestic violence. I think that is something I would agree with. I would want to know if my neighbor has a gun.

If it is public information – it is public information, as far as I am concerned. I don't think it is a normal part of a conversation I would have with a parent in everyday talk, "oh, by the way, do you have a gun?" No, I don't think that would be a typical thing I would ask another parent, frankly, although I think some people might do that, but I wouldn't do it. I would find it helpful to know that the person a few doors down has a gun if my little children were visiting that particular house on a frequent basis.

I don't agree with this proposed Greg Ball Legislation. I do support what the Governor did. I do support the actions of the Lower Hudson Valley School Superintendents. I don't support this.

Mr. Schoenberger

I want to thank Legislator Low-Hogan for expressing her concerns particularly about if a child may visit someone else's home, and there might be a gun there. I try to address that issue with trigger locks, but I appreciate her concern. Unfortunately Legislator Low-Hogan was not here when we held the press conference. Sheriff Falco stated at the press conference that his Correction Officers are being approached by inmates at our jail telling them they know where those Correction Officers live. How they get it is, they give the Correction Officer's name to someone on the telephone outside and they go look it up in the Journal News and they tell them where they live. Now they can go up to the Correction Officer and say, "I know where you live." It is meant to harass and intimidate.

There has to be some balance. We can't allow the people who are out on the frontline for us, whether it is Police Officers, Correction Officers, Emergency Services, Fire, to face the prospect that someone will know if they have a gun or will use that public information to ascertain where they live for their own purposes. So while I appreciate what you said, Legislator Low-Hogan, I think that concern raised by Sheriff Falco to me trumps a great deal of other concerns.

There are bad people out there and when they are really bad the wind up in our jail. Those really bad people are using this public information to threaten and harass Correction Officers to try to get a more favorable treatment in our prison by letting them know that they can get them later or they can have someone get them, because they know where they are. That just has to be dealt with. That is just terribly wrong. It is not just the Correction Officer; it is to protect their family as well. Their jobs and dedication to our community should not put them in that kind of jeopardy in their private lives.

Mr. Grant

I think a compelling argument can be made on both sides of this issue. Certainly the items that Legislator Low-Hogan mentioned are compelling issues. I think, like her, I was a little bit confused by all the references to Greg Ball. I found that during this discussion that he has been more than a little bit reckless in how he has addressed this issue and I am disappointed that he has been included in our resolution here.

I think a strong argument can be made for some limitations on the kinds of information that is available, including pistol and carry permit applications. Our County Clerk, Paul Piperato, did his constitutional required duty to disclose the information on the pistol and gun applications, but he cautioned the Journal News when he did it that the information was not what they hoped it would be and could be confusing and misleading. It included applications that were still sitting on judge's desks where guns may not even have been issued or bought or stored at the locations. And that the information was dated, people could have moved or not have the gun or sold the gun. So the information provided that the Journal News chose to use just wasn't good information.

We have HIPPA and other kinds of limitations on all kinds of information that is available to the public. I think any limitation that is on this information should also include the requirement that government file statistical reports that the number of permits and the kinds of information that people might want to know, but not need to know the specifics of. Legislator Schoenberger's example of Correction Officers, Police Officers and Probation Officers being identified on these lists clearly puts them at risk. I don't believe it necessarily creates a road map for people to commit crimes and burglary.

I am going to support the notion of limiting some of this information. I am not comfortable with the complete text of this.

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Mr. Grant moved to amend to remove:

"WHEREAS, then-Assemblyman Greg Ball introduced legislation in 2009, with companion legislation in the Senate, to prohibit the public disclosure of information in an application for a pistol license with exceptions for prosecutors and police conducting an active investigation, but the bills failed to go anywhere; and

WHEREAS, now-Senator Greg Ball intends to immediately introduce the same legislation in the New York State Senate which will protect lawful gun owners from being targeted by thieves for firearm burglaries."

Remove from first RESOLVED, "to pass Senator Ball's".

It shall read:

RESOLVED, that the Rockland County Legislature hereby strongly urges the New York State Legislature to amend Senate bill to amend Penal Law § 400 to protect to the confidentiality of information contained in an application for a pistol license, urges the Assembly to introduce and pass similar legislation, and urges the governor to sign such legislation

Mr. Hood, Jr. accepted the amendments.

Mr. Hood, Jr.

I am pretty sure when they were drafting this I actually asked that this was taken out, and I thought it was. This might not be the final document we have here. I don't know if anybody remembers that or has a copy of the one we did in Public Safety. I would agree that it should be taken out and that was my intention when I helped draft it.

Chairwoman Cornell

This is on page 2, the third and fourth Whereas would come out.

Mr. Hood, Jr.

Yes, that is correct.

Mr. Meyers

If you amend the Penal Law you have to get a little bit more specific as to what the Legislation would say, because that is your main Resolved clause. You would have to say, "To amend Penal Law Section 400 to make the holders of permits be confidential..." Say a few more words, because that is your main Resolved.

Mr. Hood, Jr.

I understand, but I don't think we have to be that specific. It is being taken care of in Albany. It suits its purpose for what we want changed. Changed means that it is different than what it is now.

Mr. Meyers

Maybe you want to say, "To amend Penal Law Section 400 to protect the confidentiality."

Mr. Hood, Jr.

I understand what you are saying. You can use the word "protect". I have no problem with that.

---

Mr. Meyers moved to amend the first Resolved clause in the resolution to add "to protect" and it shall read:

RESOLVED, that the Rockland County Legislature hereby strongly urges the New York State Legislature to amend Senate bill to amend Penal Law § 400 "to protect" to the confidentiality of information contained in an application for a pistol license, urges the Assembly to introduce and pass similar legislation, and urges the governor to sign such legislation

Mr. Hood, Jr. accepted the amendment.

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Mr. Meyers

I think that Legislator Low-Hogan's comments were very well taken. I really think, in terms of law enforcement and the like, there could be exceptions in the laws to protect their confidentiality. I also believe that what I find, as somebody who is involved in politics, is that people don't even realize that you could get information about them from the voter rolls. People are very protective, and that is the American way, of information about them. I was away when this whole thing broke, but I was not surprised that anyone who had a gun permit would be flabbergasted that their name would be in the newspaper and that anybody would be able to find them, because people are that way even if you find out that they are registered to vote. You can get all sorts of information from the voter rolls. It is funny that the U.S. public is fine with that until they actually realize what kind of information you can get about them and then they are very upset by it. Someone might want to be able to access that information if someone threatens you that they are going to shoot you, law enforcement cannot help you with that, but you can look up the information to find out if that person actually has a gun permit.

Whenever the government issues permits of any kind it is public information. This would be an unusual exception to the rule. I think that somewhat people are being super sensitive about it, because I really don't believe criminals are targeting people based on whether people have or do not have a gun. I also don't believe that people are going through public records to find out whether little Johnny is playing at the house of somebody who has a gun.

Protecting the confidentiality, I don't love it, because the more transparent a society we are the more we are living up to the ideals on which our country was founded. I don't like reacting too precipitously to something like this, because people just woke up and realized that some information was public. It never bothered them before, but now it does, because the Journal News finally found a story that people were actually interested in.

I actually don't know how I will vote. I do want to protect the confidentiality of law enforcement, but I think that could be built into a law without making all of the records necessarily confidential.

Mr. Carey

This is a public safety issue. I think the issues raised by Sheriff Falco trump a lot of the other discussions. If there was a carve-out in the language that would make sure law enforcement were not going to be targeted or other situations like battered wives I think that is fine. I do think the public safety issue trumps everything here.

If people are relying on this database will see how wrong the database is. Anybody making any decisions based on that is really not working with good information at all. A neighbor that moved away twenty years ago is still on it. A law enforcement person who died five years ago or living at a different address for ten years are still there. So that is just a quick sampling in my neighborhood. I don't think it helps if the information is not accurate.

For those two reasons I am going to support this tonight.

Mr. Schoenberger

I am a little uneasy with the attempt to sanitize the resolution by eliminating Senator Ball entirely. I don't know Senator Ball and I don't think I would recognize him if he were sitting here tonight. If he introduced a bill in 2009 and the bill has merit; I am not an advocate, I am not anti him and I don't know him, but if he introduced a bill and put his name on it and we feel the bill today has merit and the State Senate and Assembly pass bills, which is similar to what he introduced then why are we sanitizing it by taking out his name. At least give him credit for coming forward with a bill when he did. I am not doing that in a partisan way, because I think he is a Republican, but I am not sure. He did introduce a bill and the bill was against the public disclosure information with an application for a pistol license. The State Senate and Assembly, and I am told the Governor, has signed a bill, which now says that you can opt out so why take his name out. I, as a pistol license holder, can now file something with the County Clerk that says that I want to opt out of public disclosure. That is what I understood that they passed. If the guy put in a bill, it may not be 100% of what we wanted, but at least he made an effort so why not acknowledge him. Why are we sanitizing his name out entirely? I don't understand that.

Chairwoman Cornell

We don't usually give credit that way to Assemblywoman Jaffee or Assemblyman Zebrowski. It usually has a bill number. The sponsor has accepted the change. If you want to move something different then move something different.

Mr. Schoenberger

No, I would hope that we would say, "To pass Senator Ball's Senate bill" and then put a number on just like we have done for Assemblywoman Jaffee, Assemblyman Zebrowski, Senator Carlucci or the late Senator Morahan.

Mr. Hood, Jr.

I am sorry, but I don't feel the need to acknowledge him.

Mr. Schoenberger

Okay, I won't call for a vote then I will just express my opinion.

Mr. Jobson

We are not going to agree on that 100%. You want to take the poor Republicans name out go ahead it is okay with me. I am still going to support this. The fine-tuning is still going to be done in Albany anyway not here, but it is for the greater good of everyone so I am in favor.

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Introduced by:

Referral No. 7424

Hon. Frank P. Sparaco, Sponsor  
Hon. Ilan S. Schoenberger, Sponsor  
Hon. Jay Hood, Jr., Sponsor  
Hon. Aron Wieder, Sponsor  
Hon. Toney Earl, Sponsor  
Hon. Christopher Carey, Sponsor  
Hon. Edwin J. Day, Co-Sponsor  
Hon. Alden H. Wolfe, Co-Sponsor  
Hon. Douglas J. Jobson, Co-Sponsor  
Hon. Philip Soskin, Co-Sponsor

**RESOLUTION NO. 38 OF 2013  
CONDEMNING THE JOURNAL NEWS FOR EXERCISING POOR  
JUDGMENT IN ITS DECISION TO CREATE AN INTERACTIVE WEBSITE MAKING  
THE NAMES AND ADDRESSES OF ALL LAWFUL PISTOL PERMIT HOLDERS IN  
ROCKLAND AND WESTCHESTER COUNTIES READILY AVAILABLE TO MEMBERS  
OF THE PUBLIC AND DEMANDING THE REMOVAL OF THE WEBSITE**

Mr. Hood, Jr. offered the following resolution, which was seconded by Mr. Carey, Mr. Day, Mr. Earl, Mr. Jobson, Mr. Schoenberger, Mr. Soskin, Mr. Wieder and Mr. Wolfe and adopted:

WHEREAS, The Journal News obtained through FOIL requests the names and addresses of all legal holders of pistol permits in Rockland and Westchester Counties. They then created and posted an interactive map on their website where anyone can simply roll their cursor over a dot on the map to discover the name and address of a lawful permit holder. This demonstrated poor judgment on the part of the paper's decision-makers and potentially put the citizens of Rockland and Westchester Counties at increased risk of physical harm; and

WHEREAS, having this information available online and readily accessible to anyone creates serious safety issues not only for the permit holders and their family members but also for individuals who do not have guns in their homes; and

WHEREAS, criminals now have or can access a literal road map of the homes that have guns and those that do not. This can be easily utilized to target homes to steal the weapon from the person's address that is listed on the permit. Not only does this possibly put guns in the hands of dangerous individuals, but it also creates the chance of the permit holder or a family member being harmed during an attempted robbery; and

WHEREAS, having this list also tells criminals which homes are not protected by individuals possessing a legal gun permit. Once again, this is a road map for individuals who want to break into a home to commit a burglary, robbery, assault, rape or other heinous crime without having to worry that their intended victim has a handgun to thwart the attack; and

WHEREAS, this information in the wrong hands creates a risk to not only the permit holders and their families but also to their neighbors and the rest of society. The threat of guns being stolen or individuals being harmed due to public access to this list is too menacing to allow this to continue; and

WHEREAS, the Public Safety Committee has met, considered and by a vote of 5 ayes, 1 nay and one absent, approved this resolution; now therefore be it

RESOLVED, that the Rockland County Legislature hereby condemns the Journal News for exercising poor judgment in its decision to create an interactive website making the names and addresses of all lawful pistol permit holders in Rockland and Westchester counties readily available to members of the public and demands the removal of the website; and

RESOLVED, that the Clerk to the Legislature be and he is hereby authorized and directed to send a copy of this resolution to following personnel from the Journal News: Janet Hasson, President/Publisher; CynDee Royle, Editor and Vice President, News; George Troyano, Vice President, Sales; Michelle Zern, Vice President, Marketing; Elaine Kirsch, Circulation Operations Director; and to such other persons as the Clerk, in his discretion, may deem proper in order to effectuate the purpose of this resolution.

The vote resulted as follows:

Ayes:	09	(Legislators Carey, Day, Earl, Hood, Jr., Jobson, Schoenberger, Soskin, Wieder, Wolfe)
Nays:	04	(Legislators Cornell, Grant, Low-Hogan, Meyers)
Absent:	04	(Legislators Moroney, Murphy, Paul Sparaco)

### Debate:

#### Mr. Hood, Jr.

I have to start with an admission; I have actually never held a gun, I know nothing about guns, I am not interested in guns and I am not anti or pro. I know there is a second amendment that gives you the right to have guns. There has been a lot of fervor over this map and the information. You see a lot of comments about taking rights away. I don't see it that way. When I saw this, of course I was interested so I clicked on my neighborhood and thought it was no big deal, but then I realized this is a pretty big deal that went national and international news. I didn't make any snap decisions. I wanted to hear from law enforcement, Sheriff Falco, the Chiefs Association and others. I wanted to hear from the people that deal with guns and criminals and what might happen, because this is out there. So that is really whom I listened to, because I don't know this subject that well. I have learned a lot over the last few weeks. I think I came to the decision to help draft this, because of what law enforcement said.

There is no good purpose for this map being on the website. The one thing that we heard is you know if your kids are going to a house with guns. I don't see that as a particularly strong argument. It is an argument, but not as strong as the other ones.

I know there are people against the word "condemning," because they feel it is too strong of a word. Maybe it could have been drafted differently, but that is the word that was chosen. I don't think that is a reason for me to vote against it or change it at this point, because they did show poor judgment. I doubt that they talked to law enforcement before they published this. I doubt that they researched what could happen if they put this out there. I personally think that they saw something that could be relatively juicy to the public and got national attention for it so they kind of got what they wanted out of it. So there was a reward for publishing this. They haven't taken it down even though they have heard all of the arguments against it, even though they know 25% of the information is incorrect and they haven't taken any action to correct what I think was a wrong move.

I am wholeheartedly supporting this tonight. I think the wording is strong and it should be.

#### Mr. Wieder

Thank you. Ladies and gentleman, the various resolutions set forth tonight of which I am a sponsor needs no further clarifications. They all speak for themselves rather loud and clear.

What happened at Sandy Hook Elementary School in Newtown, Connecticut was and still is a very tragic horrific event. December 14, 2012 should not be just another major event edged into our nations calendar, no. This event is to be the beginning of some serious discussions, introspection and self-examination. When innocent babies, little babies, are no longer safe in the bosom of their comfortable classroom the nation ought to come to a grinding halt.

I have no doubt that the Journal News, and its staff, genuinely wanted to contribute positively to the national conversation that ensued after this horrific tragedy however they failed miserably. A comprehensive sophisticated map only exposed those who don't own guns and put their lives at risk.

I never owned a gun in my life. As my colleague Legislator Hood, I never even held a gun in my life other than as a little child I held a water gun. But now I have no choice, I have been exposed as someone that has no gun and I will do anything-anything to protect my family. This is my pistol permit application. It has my picture, it has the fingerprints of each and every finger of mine, it has the signature of four character witnesses to attest on my behalf and my spouse has written a consent letter. The process is arduous and extensive and publishing gun owner's names will not make little children any safer.

Make no mistake; this is not a debate between the first amendment and the second amendment. This is a debate about the commonsense amendment. In addition of putting the public at risk the Journal News has hampered a much-needed healthy discussion that this country so desperately needs, an honest and frank discussion about semi-automatic guns, high-capacity magazines, vigorous background checks, violent video games and mental health. Sadly now we simply debate the concept of publishing names of legal gun owners.

I urge the Journal News to reconsider. Please remove that map and let the discussion of mental health, guns and violent video games begin. Thank you Madam Chair.

Mr. Meyers

I think a very healthy press is very important for our national dialog. I personally don't think that the Legislature should be in the business of condemning any aspect of the press for what they do or don't do. It is true that I don't like the word "condemn," because we have used over the five years that I have been in the Legislature the word "condemn" when we were condemning acts of racism, paintings of swastika stickers and things of that nature. So I think the word "condemn" is very strong, but I doubt that I would support even a resolution expressing displeasure, because I really think that is not what we here ought to be doing. What we should be doing is coming up with things that we can support that might actually contribute to fewer deaths at the hands of assault weapons and these sort of things.

I think what the Vice President is doing is very important. I think the dialog that is taking place in some of the Legislatures around the country is very important. This to me is not that important. If they didn't publish this the public would not have known how much the public safety was in jeopardy. Now that we know that we should be thanking the Journal News, because anyone could be going to the Clerk's office to find out which houses don't have guns and robbing those houses. Most criminals aren't very smart if they are in that line of work and they just case a joint and go in when people are not home.

I don't feel the need to condemn the press for publishing public information. Thank you.

Mr. Day

I try to give everyone the benefit of the doubt and presume that their actions come with good intentions. It was my hope that after those at the Journal News who were responsible for this article exposing the names, addresses, and accompanying map took in the true impact as detailed earlier in mine and other comments earlier, they would simply recognize it was clearly not a good idea, say so, and take the map down. Instead, and by every indication I can see, they doubled down on a bad idea. That to me is a reckless act, and well deserving of the strong language in this resolution.

The Journal News management made their statement - irresponsible journalism that in my view is so focused on a particular agenda that their common sense is clouded. Instead of simply offering a specific overview of weapons, handguns and otherwise, that may be in the hands of law abiding citizens, the Journal News instead opted to put all Rockland families at risk. Add to that the fact that in 25 years of law enforcement experience, having been personally involved in hundreds of gun related arrests and overseeing thousands of guns and shooting crimes, each and every incident was perpetrated by a person who had a gun that was not registered to them.

I hear much of the rights we have under the constitution of the Journal News under the first amendment to be clear. I fully respect those rights, had to enforce it as a police officer, and watched my oldest son fight a war to preserve them. But the first amendment does not allow one to be reckless; to put others in harms way; to endanger a community. Your right to yell "fire" in a movie house is not protected speech; it is a reckless action. While these two actions are not specifically aligned, they bear a resemblance that should be considered.

With rights comes a responsibility and just because someone has a right to do something, it does not mean it is the right thing to do. This is a clear notion that the editors of the Journal News are blinded to this observation either through dogma, an agenda; stubbornness; or a desire to increase circulation. All these motivations would make John Peter Zenger, whose trial set the stage for the first amendment and the very notion of freedom of the press, and the lawyer who defended him, Alexander Hamilton, turn in their graves.

I will support this resolution, not as an attack on the first amendment rights of the Journal News, but rather as a reflection of the overwhelming sense of the community I represent, and also as a reminder to all of a time when great men spoke of a responsibility that was part of their fight for that freedom, one that was expected to be an integral part of the journalism so protected.

Mr. Schoenberger

When I was first approached about this resolution and the one we just passed and asked if I would be a sponsor and work on, I added the third resolution about the cable locks. I originally was not a sponsor on this resolution. I thought the Journal News used poor judgment in what they did. I was very disappointed that they dug in their heels instead of recognizing that perhaps it was poor judgment. I was not a sponsor on this resolution condemning them. I didn't know how productive a condemnation would be and was not necessarily happy with the strong language. But I stood here earlier listening at the press conference with Sheriff Falco regarding his Correction Officers, who are our employees out there doing their job and after that I decided that I was going to sponsor this as well and I did.

We live in a different age. Some years ago, I believe, the Journal News did publish a list of gun owners, but what we have today, which makes it different from years ago, is the interactive website. Just publishing people's names as to who owns a gun, pistol or handgun is one thing, but putting on an interactive website where you can click on and not only see the names, but where they live I think is poor judgment.

As a point of humor, at least to me, one of the unintended or unforeseen consequences of the press conference that we had is there was Sheriff Falco, me and Frank Sparaco on each side of him, I am sitting at home one night and I received at least six phone calls within ten minutes telling me that Sheriff Falco, Legislator Sparaco and I were on Bill O'Reilly. I turned it on and there was Sheriff Falco speaking with the two of us on each side. I guess I never expected to be on the Bill O'Reilly show in my life, but there I was.

I am going to support this resolution even though I have concerns about it. I think the Journal News used bad judgment. I am not 100% with the condemnation of them. I am further upset by their failure to recognize what they have done. When it came to a place like Putnam County who refused to turn over a list of names they are now going to sue them to get a list of names and that I find disturbing, I really do. I am going to support this resolution.

If you saw the Putnam County District Attorney on TV talking about this request by the Journal News and how they weren't going to comply, I believe that was Judge Judy's son. I found some humor in that as well.

Mr. Grant

The decision of the Journal News to publish the interactive map showing gun ownership was ill conceived and ill advised. It was more than poor judgment it was reckless and irresponsible journalism. I can't think of a newspaper or media outlet that has done such a bad job on such an important issue. I think it detracted tremendously from the ongoing discussion about the serious issues of gun control, gun safety and issues related to mental health and how they interplay with both of those.

I am not in a position to condemn this newspaper or any newspaper for their bad decision. I think it is a slippery slope. I think we would be here on a regular basis on a number of different media outlets and publications and I don't think that is what we should do. We are individuals, and because of the positions we hold, have an opportunity to be a very potent and public voice. I don't think that this Legislature is the place to condemn the press. I am going to be voting against this.

I would like to commend Legislator Wieder for his very clear illustration of the gun application permit. I think it would have been very important to the earlier conversation we had about amending access to those records. The records are really the problem here. The records are incomplete. They are not reliable. They are dated. They just don't reflect the information that people need. I think it is incumbent that government keep summary records and reports of the activity and perhaps location so people can monitor how the issue is developing. The Governor has right to provide information that they have under FOIL's, but it doesn't have a responsibility to create information. I think that is probably just as important to those other considerations we had for the access law issues.

I am going to vote against this. I probably feel less safe voting against this resolution than I do not being on that list of gun owners, but I am going to do it anyway.

Mr. Soskin

The newspaper, as most people have said used bad judgment. I think that the problem is greater than that. I think that the newspapers in general today are interested in circulation and they are not very accurate on what they are reporting. Just as they used inaccurate information here they are doing the same thing all over the country. Newspapers today are only interested in circulation. Circulation is money. Sales of guns are money. I think President Roosevelt once said, "the greatest fear is fear itself" and I think that the Journal News has instilled fear in many citizens. If it could happen to kindergarten children and other youngsters it can happen to anybody.

We have one group here in the United States who basically utilizes guns for hunting purposes. Out west it is a common thing, but in suburbia and in the city it is not that common, but somehow we have more unlicensed weapons around today. The criminal knows how to get them. The person who is being controlled is the honest citizen who has done things the right way, like Legislator Wieder. Yet, the innocent people are suffering from the acts of the criminals. Gun control is brought about not by honest citizens, but by criminals or people who are mentally inept or go off their rockers for a little while. Most citizens have not handled a weapon.

I turn the clock back to the time that I was in the military. I had basic training with all sorts of weapons. When I was stationed in France and our base was under attack by the Algerians years ago every one of us was on active duty and on alert and we were handed rifles with live ammunition and instructed that if you were going to fire at anything be sure to kill it. Everyone in my outfit was very frightened and we had training. It takes an instinct to be a killer.

So I think that the bad judgment of this newspaper and many newspapers today are just out of hand. We need honest reporting by our newspapers today. I listen to WRRCR in the morning and many of the citizens who quote things are totally not knowledgeable of what they are quoting about things that take place here in Rockland County and they use their bible as the Journal News – bad information. I am going to support this from the viewpoint that newspapers should learn to be a little bit more responsible and do more research. One of the newspapers I must compliment in this County is the County Times, because I think they are one of the getter papers in the County. Thank you.

Mr. Earl

I would like to commend Legislators Day, Soskin, Wieder and Schoenberger – those are points well taken. I remember being at the press conference that we had here and what really struck me and stayed with me was what the Sheriff said about how inmates were coming to the Correction Officers and threatening them. I said, "wow." I have a couple of very dear close friends that are retired New York City Detectives and I knew the kind of work that they were doing and I just thought right then and there that the newspaper exposed them and made it real easy for anyone to find out where they are living. That really bothered me.

Also, I have a gun permit. I remember the class I took and that there were a lot of woman in there. I knew that they were in there probably to protect themselves. It is very disheartening and tragic what happened up in Newtown. I would really feel okay if my daughter or wife wanted to get a pistol permit for protection. If they felt threatened I would not mind if they got a pistol permit to protect themselves. Some of those women that were in that class were maybe getting a gun to protect themselves. The newspaper exposed them too. The newspaper didn't take our considerations and they should be punished for that.

Mr. Carey

Individuals and corporations make mistakes. You show your true character when you admit when you are wrong and you make changes. As my peers up here have stated numerously, I am really upset with the Journal News in that seeing the public safety issue brought right to them they didn't do anything about it. So I am very disappointed with them. I will support this tonight.

Chairwoman Cornell

I was actually the only person at the Public Safety Committee meeting to vote against this resolution last week and I said that while I agreed with many of the sentiments expressed I didn't like the wording and I prepared my own letter to the Journal News, which I sent a couple of days later. In the letter I said, "The image of young children dying at the hands of a deranged gunman and of educators who gave their lives trying to protect these small children, and of the others who will forever live with the trauma of seeing what went on, compelled many of us to consider bold and immediate action to prevent this from ever happening again." I put that into the letter that I wrote to the Journal News and I said, "I didn't know what their intention had been in publishing the map. Whether it was to further some kind of a national dialog on gun violence, but whatever it was it was reckless and it resulted in a sense that those who legally own gun permits somehow pose a threat to their neighbors and their communities. And more than that it actually put individuals and families, particularly former and current police officers, as well as victims of domestic violence in a situation of risk where they were endangered." In the letter I sent to the Publisher, President and Editor, I offered them a significant way to address the terrible tragedy and to somehow honor the lives of those twenty babies and six brave educators who died. I recommended to the Journal News that they spearhead efforts to establish a capital campaign that could fund some of the proposals put forward by the Lower Hudson Council of School Superintendents.

I had mentioned the Council and their recommendations the night that I was sworn in as Legislative Chair on January 3<sup>rd</sup>, because the article appeared in the Journal News on January 1<sup>st</sup> or 2<sup>nd</sup>. The Lower Hudson Council of School Superintendents, of which there is seventy-eight, had come together with a call for action responding to the mass murder at Sandy Hook Elementary School. They have thoughtful and very pragmatic recommendations, which included recommendations for funding for necessary mental health, social services and for Resource Officers that could make our schools safer. Many of the schools have had School Resource Officers, but have not been able to continue them, because of fiscal constraints. In the letter that the Lower Hudson Council of School Superintendents sent out they indicate that a reasoned and rationale approach to gun control and increased access to mental health services for students and families are essential first steps. They pointed out that from 2009 to 2012 more than \$1.6 billion dollars was cut from State funds for mental health services and over the past two fiscal years New York State has cut \$96.2 million dollars. So they have a seven-point program and I have submitted this as a resolution for this Legislature to endorse the entire package and that will come up at the Public Safety Committee.

For me, the interactive map was put out there and probably still up, but the damage was done. I was saying to the Journal News, "Here is something positive you can do. You can reach out, you can establish a capital fund and we can do something that is very positive." I did receive an email message back from the Publisher saying that she found my suggestions and recommendations very worthwhile and they were going to pursue them. I don't know what is going to happen out of that.

I think from the standpoint of all of us who are so tragically affected by the tragedy that took place in that school in Connecticut that we really need to move forward and figure out ways in which we can be sure that we have relevant responses to all of these. The Town of Clarkstown Police are going to be doing daily visits to schools. Each officer has been advised that every single day they should take a random walk through the schools. I do have the listing of the schools that have school Resource Officers and some of the school districts do not have any at all, because of financial constraints. We have to be looking at ways in which we provide safety and the loss of the mental health services is so critical.

I just want to say that I believe it was a reckless act that was done by the Journal News and I have stated this. I think that we need to move forward. I am not going to vote for this resolution, because I didn't like the wording in the Public Safety Committee and I don't like it now. I do sympathize with the sentiments, because I think it was reckless. I think it has created fear. I think it has put people in harm's way. I think we need to move on and do the positive things that will safeguard our children, our schools, our families and our community. Thank you.

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**RESOLUTION NO. 39 OF 2013  
WAIVE THE RULES OF THE LEGISLATURE  
TO CONSIDER PROPOSED RESOLUTION  
UNDER NEW BUSINESS**

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

RESOLVED, that the Rules of the Legislature be waived to consider Item 12 A, Resolution No. 40 of 2013 under New Business.



Introduced by:  
Hon. Harriet D. Cornell, Sponsor

NEW BUSINESS  
Referral No. 5327

**RESOLUTION NO. 40 OF 2013  
AUTHORIZING THE EXECUTION OF AN INTERMUNICIPAL AGREEMENT  
BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF CLARKSTOWN  
BY THE COUNTY EXECUTIVE FOR REIMBURSEMENT FOR  
INSTRUCTOR OVERTIME DURING MACTAC TRAINING COURSES  
AT THE POLICE ACADEMY FOR THE PERIOD  
JANUARY 1, 2012 THROUGH DECEMBER 4, 2012 AT NO COST TO THE COUNTY  
[SHERIFF'S DEPARTMENT]  
(\$27,000)**

Chairwoman Cornell offered the following resolution, which was seconded by Mr. Carey, Mr. Day, Mr. Earl, Mr. Grant, Mr. Hood, Jr., Mr. Jobson, Mr. Meyers, Mr. Schoenberger, Mr. Soskin, Mr. Wieder and Mr. Wolfe and unanimously adopted:

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 County of Rockland through its Sheriff's Department and the Town of Clarkstown desire to enter into an intermunicipal agreement for reimbursement for instructor overtime during MACTAC training courses at the police academy for the period January 1, 2012 through December 4, 2012; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds; now, therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the execution by the County Executive of an intermunicipal agreement between the County of Rockland through its Sheriff's Department and the Town of Clarkstown for reimbursement for instructor overtime during MACTAC training courses at the police academy for the period January 1, 2012 through December 31, 2012, subject to the approval of the County Attorney.



**Debate:**

Chairwoman Cornell

The reason we are doing this under New Business is that somehow the request that had come from the Office of the Sheriff went to the County Executive's office then it went to the County Attorney's office and it never got to the Legislature. The Sheriff would lose a national grant if we don't pass this by the end of this month.



**Comments From Legislators:**

Legislator Joseph L. Meyers

I thank the Chair for sponsoring and calling for the two Committee of the Whole meetings the week after next. I think those are going to be important. A bunch of us attended a presentation at Summit Park Hospital and I personally had been somebody who was very much in favor of selling the hospital up until this point not just because I took the tour of the hospital and spoke to the people, but also because I have serious questions about whether the savings that we expect to have can be realized by selling the hospital. I am much more cautious about it than I was before. I just thought I should say that since I have been on the record taking a very different view.

Also, I am not in favor at this point in transferring Summit Park Hospital to an LDC. I think that it should stay under our purview in the meantime while we work through the various issues.

Thank you.

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**ADJOURNMENT IN MEMORY OF  
RONALD PAUL BECKERLE**

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 Ronald Paul Beckerle.

**ADJOURNMENT IN MEMORY OF  
MICHAEL GARVIN**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Michael Garvin.

**ADJOURNMENT IN MEMORY OF  
SARAH CAPUANO**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Sarah Capuano.

**ADJOURNMENT IN MEMORY OF  
ALICE L. MOORE**

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 L. Moore

**ADJOURNMENT IN MEMORY OF  
ROBERT MICHAEL BOYSA**

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 Robert Michael Boysa.

**ADJOURNMENT IN MEMORY OF  
BEVERLY LISKIN**

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 Beverly Liskin.

**ADJOURNMENT IN MEMORY OF  
ALAN BERG**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Alan Berg.

**ADJOURNMENT IN MEMORY OF  
JOHN C. WILLIAMS, SR.**

Mr. Schoenberger 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 John C. Williams, Sr..

**ADJOURNMENT IN MEMORY OF  
MAURICE O'CONNELL**

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 Maurice O'Connell.

**ADJOURNMENT IN MEMORY OF  
VINCENT COSTELLO**

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 Vincent Costello.

**ADJOURNMENT IN MEMORY OF  
ANTOINETTE LUCIANO**

Mr. Day 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 Antoinette Luciano.

**ADJOURNMENT IN MEMORY OF  
CELIE JULIEN**

Mr. Earl 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 Celie Julien.

**ADJOURNMENT IN MEMORY OF  
DONALD H. BOYCOTT**

Mr. Grant offered the following memorial, which was seconded by Mr. Hood, Jr. and unanimously approved:

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

**ADJOURNMENT IN MEMORY OF  
SLYVIA GLASSER**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Slyvia Glasser.

**ADJOURNMENT IN MEMORY OF  
JOSEPH SCARINGE**

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 Scaringe.

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**RESOLUTION NO. 41 OF 2013  
ADJOURNMENT**

Mr. Jobson offered the following resolution, which was seconded by Mr. Day and unanimously adopted (8:54 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Monday, January 28, 2013 at 7:00 p.m.

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Respectfully Submitted,

DARCY SHAPIN - GREENBERG  
Proceedings Clerk