

The Legislature of Rockland County



ILAN S SCHOENBERGER

Legislator – District 4

Chair, Planning & Public Works Committee

Budget & Finance Committee

**MINUTES
PLANNING & PUBLIC WORKS COMMITTEE
TUESDAY, MARCH 29, 2016
7:00 PM**

MEMBERS PRESENT

HON. I . SCHOENBERGER, CHAIR

HON. A. WOLFE, VC

HON. M. GRANT 2ND VC

HON. C. CAREY

HON. N. LOW-HOGAN

HON. P. MORONEY

HON. A. PAUL

MEMBERS ABSENT

OTHERS PRESENT

N. DOLINER

HON. J. HOOD JR.

HON. L. HOFSTEIN

HON. L. SANTULLI

J. CHEESMAN

T. HUMBACH, ESQ.

V. ALTIERI

I. YEGER, ESQ.

HON. P. SOSKIN

HON. H. CORNELL

S. POWERS

T. GROSSELFINGER

R. GRUFFI

Chair Schoenberger called the meeting to order at 7:30 p.m.

- 1. REFERRAL NO. 5906** AUTHORIZING THE COUNTY EXECUTIVE , THE CHAIR OF THE LEGISLATURE ON BEHALF OF THE LEGISLATURE , AND THE COUNTY ATTORNEY TO ENGAGE OUTSIDE LEGAL COUNSEL TO CONSULT ON , REPRESENT AND PROTECT THE COUNTY'S INTEREST WITH RESPECT TO THE LEGAL REPRESENTATION THAT NIXON PEABODY, LLP PROVIDED THE ROCKLAND COUNTY SEWER DISTRICT #1 CONNECTION WITH PROPERTY ACQUISITIONS/CONDEMNATIONS FOR THE WESTERN RAMAPO SEWER EXTENSION PROJECT (**HON. ALDEN H. WOLF, CHAIR , HON. ILAN S. SCHOENBERGER, LEGISLATURE**)

**MOTION TO APPROVE
WOLFE/GRANT**

**UNAN
TRANSFER TO B&F**

ADDED CO-SPONSORS GRANT, LOW-HOGAN, MORONEY, PAUL, JOBSON

2. REFERRAL NO. 1519 APPROVING AN AMENDMENT TO AN EXTENSION OF AN AGREEMENT IN EXCESS OF \$100,000 WITH HARRIS BEACH, PLLC FOR LEGAL SERVICES IN CONNECTION WITH THE MATTER OF WEST GATE LANDSCAPING, INC. V. COUNTY OF ROCKLAND IN THE ADDITIONAL AMOUNT OF \$80,000 FOR A TOTAL SUM NOT TO EXCEED \$239,000 AND EXTENDING THE PERIOD FROM JANUARY 1, 2016 DECEMBER 31, 2016 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE **[DEPARTMENT OF LAW] (\$239,000) (THOMAS E. HUMBACH, COUNTY ATTORNEY, LAW) DL#2016-00366**

DEFERRED FROM 2/23/16 PPW MTG.

**MOTION TO APPROVE
WOLFE/GRANT**

**UNAN
TRANSFER TO B&F**

ACTION: LEGISLATIVE COUNSEL TO AMEND RESOLUTION AS OUTLINED BY CHAIRMAN WOLFE.

ADDED SPONSORS SCHOENBERGER, WOLFE, LOW-HOGAN, MORONEY, PAUL, JOBSON

3. REFERRAL NO. 5906 APPROVING AMENDMENT TO AGREEMENT IN EXCESS OF \$100,000 WITH HAUSER BROS., INC. FOR BOILER INSPECTION, MAINTENANCE AND REPAIR SERVICES FOR ROCKLAND COUNTY SEWER DISTRICT NO. 1 AND THE DEPARTMENT OF GENERAL SERVICES IN THE ADDITIONAL AMOUNT OF \$150,000 FOR THE PERIOD APRIL 20, 2016 THROUGH APRIL 19, 2017 FOR A TOTAL AMOUNT NOT TO EXCEED \$450,000 FROM THE COMMENCEMENT DATE APRIL 20, 2015 THROUGH APRIL 19, 2017 WITH THE OPTION TO RENEW FOR ONE (1) ADDITIONAL ONE (1) YEAR TERM WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER UNDER RFB-RC-2015-029 **(DEPARTMENT OF GENERAL SERVICES -DIVISION OF PURCHASING) (\$450,000) (PAUL J. BRENNAN, DIRECTOR OF PURCHASING) DL # 2016-00962**

**MOTION TO APPROVE
LOW-HOGAN/WOLFE**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, LOW-HOGAN, MORONEY, PAUL, JOBSON

4. REFERRAL NO. 5337 APPROVING AN AGREEMENT IN EXCESS OF \$100,000 WITH JAMES W. SEWALL COMPANY UNDER RFP-RC-2016-001 FOR MAINTENANCE OF DIGITAL TAX MAPPING AND ON-LINE HOSTING IN AN AMOUNT NOT TO EXCEED \$129,359 FOR THE PERIOD FROM FEBRUARY 29, 2016 THROUGH FEBRUARY THROUGH FEBRUARY 28, 2017 WITH THE OPTION FOR TWO (2) ADDITIONAL ONE (1) YEAR TERMS AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF PLANNING] (\$129,359) (**DOUGLAS J. SCHUETZ, ACTING COMMISSIONER , PLANNING**) DL# 2016-00870

MOTION TO APPROVE
LOW-HOGAN/WOLFE

UNAN
TRANSFER TO B&F

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

5. REFERRAL NO. 6036 BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK , AMENDING THE BOND RESOLUTION ADOPTED JUNE 2, 2015 IN RELATION TO FINANCING FOR COSTS OF PARTIAL RECONSTRUCTION OF VARIOUS BUILDINGS AT THE ROBERT L. YEAGER HEALTH CENTER AS REQUIRED IN RELATION TO RELOCATION OF COUNTY DEPARTMENTS -PHASE I (CAPITAL PROJECT NO. 1481) , AT THE ESTIMATED TOTAL MAXIMUM COST OF \$2,000,000 (**ROBERT H. GRUFFI, P.E., LEED AP, DIRECTOR, DGS FACILITIES MANAGEMENT**) (DL# 2016-00305)

TABLED

ACTION:

COMMITTEE REQUESTED COUNTY ATTORNEY TO PROVIDE A WRITTEN OPINION AS TO WHETHER OR NOT A RESOLUTION IS NEEDED TO CHANGE THE SCOPE AND DESCRIPTION OF THE CAPITAL PROJECT.

COUNTY ATTORNEY IS REQUESTED TO REVIEW BOND RESOLUTION AND ACCOMPANYING SUPPORTING DOCUMENTATION TO MAKE CERTAIN THAT THE PROJECT DESCRIPTION IN SEQUA DETERMINATION IS CONSISTENT WITH LANGUAGE IN THE BOND RESOLUTION AND THAT ALL SPECIFICATIONS ARE CONSISTENT WITH CAPITAL PROJECT DESCRIPTION. THE DESCRIPTION MUST BE SPECIFIC ENOUGH TO PRECLUDE THE USE OF MONIES FOR OTHER PURPOSES. COUNTY ATTORNEY TO AMEND DOCUMENTS AS NEEDED TO COMPLY WITH REQUEST FOR CONSISTENCY.

CHAIRMAN WOLFE REQUESTED A COMMITTEE OF THE WHOLE BE SCHEDULED TO DISCUSS THE OVERALL PLAN FOR THE RELOCATION OF COUNTY DEPARTMENTS. ADMINISTRATION IS REQUESTED TO PRESENT A COMPLETE PLAN.

- 6. REFERRAL NO. 1403** SETTING A DATE FOR A PUBLIC HEARING WITH RESPECT TO ADOPTION OF A LOCAL LAW AMENDING LOCAL LAW NO. 8 OF 1984 (AS AMENDED BY LOCAL LAW NO. 10 OF 1990, LOCAL LAW NO. 4 OF 1993, LOCAL LAW NO. 3 OF 1996, LOCAL LAW NO. 22 OF 1996, LOCAL LAW NO. 5 OF 2005, LOCAL LAW NO. 9 OF 2007, LOCAL LAW NO. 3 OF 2009 AND LOCAL LAW NO. 6 2010) [CHAPTER 286 OF THE LAWS OF ROCKLAND COUNTY] RELATING TO THE LICENSING OF HOME IMPROVEMENT CONTRACTORS IN ROCKLAND COUNTY [DEPARTMENT OF WEIGHTS AND MEASURES HOME IMPROVEMENT LICENSING BOARD] (**TERRY D. GROSSEFINGER, DIRECTOR WEIGHTS & MEASURES**) DL#2016-00318

**MOTION TO APPROVE
SCHOENBERGER/WOLFE/
MORONEY/CAREY**

**UNAN
TRANSFER TO B&F**

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

- 7. REFERRAL NO. 6394** AMENDING THE 2016 CAPITAL BUDGET FOR THE REPLACEMENT OF THE ORANGEBURG ROAD BRIDGE OVER THE CSX RAILROAD IN THE TOWN OF ORANGETOWN TO PROVIDE ADDITIONAL FUNDING IN THE \$200,000 FOR A TOTAL AMOUNT OF \$15,900,000 UNDER CAPITAL PROJECT NO. 3280 (DEPARTMENT OF HIGHWAYS) (\$15,900,000) (**CHARLES H. VEZZETTI, SUPERINTENDENT OF HIGHWAYS**) DL# 2016-00844

**MOTION TO APPROVE
LOW-HOGAN/MORNONEY**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, LOW-HOGAN, MORONEY, PAUL, JOBSON

- 8. REFERRAL NO. 6394** APPROVING A FIRST AMENDMENT TO THE CONSTRUCTION AGREEMENT IN EXCESS OF \$100,000 WITH CSX TRANSPORTATION, INC. IN THE ADDITIONAL AMOUNT OF \$444,266 FOR A TOTAL AMOUNT TO EXCEED \$578,113 FOR THE REPLACEMENT OF THE ORANGEBURG ROAD BRIDGE OVER CSX RAILROAD IN THE TOWN OF ORANGETOWN AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE UNDER CAPITAL ACCOUNT NO. 3280 [**DEPARTMENT OF HIGHWAYS**] (**\$578,113**) (**CHARLES H. VEZZETTI, SUPERINTENDENT OF HIGHWAYS**) DL# 2016-00825

**MOTION TO APPROVE
LOW-HOGAN/WOLFE**

**UNAN
TRANSFER TO B&F**

ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, LOW-HOGAN, MORONEY, PAUL, JOBSON

- 9. REFERRAL NO. 8183** APPROVING ACCEPTANCE OF CONVEYANCES OF REAL PROPERTY WHICH ARE BEING GRATUITOUSLY OFFERED TO THE COUNTY OF ROCKLAND AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ANY DOCUMENTS TO EFFECTUATE THE ACCEPTANCE OF SUCH CONVEYANCES [**DEPARTMENT OF HIGHWAYS**] (**CHARLES H. VEZZETTI, SUPERINTENDENT OF HIGHWAYS**) DL# 2016-00766

MOTION TO APPROVE
LOW-HOGAN/WOLFE

UNAN
TRANSFER TO B&F

ADDED SPONSORS SCHOENBERGER, WOLFE, GRANT, LOW-HOGAN, MORONEY, PAUL, JOBSON

**ACTION: LEGISLATIVE COUNSEL TO AMEND RESOLUTION AS DISCUSSED IN COMMITTEE.
CHANGE "HAMLET OF NEW HEMPSTEAD" TO "VILLAGE OF NEW HEMPSTEAD."**

- 10. REFERRAL NO. 2946** APPROVING AN AMENDMENT AND EXTENSION TO AN AGREEMENT IN EXCESS OF \$100,000 WITH BERGMANN ASSOCIATES, ARCHITECTS, ENGINEERS, LANDSCAPE ARCHITECTS & SURVEYORS, D.P.C. TO PROVIDE DESIGN ENGINEERING POST-CONSTRUCTION REPORTS FOR THE PASCACK BROOK BYPASS CULVERT PROJECT, VILLAGE OF SPRING VALLEY, TOWN OF RAMAPO , BY INCREASING THE CONTRACT AMOUNT AN ADDITIONAL \$75,000 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$174,000 AND BY EXTENDING THE TERM OF THE AGREEMENT FROM SEPTEMBER 6, 2015 THROUGH DECEMBER 31, 2016 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE UNDER CAPITAL PROJECT NO. 7113 [**DRAINAGE AGENCY**] (**\$174,000**) (**CHARLES H. VEZZETTI, CHAIRMAN DRAINAGE AGENCY**) DL# 2016-00797

MOTION TO APPROVE
LOW-HOGAN/WOLFE

UNAN
TRANSFER TO B&F

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

PAGE 6
PPW/ACT
3/29/16

11. REFERRAL NO. 5974 APPROVING AMENDMENT NO. 2 TO THE LICENSE AGREEMENT IN EXCESS OF \$100,000 WITH T-MOBILE NORTHEAST LLC TO INCREASE THE CONTRACT SUM FOR AN ADDITIONAL AMOUNT OF \$450.00 PER MONTH FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$636,848.56 FOR THE INSTALLATION OF THREE (3) ADDITIONAL ANTENNAS AND THREE (3) REMOTE RADIO HEADS AT THE COMMUNICATIONS SITE LOCATED ON THE ROOF TOP OF BUILDING "A" AT THE DR. ROBERT L. YEAGER HEALTH CENTER , 50 SANATORIUM ROAD, POMONA, NEW YORK WITH A TERM OF TWENTY (20) YEARS FROM JUNE 1, 2000 TO MAY 31, 2020 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [OFFICE OF FIRE AND EMERGENCY SERVICES] (\$636,848.56) (**GORDON W. WREN, JR. DIRECTOR OF OFFICE AND FIRE AND EMERGENCY**) DL# 2016-00921

**MOTION TO APPROVE
WOLFE/GRANT**

**UNAN
TRANSFER TO B&F**

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

**MOTION TO ADJOURN 8:15 P.M.
WOLFE/CAREY**

UNAN

PPW12815ACTMZ