

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, May 1, 2012 at 7:00 P.M., pursuant to the adjournment of the April 17, 2012 meeting.

Very truly yours,

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 26th day of April 2012

The Legislature of Rockland County convened in regular session pursuant to the adjournment of the April 17, 2012 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
Nancy Low-Hogan
Jay Hood, Jr.
Douglas J. Jobson
Joseph L. Meyers
Patrick J. Moroney
John A. Murphy
Aney Paul
Ilan S. Schoenberger
Philip Soskin
Frank P. Sparaco
Aron B. Wieder
Alden H. Wolfe, Vice Chairman
Harriet D. Cornell, Chairwoman

Bent Storch, WWII Veteran, Orangetown, New York, led in the Salute to the Flag.

Honorable Joseph L. Meyers, Legislator, District 12, delivered the invocation.

**RESOLUTION NO. 196 OF 2012
ADOPTION OF MINUTES OF LEGISLATIVE MEETINGS
OF MARCH 6, 2012, MARCH 20, 2012 AND APRIL 3, 2012**

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

Resolved, that the transcribed minutes of the Legislative meetings of March 6, 2012, March 20, 2012 and April 3, 2012, as recorded by the Clerk and presented to the Legislature, be and they are hereby adopted.

The Chairwoman opened the public participation portion of the meeting at 7:13 p.m. and the following persons appeared and spoke:

- ❖ Richard Brega, County Bus System award/contract
- ❖ Jim LaSala, General Manager of Brega Transport, County Bus System award/contract
- ❖ Vladimir Beryozkin, Operational & Maintenance Manager of Brega Transport, County Bus System award/contract
- ❖ Jason Brega, Transportation Manager, County Bus System award/contract
- ❖ Richard Maurer, In favor of funding Hi Tor Animal Center
- ❖ Dr. Marthe Schulwolf, In favor of funding Hi Tor Animal Center
- ❖ Jason Coe, In favor of funding Hi Tor Animal Center
- ❖ Olivia Landau, In favor of funding Hi Tor Animal Center
- ❖ Sabrina Schulwolf, In favor of funding Hi Tor Animal Center
- ❖ Jennifer Landau, In favor of funding Hi Tor Animal Center
- ❖ Arlene Kahn, In favor of funding Hi Tor Animal Center
- ❖ Mike Hirsch, In favor of funding Hi Tor Animal Center
- ❖ Rochelle Sternheim, Environmental issues
- ❖ Bert Dorfman, Esq, County Bus System award/contract
- ❖ Roberta Bangs, Director of Hi Tor, In favor of funding Hi Tor Animal Center
- ❖ Jeffery Keone, VP of Hi Tor, In favor of funding Hi Tor Animal Center
- ❖ Marge Hook, Hi Tor Animal Center needs a change in leadership
- ❖ Frank Brandel, Opposed to funding \$650,000 to Hi Tor Animal Center
- ❖ Barbara Levy, Board member at Hi Tor, In favor of funding Hi Tor Animal Center
- ❖ Renee Duginsceno, In favor of funding Hi Tor Animal Center
- ❖ Better Nusbaum, In favor of funding Hi Tor Animal Center

Public Participation ended at 7:48 p.m.

Introduced by:

Referral No. 4065

Hon. Alden H. Wolfe, Sponsor
Hon. Ilan S. Schoenberger, Co-Sponsor
Hon. Harriet D. Cornell, Co-Sponsor
Hon. Michael M. Grant, Co-Sponsor
Hon. Philip Soskin, Co-Sponsor
Hon. Toney L. Earl, Co-Sponsor
Hon. Nancy Low-Hogan, Co-Sponsor

**RESOLUTION NO. 197 OF 2012
ESTABLISHING AND CREATING A JOINT LEGISLATIVE/EXECUTIVE
TASK FORCE ON FISCAL IMPROVEMENT**

Mr. Wolfe offered the following resolution, which was seconded by Mr. Schoenberger and Mr. Sparaco and adopted:

WHEREAS, the County of Rockland operates under a charter form of government with a legislative branch and executive branch; and

WHEREAS, the Legislature, by Charter, is the appropriating and policy determining body of the county government and the County Executive, by Charter, is the day-to-day administrator of the County, empowered to supervise, direct and control the administration of all departments of county government; and

WHEREAS, the interaction of these two entities is essential to obtain an effective timely and prudent operation of the County government; and

WHEREAS, of utmost necessity is the coordination of the timely sharing of data and ideas between the legislative and executive branches to maximize the ability of County government to serve the residents of Rockland and avoid waste, repetition of effort and lost opportunities; and

WHEREAS, the Legislature and County Executive desire to create a joint task force consisting of some legislators and the County Executive and some of his staff (or their representatives) to meet regularly to discuss, review and jointly move forward on proposals to help the fiscal strength, stability and financial rating of the County; and

WHEREAS, the Task Force will be able to keep all of the participants informed of the proposals pending, and or share ideas that may be considered to improve the County's financial rating and stability; and

WHEREAS, it is hoped that these exchanges will help the County to be more flexible, more responsive and will help the County respond sooner to keep the County's finances sound and protected; and

WHEREAS, the Task Force shall be comprised of 11 individuals, with the County Executive to designate 5 individuals from his departments and the Chairperson of the Legislature to appoint 5 members of the Legislature, with one being the Majority Leader of the Legislature, the Minority Leader of the Legislature and three additional legislators and the Commissioner of Finance shall be an ex-officio member of the Task Force; and

WHEREAS, the task force shall hold the meetings at the time and place to be determined by the Chairperson of the Legislature; and

WHEREAS, an agenda will be prepared and sent to all task force members at least four days prior to the meeting; and

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

RESOLVED, that the Legislature of Rockland County hereby creates a Joint Legislative/Executive Task Force, the purpose of the Task Force shall be to review and discuss the County's fiscal status and explore possible improvement or actions to improve and protect the fiscal bond rating of the County and possible implementation of steps to improve the financial picture of the County by discussing the flow of information and monitoring of the County's fiscal improvement plans; and be it further

RESOLVED, the Task Force shall be comprised of 11 individuals, with the County Executive to designate 5 individuals from his departments and the Chairperson of the Legislature to appoint 5 members of the Legislature, with one being the Majority Leader of the Legislature, the Minority Leader of the Legislature and three additional legislators and the Commissioner of Finance shall be an ex-officio member of the Task Force; and be it further

RESOLVED, that the Chairperson of the Legislature shall annually designate the Chair of this Joint Task Force; and be it further

RESOLVED, that the Task Force meetings shall be open to the public and will comply with the Open Meetings Law of the State of New York.

The vote resulted as follows:

Ayes:	15	(Legislators Carey, Day, Earl, Grant, Hood, Jr., Low-Hogan, Meyers, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)
Nays:	02	(Legislators Jobson, Moroney)

Debate:

Mr. Wolfe

This proposal is a Joint Task Force on fiscal improvement. I think we can all benefit as elected officials, and also the public will benefit, through a more formalized means of cooperation between the branches of government and the County with a lot of moving parts this year, as Chairwoman eluded to. We have a report coming, which has been expected for some time now, regarding the nursing home, labor negotiations, possible program cuts layoffs, furloughs and so many things that are happening in the context of trying to deal with the fiscal issues that we are dealing with right now. This Task Force would provide for improved communication, would facilitate to flow of information and let us monitor on a more real time basis what is going on and what we need to do to make it better.

I would certainly ask my colleagues for their support on this. It is not a substitute for anything we have already done. It is just adding something else potentially to our tool kit. Will it solve all the problems or make everything better? I have no idea, but I certainly think that it couldn't hurt. Thank you.

Mr. Schoenberger

I want to compliment Legislator Wolfe on this initiative of his, and I strongly support it. I would also like to say that if we are going to talk about things like fiscal improvement, and I thank him for giving a list of certain examples, I would like to add an example, which has to do with the question of this Legislature being more involved in the process of reviewing and approving bids. We just had one of the speakers address that issue about the County Bus System. Speakers refer to the "County" and I want to make clear that this Legislature has never had the bids for the County Bus System referred for our consideration and approval or disapproval.

The first time the bids came in, Legislative Chair Cornell asked that it go to committee. We had a meeting to discuss the bids and were told at that meeting that the administration, through its staff, were reviewing the bids for the bus system and they would be sent over to us for our approval or disapproval the following week with their recommendation. That never happened and it never came. Instead the administration determined, on its own, to reject all the bids and go out for a rebid. I understand that the rebids came in. I also understand there were some litigation, either the second or third litigation, involving those bids by one of the bidders who felt that they were not being treated fairly in the process. I saw the original and second decision from Supreme Court Judge Nicolai, which in essence threw out all the bids. Now I have learned that there was another decision from the Appellate Division, which I have not seen and I would like to see it very much to know what is going on.

We are talking about a contract for transportation of our County Bus System, and I believe, including the TappanZee Express. The low bid was somewhere in the range of \$68,000,000 - \$69,000,000. It was \$5,000,000 or \$6,000,000 less, I understand, below the next low bidder. The people of this County should know that there is no County tax dollars involved. It is Federal and State money and I think fare box revenue that pays for that bus system. Nonetheless, we have a fiduciary obligation, because Federal and State money is still our County taxpayers money.

When we talk about fiscal improvement, which is the subject of this resolution, I think we should also be talking about the issue of the bids and to make sure things are being done properly and appropriately. I would ask the Clerk to the Legislature, perhaps it is time to refer this matter to one of the appropriate Legislative committees for a discussion. I would like at that time, not only to be there, but to have copies of all the court decisions and the latest bids submitted by each of the bidders so this Legislature can make a review and determination of which way we think would be in the best interest of the taxpayers of the County. I don't think that we should be left out of the process again. We were left out last time and I don't think we should be left out again. I would like it to go to the appropriate Legislative committee under the umbrella of fiscal improvement. Thank you.

Mr. Day

My recollection is that this matter did come to Planning and Public Works committee.

Mr. Schoenberger

Not by a referral from the administration. It came as a request by the Chair of the Legislature, I believe, because the bids were in and they weren't coming here or weren't here yet and there was a lot of public controversy. I think the Chair of the Legislature initiated the referral. The administration has never sent the bids to us for our consideration or approval ever.

Mr. Day

Thank you. We did have here, what I think is important to know, is that this matter did come to a committee. I stand corrected on how it got here, but people who were here saw, we made it very clear, that we had tremendous concerns about the process. We raised many questions and objections to what was going on that evening. From that point forward we never saw this matter again. Subsequently there were court actions and that is where it stands now. As it was raised by Legislator Schoenberger, and I agree 100% with where he is going with this, there was an effort on the part of this body to try to get a better sense as to what has been going on in this area. Clearly everybody is very troubled by it, just by looking at the commentary, the course of action, and the subsequent court action. There is no other way of putting it. So I would be happy to support the comments and efforts that just have been detailed by Legislator Schoenberger.

I would like to speak on this resolution. I recollect when this was first raised, the reports that I read I would say probably was received relatively coolly by the administration. Has there been a commitment by the Executive branch to be an active part of this Task Force?

Mr. Wolfe

You would have to ask the County Executive how he feels about this. When I did the first draft our Legislative Counsel sent over a copy to the County Executive. We never really got a response. I think there was luke warm, almost noncommittal, response that came out during the committee meetings. I certainly hope that the County Executive would take part in whatever we have available to us in order to improve the fiscal condition of this County. If I were the County Executive I would jump at the chance, but I certainly can't speak for our current County Executive.

Mr. Day

Thank you for the clarification. It is, again, troubling to know that we are operating within a form of government where cooperation and working together should be the norm. Again, it is even more troubling to hear that there still is yet an acceptance of what is clearly an olive branch being extended by this body. I am hopeful that the olive branch is accepted and the hand is not slapped away in the future.

Mr. Sparaco

I would like to commend Legislator Wolfe for the hard work that goes into putting something like this together and working with everybody and taking everybody's input. I was glad to second this in a bipartisan fashion in committee. Anything that is going to make this Legislative body more involved in the day-to-day operations of the County is a good thing since the other side of the hall created a disaster in this County.

I don't understand how any contract that is over \$100,000 doesn't come to us, like the bid process that we discussed tonight in reference to the County Bus System. Who are they to decide that they are going to pull the bid without us discussing it? It was my understanding that by our Charter anything over \$100,000 has to come to us. I sometimes feel that we are being shortchanged of our powers and what we are supposed to be doing in the first place, because that is the way things have gone and there hasn't been problems in the past. I don't understand how they are deemed the qualifiers. The whole process that I heard about and read in the newspaper with the lawsuit and going back and forth utterly disgusts me. You are talking about \$70,000,000 of Federal funds. I think people should tread very lightly when you are talking about \$70,000,000 of Federal funds. If people got in a room and said that "John Smith" company is not getting this contract that is a Federal crime. This is serious stuff and we need to tread very lightly and be very careful about how we handle this. If someone's rights were violated or somebody was unjustly targeted and excluded, in essence if the allegations here are even remotely true we have a major problem with the County Executive's office. Thank you.

Chairwoman Cornell

Just as clarification, of course any contract over \$100,000 does come to the Legislature. I believe they were about to send us a contract for a different company. When I, and possibly other Legislators, contacted the Purchasing Department to find out what was happening with this situation, they never sent the contract. So we have never seen a contract. When there is one it would certainly come to us for us to approve or not approve.

We are still on this Legislative Executive Task Force on fiscal improvement and not really on the bus situation. Mr. Meyers, did you wish to speak on this particular referral?

Mr. Meyers

It is a good idea to have a more informal form with the one goal of discussing improvements to the County's fiscal situation. While we have more formal committees here they have certain matters that come to their attention every meeting and have less time for free wheeling discussions on just topics to improve the County's fiscal health. The Budget and Finance Committee has a very full agenda each meeting and having a separate Task Force is probably a good idea. Of course, I do concur with my colleague who sort of intimated that it is only as good as the cooperation from the County Executive will let it be. He would have to come to these meetings with suggestions to bounce off the Task Force. What if we did this? What if we consolidated that? Then the Task Force could discuss it and the Legislative members on the Task Force could bring it back to the rest of us to discuss it. It could be a good form rather than just being presented with a budget that just seeks to patch holes with half-baked ideas. I do sort of like it. I just question whether it will work with this particular County Executive that doesn't seem to appreciate the meaningfulness of collaborating on these kinds of things or just doesn't have the attention span to collaborate until it is one minute before budget time. I definitely support this. Thank you.

Introduced by:

Referral No. 6955

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

**RESOLUTION NO. 198 OF 2012
 AMENDING THE CAPITAL PROJECTS BUDGET TO ADD A \$650,000
 CAPITAL PROJECT TO FACILITATE THE REPAIR AND UPGRADE
 OF THE HI-TOR ANIMAL FACILITY**

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

WHEREAS, the County of Rockland provides a structure for an animal shelter known as the Hi-Tor Animal Care Center, under a lease agreement with Hi-Tor Animal Care Center Inc.; and

WHEREAS, the buildings which comprise this shelter are in need of repair and renovation; and

WHEREAS, it is the desire of the Legislature of Rockland County to renovate these facilities, thereby providing a newer facility to Hi-Tor Animal Care Center Inc. whose function it is to provide animal control shelter to Rockland County's towns and villages and to keep the community safe from the potential threats of feral and rabid animals; and

WHEREAS, the Rockland County Department of General Services advises that an engineering report has been prepared showing a cost for improvements and miscellaneous expenses of approximately \$650,000 to repair and upgrade the current facility; and

WHEREAS, it is the intention of the Legislature to have the County repair and upgrade the facility; and

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

RESOLVED, that the Capital Projects Budget shall be amended to add a \$650,000 capital project to conduct a repair and renovation of the Hi-Tor Animal Facility.

The vote resulted as follows:

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|-------|----|---|
| Ayes: | 16 | (Legislators Carey, Day, Earl, Grant, Hood, Jr., Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell) |
| Nays: | 01 | (Legislator Jobson) |

Debate:Mr. Wolfe

This resolution has been discussed over an extended period of time. I do want to thank all the members of the public who came out tonight to express their concerns about Hi Tor Animal Shelter and its future. I want to start by just by giving a little clarity. If we pass this resolution it is not an appropriation. We are not spending any money today. It is the start of a multi step project. This basically puts the project on the drawing board. There are no plans, there are no designs, there are no real definite costing that has been done, and nothing has been bid. This is the start of a process that is going to require the cooperation of many other parties and that includes the County Executive, the five towns and the villages that collect license fees, which I believe is the Village of Spring Valley. It is premature to even think about any of the other concepts, but I want the members of the public to know that the reason why I think this is important is that it starts the process. It shows our commitment to trying to find a solution. Make no mistake; there may not be a solution. It takes a lot of people and different levels of government to really first come to the table to try and start the dialog. Speaking for myself, I am committed to a dialog. I know that many of my colleagues are as well. That is why we are voting on this tonight. Again, I just want to be clear, we are not spending any money today. There is no bonding. There is no plan. There is an idea and the idea is important that we basically affirm tonight. Thank you.

Mr. Schoenberger

I agree, in part, with Legislator Wolfe, but I also disagree, in part, with Legislator Wolfe. He refers to the start of the process and that may well be the case, but it also may be the end of the process. About six years ago Legislator Bierker and I added \$5,000,000 to this very same capital projects budget for the construction of a new facility for Hi Tor Animal Shelter and that never resulted in appropriation, it never resulted in expenditure of money and the administration never moved the project forward and it died. Tonight we are being asked to pass a resolution, which I moved, to amend the capital projects budget to add \$650,000 to facilitate the repair and upgrade of Hi Tor Animal Facility.

In County government before you can do any capital project it must first be on the capital projects list. Towns, I don't believe have that and villages don't, but the County is required by State law to have a separate book of capital projects. We do have a big thick book. This resolution will add this \$650,000 project to that book. It doesn't bond. It doesn't appropriate a dime. It doesn't commit the County to spend any money. It does not address the problems at the facility or the issue of the responsibilities of the towns and village that license dogs under New York State law or what contributions they should make. It doesn't deal with the funding of the operational part of Hi Tor. It is an addition to a capital projects list and has nothing to do with the operating, and some of the speakers spoke about operational funds and operational costs, and this has nothing to do with it.

Legislators over the years have referred to the capital projects budget as a "wish list" and that is really what it is. There are many tens of millions of dollars in the capital projects budget and usually only a small portion of them go forward. It is nice tonight that we will pass a resolution and we will add it to the capital projects budget, but whether that will ever result in any work being done or a bond being passed to appropriate the money to do the work remains to be seen in the future. On the operational end, when the majority of the Legislature passed the 2012 budget we raised the operational funding for Hi Tor from \$40,000, recommended by the County Executive, to \$49,000, and change, for the operation for 2012.

As we sit here tonight the County has a large deficit. The majority of this Legislature passed a Home Rule request to the State to allow us to bond that deficit and to pay for it through a three-eighths of one percent sales tax increase, which would be dedicated for paying for the deficit bond. We are still waiting for action from the State Legislature in that regard. We passed that Home Rule request on January 19th, today is May 1st, and I am told that either today or yesterday Assemblywoman Jaffee, Democrat, and Assemblywoman Rabbitt, Republican, introduced the bill in the State Assembly. The bill has not been introduced in the State Senate yet and it is my understanding that the time to introduce a Home Rule request in the State Senate runs out very shortly. If that Home Rule Bill is not introduced and therefore not acted upon and not passed we will be facing serious financial problems in this County beyond the deficit we have. About two weeks ago the County Executive sent a letter to the Governor and all of our State representatives, and to the Legislators, saying that we will be facing very large cuts in County operations for the remainder of this year and well into next year. When I say well into next year I mean additional cuts for next year. With that in mind it is very, in my opinion, highly unlikely that this kind of a project would be bonded.

It is nice to sit here tonight and add it to a wish list and for all of you to go home and say that the County is going to fix it. The County is adding it to their wish list. Whether it will ever be fixed or done remains to be seen. Legislator Bierker and I, about six years ago, added \$5,000,000 to the capital projects budget to replace the existing animal shelter for Hi Tor at the Fire Training Center area and the administration never sent us the bond and never sent the project forward.

A week ago, last Tuesday night, when we had the Budget and Finance Committee Mr. Gruffi, who is the County Construction representative, came in with a series of bonds, some of which we are voting on tonight, to improve other County existing facilities. I asked him if there are more coming. He told the committee that there would be many more coming, because repairs to a number of our facilities haven't been made in the last few years and we are going to have to spend money to keep our facilities in good condition. I find it more likely that bonds for County existing facility buildings will likely go first and bonds for facilities that we lease out will likely go last particularly when under State law this is not a County responsibility. Animal care and control is the responsibility of the towns and villages that license dogs, not the County. The County has been a good neighbor and has done this as long as I can remember, and I can remember probably forty years plus.

If the deficit bond doesn't go through we will be required by State law to fund our State mandates first and then those things over and above the State mandates are where the cuts are going to be. Hi Tor is not a State mandate. So I want you all to know the truth. I don't want you to go home and think that, because we passed this resolution that tomorrow someone is going to go out and start fixing the facility. It is just going to get added to this big thick book of capital projects. With that in mind, I am going to support and vote for this. As Legislator Wolfe said, it is the start of the process, but it may simultaneously be the end of the process.

Chairwoman Cornell

When Legislator Schoenberger mentioned Mr. Gruffi I think some of you may have been here at a committee meeting when the issue of volunteers came up. I think this is important. Mr. Hirsch gave a very thoughtful presentation and gave us some material to look at. The issue of volunteers came up when Mr. Gruffi was here and he was indicating the difficulty of utilizing volunteers for two reasons. One, had to do with liability and the other had to do with the fact that professional volunteers, while they have the will to help might not be able to work on the project in a consistent way, because they have other professional paying positions. I personally think that this is worth pursuing, because I also have had a number of professional companies, which have come to me and indicated a willingness to help. One, I think we need to pursue that and see if there are any possibilities. The other would be an Ad hoc Task Force idea, which I have talked about. I think Legislator Low-Hogan mentioned it the other day too. The Task Force would start with understanding the responsibility of the towns and villages that do have the licensing responsibility and therefore the responsibility under the law to care for the animals that they license. And we would bring them together into a Task Force so that we all work together, because it is a countywide problem and whether or not it is the County of Rockland's responsibility to do it remains to be seen, but it is a County problem that has to be solved. So those are some of the things we are going to be trying to do that would be very positive to try to move this forward.

Mr. Meyers

I actually was going to speak on the topic that the Chairwoman just spoke about. I know that the Hi Tor Animal Shelter is leased from the County as the landlord to Hi Tor as the tenant. I just think that we could easily and perfectly legally get around the issues relating to contracting and paying for the construction in terms of County rules by changing that lease to allow Hi Tor as the tenant to actually make it a Net Lease, where Hi Tor is responsible for all repairs. Hi Tor can hire a contractor, perhaps that gentleman, and that could allow you to use private contractors and volunteers since it will be your responsibility as you see fit outside of the rubric of government and the rules that apply to government doing construction. I would favor that approach.

My thinking on this has evolved a little bit on this. I had said in my email to Hi Tor, giving my position, that we needed a framework where the towns also share their responsibility. I am sort of coming to the view that the town's responsibility is actually somewhat minimal. They are responsible for strays and for licensing, but that does not mean that the towns are going to make up the bulk of Hi Tor's budget. That being said, we might be barking up the wrong tree or I might have been barking up the wrong tree by sending you back to the towns. That might not be a realistic approach. It might be something that the County has to take responsibility for in one form or another.

On the other hand, I know that Hi Tor has been concentrating on fundraising and this woman was kind enough to come to say that she would rather have her taxpayer money spent that way. If you really truly have support in the community, and I know it is difficult, then the money should be flowing in at a higher rate, because if the hypothetical is true that the taxpayers would be willing to have their taxes go up to pay to maintain Hi Tor then they should also be willing to donate that money, which is fully tax deductible, to Hi Tor. I know it is a tall order and it is hard to raise contributions, but if you have that support in the community you should be building the more complicated networks that are necessary to raise sufficient money to help offset your operating budget.

I think that maybe we should be looking at this not in terms of getting the towns to contribute their share, but in terms of making it a County responsibility in one fashion or another, increasing the funding to Hi Tor and allowing them to take responsibility for the repairs that could be done in a private way much more cost effectively than the County could do it.

Mr. Carey

I am going to reluctantly support this tonight, because there is no money that is going to be pledged. I heard loud and clear what the young lady said about doing the right job and I am totally convinced that this is the wrong job. I have been out to Hi Tor and the conditions are deplorable, but that is not the issue here. The issue is you need to have a complete picture to fix this problem or you are going to be back each year. You are going to put a band-aid on this building. What are your needs? What is your mission statement? What are you about?

I think the bigger issue here is this is another instance here where the County and the towns have handshake agreements that were fine in the days when sales revenue paid for all of this. Well guess what? Now it is the taxpayers reaching in their pocket and people want to know what are we getting for this. So what I suggested in committee, and I hope we follow up, is we need a new deal between the County, the towns and Hi Tor to say who is responsible for what, what is the legal responsibility of the County and what is the legal responsibility of the towns. Use that as a starting point for any negotiations. Get it in writing and make it cover multiple years so you are not back here next year and in two years.

One of the other concerns I have is that Hi Tor will run out of money in July. Are we putting money into an organization that may not be here a couple of years from now? That has to be part of this picture. What is your long-term viability from a standpoint of if we invest in this are you going to be here. Would the towns respect that if we don't have a deal? Would they still use the facility or not? All those people need to be pulled together and hopefully the Task Force will get those people in a room, because I do believe without that five-year view of this problem we are never going to solve anything. I am hoping a lot of these questions can get answered before this comes back and I hope it does, because something needs to be done before the bond comes before us and we actually put money on the line. I think there is a lot of open issues here that I do welcome that Task Force to hopefully answer. That is where I stand on this.

Mr. Sparaco

I want to apologize to all the people that came out tonight with regards to the Hi Tor issue. In my opinion this is nothing more than a dog and pony show and wasting all of your time. I am going to vote for this tonight, but I am voting for air. I might as well be voting to spend a billion dollars to build a ladder to Mars. This is nothing and we are wasting all of your time. There are problems with the facility, but there is no money to be spent on it. What have we accomplished by the three-hour discussion that we had here tonight? Maybe we brought some new people into it. We go a few names and a couple of stories in the newspaper and maybe that brought some attention so that is all good. Nothing is going to happen. You are not getting any money. We are not voting for any money tonight. This is a dog and pony show. I am sorry.

Mr. Hood, Jr.

I always like going after Legislator Sparaco. I think this is more than a dog and pony show. It is a first step that is going to be a long road to getting where we want to go. It has to start somewhere. There isn't any money spent tonight. Chairman Schoenberger explained very well how it works. I want to thank everybody for coming out, because you are really showing your passion for the animals. I think of myself as an animal lover, but I am probably not anywhere as passionate as all of you are. I am going to support this tonight. I am going to go a step further as I go on not to get applause or my name on posters, because that is not what I am about. I am glad for your kind words, but I think this is the right thing to do, simple as that. It is not about anything else. Animals have to be cared for. We are the owners of the building and we have to provide a safe building if it is ours, and that is the way I feel.

Operating budgets are separate and in my view I can see us doing something with the building whether it costs \$650,000 or somewhat less to get it to a point where it is serviceable. I think the operational budget, first and foremost, falls on the towns, because they are obligated to fund that. I think that is a separate issue for me anyway.

There are certain things I am willing to spend money on and I know it is taxpayers money, but I make the best decisions that I can while I am here. Some of the issues I am willing to spend on are the good care of animals, the Narcotics Task Force and the Intelligence Unit. If it means increasing taxes next year, I am not happy about that, but there are certain things we have to spend money on and I am willing to do that.

I think this sends a clear message to the County Executive's office, the towns and the villages that we are willing to do this. It might take a little while, but we are going to vote tonight and hopefully pass this and it sends a clear message that we are willing to put our money where our mouth is at some point. It might not be as soon as everybody would like, but I think it is a first step and sends the message that we need to send. Not only am I going to support this tonight, but I am also committed to spending the money necessary when this board or committees comes to a conclusion that we have to spend money to upgrade the facility I am willing to spend that money. Thank you.

Mr. Day

I cannot quarrel with some of the more thoughtful commentary that has been raised, particularly some of the cautionary language that was raised by Legislator Schoenberger. That is just a practical reality that we are facing right now in this County with a tremendous financial crisis in front of us. We don't know where it is going to end up.

I would like to be a little bit more optimistic than some of my colleagues are. The reason why we are here is because our infrastructure has been ignored, not just at Hi Tor, but other places and that may necessitate only a band-aid. It may be the only option we have in the short-term. To paraphrase and contradict the Great Bard, I don't believe what is past needs to be prologue. I like to think that maybe better things will come. Some of the ideas we have heard may be some of things that may formulate the Task Force and might get the conversation going to find a solution. A number of different ideas came out this evening from my colleagues. This resolution may be a minimal start, but it is a start nonetheless, something you all advocated for and a long time coming.

The facility is there and it is ours. It can be a liability to us if it is not kept up to a certain level. The Agriculture and Markets Law states that the dogs are the responsibility of our towns and villages. We passed Resolution No. 319 of 2002 that expected more in the area of animal care and control. In fact, the County over the years has stepped up in a reasonable way. They did provide a location. Yes, the location was let go, but the location was provided that was not a mandate, as was pointed out. They have provided their share of funding over the years. Again, not required. The County is not hiding behind a distinction, as whether a four legged animal is a dog or a cat. The towns and villages fully understand what the law says. They fully understand yet some abdicate their legal responsibilities. There needs to be a partnership and an understanding where those responsibilities lie.

I am going to support this tonight with the hope that many will see the value in this. I think what is somewhat frustrating to myself and probably others up here is that this model might be the most cost effective type of model instead of having a number of smaller shelters. This may be the most cost effective approach. I am going to support it and I hope other people in government see the value in it. I think clearly the Legislature does. I am going to support it and work with my colleagues to move forward. Thank you.

Mr. Wieder

When I visited the shelter I was disheartened. I was disheartened to see the condition the animals were kept in. It is truly very sad. I can see in the eyes of the animals that it is not the best conditions that they are being kept in. You have heard from my colleagues, especially Legislator Schoenberger, what this resolution really does, especially in light of the fiscal crisis the County is facing, but this group, you guys, are a very passionate and committed group. I think there is actually something that you can do and that is to make sure that the County can get the deficit reduction bond. Therefore I ask of you to contact our State elected officials. There are those in the Assembly who already sponsored the bill. Now we need to get the State Senate to support the deficit reduction bond, because if we don't get this deficit reduction bond none of this will matter. If we do, then we have a fighting chance. I appreciate your dedication and passion. How we treat animals says a lot about who we are as humans. Thank you.

Mr. Jobson

I am not going to support this tonight. I voted for this in the subcommittee to bring it to the Full Legislature. As Mr. Schoenberger said before, I was here five years ago and I supported the amendment he and Gerry Bierker brought forward for that \$5,000,000. What did it achieve? What did it accomplish? It just went into a book and it is just one line and it doesn't materialize into anything. I can see in each of you the glitter in your eyes when somebody spoke that you are still under the misimpression that if this is approved tonight something will be repaired at Hi Tor and money is going to be spent. It is not, it just is not. A couple of my colleagues said you could call it air, or you could call it whatever you like.

This past year I supported the budget and we averted laying off 618 people that worked for this County. With good conscience I can't turn around and lay off humanized workers and then vote for this. We need a group of people to come to the table and start fresh. We have our State representatives in Albany, who thank God, in the Assembly had started the move, but shame on the State Senate. We sent bills up there for sales tax, transfer tax and mortgage tax and our deficit bond and that is going nowhere. This County is in dire straights. We need those things to be addressed and passed in Albany and brought back here or else next year I don't know what we will be looking at.

I love animals and I have had animals my entire life. If you bring something concrete forward in the future we can discuss it. Personally, I think \$650,000 is a drop in the bucket. If you want to be realistic get the bulldozers out and start from scratch and build something this County can be proud of. Also, get the five towns and the villages on board. I think it is a kind of band-aid approach that we are looking at here. This is motherhood and apple pie and I want to vote for this, but I don't want to give you the misinterpretation that something is going to be done just by passing this resolution. In the future if we bring something back that has some bonding behind it and we have a real concrete plan that we can go forward with I would probably be more than happy to support that. At this moment in time when we are looking at lay offs and other major things that we haven't even begun to address. I can't in good conscience vote for this tonight.

Mr. Moroney

I was going to vote for this without comment, but I feel that I have to comment on it, because there are a lot of things being said. We have a Budget and Finance Committee and we have a four-year financial plan that we passed and it doesn't seem to be getting us anywhere so I don't know what another committee is going to do to rectify the problems that we are facing. And they are serious problems. Two weeks ago we had a long discussion here with the towns and villages about the Narcotics Task Force, because they didn't want to pay for it if the County didn't and then they were going to pull their people back. That is a very serious issue so when you talk about going into partnership with the towns and villages I hope it can be successful. You have to be very optimistic to be part of this Legislature, at times. I am being optimistic and hoping that some resolution can come in partnership with the towns and villages. I am not so sure that is going to happen, because every town and village have their financial problems too and it is all coming from the same taxpayers pocket. This young lady in front of me here said she would be okay if we raised taxes again to pay for this and I appreciate her passion for that.

This resolution is "feel good legislation." I think everybody here supports Hi Tor and what they do. There is not one person up here that doesn't support Hi Tor and what they accomplish and what they do. The County is in such financial straights. How do we do this? This particular resolution is probably not worth the paper it is written on, because there is no bond involved, which has been said before. This is the Capital Projects book that Mr. Schoenberger was talking about. See how thick it is. Hi Tor would be on the backburner. I appreciate the fact that you are all here tonight, because you all care. I especially liked the story about the cats.

I am going to vote for this and I appreciate the efforts and the input, but really and truly I have mixed emotions about where this money is going to come from. The County has been good to Hi Tor. Somebody mentioned the fact that a few years ago Hi Tor received \$500,000 and now they don't have it. Somebody better be able to answer those questions, because that is going to be important, when this comes back to us. I wish you luck. I will do everything I can as a Legislator to help you protect Hi Tor and move forward with it. I tell you it is a very bleak outlook since we talked about laying off 500-600 people in December and now it is April.

The State people have not done their job. This is our budget that we are talking about, not the County Executive's budget. Hopefully they will now introduce and carry the bills. They will not be in session much longer and the Senate has not introduced it yet. Why are they taking so long?

I am going to vote for it. I thank you for all your hard work. As far as partnerships with the towns and villages I am afraid we will have to take this burden on again, which I have no problem doing, but we have to be realistic about where the money would be coming from. I don't know where it will be coming from.

Chairwoman Cornell

It would have been extraordinarily helpful to have the Home Rule request that we passed in January submitted back in January by our State Legislators, but I do want to give credit to Assemblywoman Jaffee who did put the bill forth yesterday together with Assemblywoman Rabbitt. My understanding is there is until tomorrow night only for the Senate to submit the bill. I don't know if there is still time for other Assembly members to put their name on the Assembly bill. If you want to contact anyone you should do it in the next few hours.

Mr. Soskin

I only had a pet once. My son found a kitten in our rose bushes and he asked me to take it in. Before I knew it I had sixteen cats and kittens. So I know your problem. Almost everybody here has told you that you are wasting your time, because we have no money. True. Your name is on a wish list. I put in a project ten years ago and it is still on the wish list. I am glad you folks came down here tonight. You are having an education on how government works. Your representatives care. We want to do something for you, but our hands are tied. At a committee meeting a few weeks ago I spoke in terms of cutting our programs and I asked some of the Legislators if we had 500 people who were receiving benefits from the plan would you cut it out and they said no. I dropped it to 400, 300, 200 then 100 and they said at 100 maybe, but it depends on the program. We all have good hearts up here and we mean well. When you don't have a dollar you can't spend it.

We are like the Wizard of Oz; we want to walk down the yellow brick road. You have had some solutions handed out here tonight by Mr. Hirsch. It is a band-aid, maybe. Maybe the way to go is knock it down and rebuild with donated items. I don't know Mr. Hirsch and I don't know how accurate his numbers are, but he is a professional that knows how to take shortcuts. Maybe you can raise the \$100,000 that he is suggesting it would cost and he could work with you to get builders to donate materials and labor over a period of time you may be able to accomplish your project. Of course, the one catch in this is that Mr. Hirsch would have to confer with Mr. Gruffi to make sure everything was legal with regards to the County's position on how projects are to run and be completed. Don't give up hope. A band-aid sometimes is just as good as a brand new building especially if you don't have the tractor to knock down the building or the materials to put it up. Don't give up hope. Do what you can. A band-aid is better than nothing. If you want it bad enough you will accomplish what you want. I wish you good luck and I will throw you my vote tonight.

Mr. Earl

I would like to thank all of Hi Tor for coming down tonight and keeping this fight on the radar. Also, I would like to thank Legislator Wolfe, Legislator Schoenberger and Legislator Sparaco. I think they went over basically all the issues confronting us, but I think Legislator Sparaco didn't bite his tongue. He said that you are spinning wheels with this, but don't look at it as you are spinning wheels. I say to you tonight Hi Tor, keep your fight on our radar, because that is the only way that it will stay visible with us. I think I have been over to Hi Tor within the last year and all of my colleagues put together with issues that we are confronting my community in Hillcrest. You know all of the problems that we have been having over there and Hi Tor helped us get that resolved and I am most thankful. As I was listening to the speakers tonight it sent me down memory lane.

I had a friend in the city and she lost two of her sons. A mother lost two teenage sons within less than six months, because they committed suicide. What helped her get through that was her little dog. He helped her through her grieving period. I know the importance of a pet. I heard the young lady here say about sacrificing her kid's college education for Hi Tor and that is a heck of a commitment. I want to thank you for sharing that with us tonight. Keep the fight alive. Keep coming to us. Keep coming to anybody that will listen to you and stay on the radar. I stand committed to help you through this along with the rest of my colleagues here. I am going to remain optimistic.

Introduced by:

Referral No. 5614/8111

Hon. Ilan S. Schoenberger, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Alden H. Wolfe, Co-Sponsor
Hon. Philip Soskin, Co-Sponsor
Hon. Toney L. Earl, Co-Sponsor

**RESOLUTION NO. 199 OF 2012
EXEMPTING FROM TAXATION AND REMOVING
FROM THE TAX ROLLS OF THE COUNTY OF ROCKLAND CERTAIN
REAL PROPERTY LOCATED IN THE TOWN OF CLARKSTOWN, NEW YORK
DESIGNATED AS TAX LOT 33.8-2-13 (KNOWN AS THE CROW HOUSE)**

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

WHEREAS, Henry Varnum Poor was a famous painter, potter, writer and master builder, who built his home on South Mountain Road in Clarkstown and is known as Crow House; and

WHEREAS, this parcel is designated as tax lot 33.8-2-13 in the Town of Clarkstown, which is listed on both the State and National Registers of Historic Places; and

WHEREAS, the Town of Ramapo purchased the property to designate it as parkland in an effort to preserve the house and property in its present state; and

WHEREAS, the Town of Clarkstown, wherein the property is wholly located, has agreed to exempt Crow House from Town taxes, as authorized by Real Property Tax Law Section 406 (2); and

WHEREAS, the Town of Ramapo is requesting that the County of Rockland likewise exempt the property from County taxes to assist the Town of Ramapo in relieving the Town of one of the costs of preserving an historic place for the public benefit; and

WHEREAS, such action by the County to exempt this tax lot from taxation, as a park, even though it is not owned by the municipality where the park will be maintained is a permissible act pursuant to New York State Real Property Tax Law Section 406 (2); and

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

RESOLVED, that the County of Rockland hereby exempts Tax Lot 33.8-2-13 from the tax rolls of the County of Rockland, prospectively pursuant to New York State Real Property tax Law Section 406 (2).

Introduced by:

Referral No. 9470

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

**RESOLUTION NO. 200 OF 2012
DESIGNATING RESERVE FUND ACCOUNTS IN THE COUNTY BUDGET
AND IN THE COUNTY BUDGET AND FINANCIAL RECORDS**

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

WHEREAS, for the members of the Rockland County Legislature to be able to make prudent financial determinations it is essential that the financial accounts are accurately identified in the budget and/or financial records with their proper designation; and

WHEREAS, the Comptroller of the State of New York has recently rendered an opinion that an account designated "reserve for compensated absences" in the Rockland Budget was not legally created by a resolution designating the account as a "reserve fund" and therefore the funds therein were not subject to prior legislative approval before the funds were moved to another account; and

WHEREAS, the appropriating body cannot operate properly if it cannot rely upon the designations of budget accounts as reserve funds or accounts; and

WHEREAS, reserve funds, if properly created cannot be invaded or transferred without prior approval, by resolution adopted by the Legislature; and

WHEREAS, the Legislature hereby adopts this resolutions for the purpose of designating the following accounts in the County Budget as "reserve funds or accounts" to wit:

- Reserve for Encumbrances
- Reserve for Pre-Paid expenditures
- Reserve for Law Enforcement
- Reserve for STOP DWI Program
- Reserve for Handicapped Parking
- Reserve for Long Term Receivables
- Reserve for Compensated Absences
- Reserve for advances

WHEREAS, from this point forward no designation of "reserve account or fund" will be used to identify any account or fund unless a proper resolution of this body is adopted, creating said fund designation; and

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

RESOLVED, that the Legislature of Rockland County hereby, by this resolution, declares officially the following - accounts as "reserve funds or accounts" in the County Budget and/or the Financial Records subject to prior approval of the Legislature to invade, transfer or dissolve same:

- Reserve for Encumbrances
- Reserve for Pre-Paid expenditures
- Reserve for Law Enforcement
- Reserve for STOP DWI Program
- Reserve for Handicapped Parking
- Reserve for Long Term Receivables
- Reserve for Compensated Absences
- Reserve for advances

and; be it further

RESOLVED, from this point forward no designation of "reserve account or fund" will be used to identify any account or fund unless a proper resolution of this body is adopted, creating said fund or account designation.

Introduced by:

Referral No. 9473

- Hon. Aney Paul, Sponsor
- Hon. Patrick J. Moroney, Sponsor
- Hon. Ilan S. Schoenberger, Co-Sponsor
- Hon. Alden H. Wolfe, Co-Sponsor
- Hon. Harriet D. Cornell, Co-Sponsor
- Hon. Michael M. Grant, Co-Sponsor
- Hon. Philip Soskin, Co-Sponsor

**RESOLUTION NO. 201 OF 2012
 APPROPRIATING THE SUM OF \$1,500 TO
 AMERICAN LEGION NAURASHANK POST 794,
 NANUET, NEW YORK
 FOR PATRIOTIC OBSERVANCES IN 2012**

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

WHEREAS, the Rockland County Legislature has set aside in the 2012 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the American Legion Naurashank Post No. 794, Nanuet, New York, is contracting with the County of Rockland to conduct patriotic observances in 2012, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

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

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,500 to the American Legion Naurashank Post No. 794, Nanuet, New York, for providing patriotic observance events in Rockland County in calendar year 2012; 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

Increase Approp. Acct.:

A-CA- 7579-5010	American Legion Naurashank Post 794 30 South Lexow Avenue Nanuet, NY 10954	\$1,500
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Decrease Approp. Acct.:

A-LEG-1010-5042	Patriotic Observances	\$1,500
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The next item on the agenda, 10 A 5b, Appropriating The Sum Of \$1,500 To American Legion Moscarella Post 199, Monsey, New York For Patriotic Observances In 2012, was pulled, because I have a letter from the Post saying that they are canceling their Memorial Day Parade and I want to know if that was what the funds were going to be used for before we appropriate it.

Introduced by:

Referral No. 9473

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

**RESOLUTION NO. 202 OF 2012
 APPROPRIATING THE SUM OF \$1,500 JEWISH WAR VETERANS
 OF THE U.S.A., ROCKLAND-ORANGE DISTRICT, NEW CITY, NEW YORK
 FOR PATRIOTIC OBSERVANCES IN 2012**

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

WHEREAS, the Rockland County Legislature has set aside in the 2012 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the Jewish War Veterans of the U.S.A., Rockland-Orange District, with offices located in, New City, New York, is contracting with the County of Rockland to conduct patriotic observances in Rockland County in 2012, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

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

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,500, to the Jewish War Veterans of the U.S.A. Rockland-Orange District, for providing patriotic observance events in Rockland County in calendar year 2012; and be further

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

GENERAL FUND

<u>Increase Approp. Acct.:</u>			
A-CA-8834-5010	Contract Agency	Jewish War Veterans Of the U.S.A. – Rockland-Orange District P.O. Box 38 New City, NY 10956	\$1,500
<u>Decrease Approp. Acct.:</u>			
A-LEG-1010-5042	Patriotic Observances		\$1,500

Introduced by:

Referral No. 9473

- Hon. John A. Murphy, Sponsor
- Hon. Ilan S. Schoenberger, Co-Sponsor
- Hon. Alden H. Wolfe, Co-Sponsor
- Hon. Harriet D. Cornell, Co-Sponsor
- Hon. Michael M. Grant, Co-Sponsor
- Hon. Philip Soskin, Co-Sponsor
- Hon. Toney L. Earl, Co-Sponsor

**RESOLUTION NO. 203 OF 2012
 APPROPRIATING THE SUM OF \$1,500 TO
 RAYMOND W. DEMEOLO VFW POST 1615
 ORANGEBURG, NEW YORK
 FOR PATRIOTIC OBSERVANCES IN 2012**

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

WHEREAS, the Rockland County Legislature has set aside in the 2012 Budget and designated an account for funding of patriotic observances; and

WHEREAS, the Raymond W. DeMeola VFW Post 1615, Orangeburg, New York, is contracting with the County of Rockland to conduct patriotic observances in 2012, for the citizens of Rockland County in memory of all those who have served and/or died for their Country; and

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

RESOLVED, that the Legislature of Rockland County hereby appropriates the sum of \$1,500 to the Raymond W. DeMeola VFW Post 1615, Orangeburg, New York, for providing patriotic observance events in Rockland County in calendar year 2012; 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

Increase Approp. Acct.:

A-CA- 7659-5010	Raymond W. DeMeola VFW Post 1615 c/o Ben Roujansky 2 Cypress Lane Orangeburg, NY 10962	\$1,500
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Decrease Approp. Acct.:

A-LEG-1010-5042	Patriotic Observances	\$1,500
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Introduced by:

Referral No. 5327

Hon. Edwin J. Day, Sponsor
 Hon. Jay Hood, Jr., Co-Sponsor
 Hon. Christopher J. Carey, Co-Sponsor
 Hon. Aney Paul, Co-Sponsor
 Hon. Alden H. Wolfe, Co-Sponsor
 Hon. Ilan S. Schoenberger, Co-Sponsor
 Hon. Harriet D. Cornell, Co-Sponsor
 Hon. Michael M. Grant, Co-Sponsor
 Hon. Philip Soskin, Co-Sponsor

RESOLUTION NO. 204 OF 2012
REQUESTING THAT THE NEW YORK STATE ASSEMBLY PASS BILL A.8484 AND
THE NEW YORK STATE SENATE PASS BILL S.5498 – AN ACT TO AMEND THE
CORRECTION LAW TO REQUIRE PAROLE VIOLATORS TO BE TRANSFERRED TO
A STATE FACILITY AFTER TEN DAYS IN A LOCAL CORRECTIONAL FACILITY

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

WHEREAS, The Legislature of Rockland County wishes to express its support for New York State Assembly Bill A.8484 and New York Senate Bill S.5498, an Act that requires parole violators to be transferred to a state facility after ten days in a local correctional facility; and

WHEREAS, although a defendant must first appear before a court within 10 business days of the court's notice to appear, currently those who are charged with violating their parole are often held at local correctional facilities while appeals and extensions on hearing the violation are granted by the court. As a result, the violator often spends extended time in the local correctional facility - sometimes as long as the sentence's duration – and the violator receives credit for the time he/she spends in the local facility; and

WHEREAS, these bills will give the court the option to grant an extension of up to 20 days for the defendant's stay in the local correctional facility. Otherwise, the parole violator will be transferred by the Department of Correctional and Community Supervision (DOCCS) to a state facility. These bills also require DOCCS to reimburse the local facility for the cost of the temporary detainment of the parole violator; and

WHEREAS, while local correctional facilities suffer overcrowding and significant costs associated with housing parole violators, it is the State who should be responsible for housing defendants who violate parole, which is a consequence of a state prison sentence. It should not be the localities who bear the cost of detaining the State's prisoners who have violated the terms of their parole, and passing these bills will result in significant cost savings by the counties; and

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

WHEREAS, the Budget and Finance Committee has met, considered and by a vote of 6 ayes, 2 nays and 2 absent, approved this resolution; now therefore be it

RESOLVED, that the Legislature of Rockland County hereby requests that the New York State Assembly pass Bill A.8484 and the New York State Senate pass Bill S.5498 – an Act to amend the Correction Law to require parole violators to be transferred to a state facility after ten days in a local correctional facility, and that the Governor of New York sign such legislation; and be it further

RESOLVED, That the Clerk to the Legislature be and is hereby authorized and directed to send a certified copy of this resolution to the Governor of the State of New York; Hon. David A. Carlucci, New York State Senator, Hon. Kenneth P. Zebrowski, Jr., Hon. Ellen C. Jaffee, Hon. Nancy Calhoun, 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.

Debate:

Mr. Wieder

In committee I know there was talk about having this particular referral run by the NAACP. Have we heard back.

Mr. Earl

I spoke to Willie Trotman, NAACP, he didn't object to it.

Introduced by:

Referral No. 5327

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

**RESOLUTION NO. 205 OF 2012
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS
 REQUESTED BY THE OFFICE OF THE SHERIFF
 TO PURCHASE VARIOUS EQUIPMENT AND SUPPLIES
 AND TO COVER INFRASTRUCTURE COSTS AND
 POLYGRAPH/POLICE TRAINING FOR THE SHERIFF'S
 BUREAU OF CRIMINAL INVESTIGATION (BCI) UNIT
 SO THAT THIS UNIT CAN CONTINUE TO PROVIDE
 QUALITY COUNTYWIDE SERVICES
 [OFFICE OF THE SHERIFF]
 (\$185,000)**

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

WHEREAS, The Office of the Sheriff has requested that \$185,000 of federal forfeiture funds in balance sheet account A-8880 (Designated for Law Enforcement - Federal Proceeds) be appropriated to the Sheriff's 2012 Budget to purchase various equipment and supplies and to cover infrastructure costs and polygraph/police training for the Sheriff's Bureau of Criminal Investigation (BCI) Unit so that this unit can continue to provide quality countywide services; and

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

WHEREAS, The use of these funds for said purposes are 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 Acting Commissioner of Finance is hereby authorized to increase the following accounts in the amounts indicated:

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A -SHF -3111	-E2500	Forfeiture Funds - Equipment	109,005
	-E3500	Forfeiture Funds - Supplies	18,645
	-E4500	Forfeiture Funds - Services	57,350

Increase Approp. Fund Bal. (Debit):

A-UNC -9990	-R5990	(Designated for Law Enforcement - Federal Proceeds)	185,000
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Introduced by

Referral No. 5050

- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 206 OF 2012
 AUTHORIZING AMENDMENT TO AN AGREEMENT WITH KPMG LLP, FOR
 AUDITING SERVICES REQUIRED BY THE NEW YORK
 STATE DEPARTMENT OF HEALTH FOR AN AUDIT OF
 THE FINANCIAL STATEMENTS OF SUMMIT PARK HOSPITAL/
 SUMMIT PARK NURSING CARE CENTER FOR YEAR 2011
 IN AN ADDITIONAL AMOUNT OF \$201,500
 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$435,000 AND
 AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HOSPITALS]
 (\$435,000)**

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

WHEREAS, By Resolution 276 of 2011 the Legislature of Rockland County approved an agreement with KPMG LLP, for auditing services required by the New York State Department of Health for an audit of the financial statements of Summit Park Hospital, Summit Park Nursing Care Center for the year 2010 for a total contract not to exceed \$233,500 for the period January 1, 2011 through December 2011; and

WHEREAS, The Commissioner of Department of Hospitals has advised the County Executive and the Legislature that it is necessary to enter into an amendment to the agreement with KPMG LLP to audit the financial statements of Summit Park Hospital and Summit Park Nursing Care Center as required by the New York State Department of Health for the year 2011, for an additional \$201,500 for a total contract sum amount not to exceed \$435,000, for the period from January 1, 2011 through December 31, 2012; and

WHEREAS, There is sufficient funding for this agreement in the 2012 Budgets of the Department of Mental Health and the Department of Hospitals for this agreement; 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 Budget and Finance Committee of the Legislature has met, considered and unanimously approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the amendment to the agreement in excess of \$100,000 with KPMG LLP, 345 Park Avenue, New York, New York 10154, LLP to audit the financial statements of Summit Park Hospital and Summit Park Nursing Care Center as required by the New York State Department of Health for the year 2011, for an additional amount of \$201,500 for a total contract sum amount not to exceed \$435,000 during the term of the agreement from January 1, 2011 through December 31, 2012, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and be it further

RESOLVED, That sufficient funding exists for this agreement in the 2012 Budgets of the Department of Mental Health and the Department of Hospitals for this agreement.

Introduced by:

Referral No. 6803

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

**RESOLUTION NO. 207 OF 2012
APPROVING PURCHASES IN EXCESS OF \$100,000
FROM TILCON NEW YORK INC. FOR SUBBASE MATERIAL
FOR USE BY THE HIGHWAY DEPARTMENT
UNDER RFB-RC-2011-055
IN AN AMOUNT NOT TO EXCEED \$150,000
FOR THE PERIOD AUGUST 12, 2010 THROUGH AUGUST 11, 2012
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]
(\$150,000)**

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

WHEREAS, The Director of Purchasing requested bids for subbase material, crushed stone, gravel, sand and stone for bank and channel protection for use by the Highway Department under RFB-RC-2011-055 (the "RFB") for the period August 12, 2010 through August 12, 2011 with the option to renew for one (1) additional one (1) year term; and

WHEREAS, Thirty-three (33) vendors were notified of the RFB, and only one (1) vendor responded -- i.e., Tilcon New York Inc. ("Tilcon"), 162 Old Mill Road, West Nyack, NY 10994; and

WHEREAS, The Purchasing Department determined that Tilcon was the lowest responsible bidder, and it awarded the contract to Tilcon on August 12, 2010; and

WHEREAS, During the first year of the contract, the County purchased \$26,246.09 of subbase material; and

WHEREAS, At the present time, total expenditures against this contract total \$97,866.43, and the Highway Department has estimated the need for approximately \$50,000 in additional material through August 11, 2012; and

WHEREAS The County's expenditures normally average about \$25,000 annually for this material, however significant purchases were made in the fall of 2011 due to damage caused by Hurricane Irene; 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 by formal purchase order from Tilcon for subbase material for use by the Highway Department under the RFB in an amount not to exceed \$150,000 for the period August 12, 2010 through August 11, 2012; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 Budget of the Highway Department; 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 Tilcon New York Inc., 162 Old Mill Road, West Nyack, New York 10994, for subbase material for use by the Highway Department under RFB-RC-2011-055 in an amount not to exceed \$150,000 for the period August 12, 2010 through August 11, 2012, 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 Budget of the Highway Department.

Introduced by:

Referral No. 9252

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

**RESOLUTION NO. 208 OF 2012
 APPROVING PURCHASES IN EXCESS OF \$100,000
 FROM APPLE MAINTENANCE SERVICES, INC.
 FOR CUSTODIAL SERVICES FOR
 THE ROCKLAND COUNTY FIRE TRAINING CENTER
 UNDER RFB-RC-2011-088
 IN AN AMOUNT NOT TO EXCEED \$224,370
 FOR THE PERIOD APRIL 1, 2012 THROUGH MARCH 31, 2015
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$224,370)**

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

WHEREAS, The Director of Purchasing requested bids for custodial services for the Rockland County Fire Training Center under RFB-RC-2011-088 (the "RFB") for a three-year period; and

WHEREAS, Ninety-six (96) vendors were notified of the RFB, and ten (10) vendors responded; and

WHEREAS, KeeClean withdrew its bid during the evaluation process after being interviewed regarding prevailing wage rates and service requirements, and the Purchasing Department determined that AMS, Ltd. was not a responsible bidder because it was not registered with the New York State Department of State nor authorized to conduct business under that name in New York State as required by the Bid Terms and Conditions; and

WHEREAS, The Purchasing Department determined that Apple Maintenance Services, Inc. ("Apple"), 5 Westchester Plaza, Suite 105, Elmsford, New York 10523, was the lowest responsible, responsive bidder; and

WHEREAS, Expenditures from April 1, 2012 through March 31, 2013 will total approximately \$5,445.92/month, for a total of \$65,351 for year 1 of the contract; and

WHEREAS, The monthly rate will increase to approximately \$6,531.08/month from April 1, 2013 through March 31, 2014, for a total of \$78,373 in the second year of the contract; and

WHEREAS, The monthly rate will increase to approximately \$6,720.50/month from April 1, 2014 through March 31, 2015, for a total of \$80,646 in the third year of the contract; 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 Apple for custodial services for the Fire Training Center under the RFB in an amount not to exceed \$224,370 (\$65,351 for year 1 + \$78,373 for year 2 + \$80,646 for year 3 = \$224,370) for the period April 1, 2012 through March 31, 2015; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 Budget of the Fire Training Center and is contingent upon 2013-2015 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 Apple Maintenance Services, Inc., 5 Westchester Plaza, Suite 105, Elmsford, New York 10523, for custodial services for the Rockland County Fire Training Center under RFB-RC-2011-088 in an amount not to exceed \$224,370 (\$65,351 for year 1 + \$78,373 for year 2 + \$80,646 for year 3 = \$224,370) for the period April 1, 2012 through March 31, 2015, 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 Budget of the Fire Training Center and is contingent upon 2013-2015 budget appropriations.

BOND RESOLUTION NO. 209 OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 1, 2012, AUTHORIZING FINANCING FOR INFRASTRUCTURE IMPROVEMENTS AND UPGRADES AT THE NEW CITY FACILITIES, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$1,000,000, APPROPRIATING \$250,000 IN ADDITION TO THE \$750,000 HERETOFORE APPROPRIATED FOR SUCH PURPOSE IN RESOLUTION NO. 478 OF 2010, AND AUTHORIZING THE ISSUANCE OF \$250,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

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

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

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County is hereby authorized to continue existing Capital Project No. 1452 for the Facilities Management Department, consisting of infrastructure improvements and upgrades at the New City Facilities, including equipment and incidental costs. The current estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,000,000 and \$250,000 is hereby appropriated therefor in addition to the \$750,000 heretofore appropriated for such purpose. The plan of financing includes the issuance of \$250,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and if not paid from other sources, the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the principal amount of \$250,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriation.

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

- a) The period of probable usefulness to the purpose for which said \$250,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 12(a)(1) of the Law is twenty-five (25) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

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

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

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

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

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

Section 8. This bond resolution shall take effect in accordance with Section C2.03 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in West Nyack, New York and the "ROCKLAND COUNTY TIMES," published by Citizen Publishing Corp., Nanuet, New York, each of said newspapers having been designated the official newspapers of said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

* * * * *

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

AYES: 17
 NOES: 0
 ABSENT: 0

The resolution was declared and adopted.

Roll Call:

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

BOND RESOLUTION NO. 210 OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 1, 2012, AUTHORIZING FINANCING OF BUILDING E – UTILITY PLANT RENOVATION AND IMPROVEMENTS, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$1,525,000, APPROPRIATING \$1,300,000 IN ADDITION TO THE \$225,000 HERETOFORE APPROPRIATED FOR SUCH PURPOSE IN RESOLUTION NO. 62 OF 2009, AND AUTHORIZING THE ISSUANCE OF \$1,300,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

Mr. Schoenberger offered the following bond resolution, which was seconded by Mr. Jobson and Mrs. Low-Hogan and by roll call vote was unanimously adopted:

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

Section 1. Based upon the review of this action by the County of Rockland (herein called the “County”), the Legislature of the County is hereby authorized to continue existing Capital Project No. 4466, consisting of the Building E – Utility Plant renovation and improvements, including replacement equipment and incidental expenses required for the purposes for which such reconstructed building is to be used. The current estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,525,000 and \$1,300,000 is hereby appropriated therefor in addition to the \$225,000 heretofore appropriated for such purpose in Resolution No. 62 of 2009. The plan of financing includes the issuance of \$1,300,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and if not paid from other sources, the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the principal amount of \$1,300,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the “Law”) to finance said appropriation.

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

- a) The period of probable usefulness to the purpose for which said \$1,300,000 bonds are authorized to be issued, as well as bonds previously authorized for such purpose, within the limitations of Section 11.00 a. 13 of the Law is ten (10) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

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

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

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

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

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

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

* * * * *

The adoption of the following resolution was seconded by Legislators Douglas J. Jobson and Nancy Low-Hogan and duly put to a vote on roll call, which resulted as follows:

AYES: 17
NOES: 0
ABSENT: 0

The resolution was declared and adopted.

Roll Call:

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

BOND RESOLUTION NO. 211 OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 1, 2012, AUTHORIZING FINANCING FOR THE DESIGN AND IMPLEMENTATION OF THE HOSPITAL BASED INTEGRATED PATIENT INFORMATION SYSTEM TO BE USED BY THE DEPARTMENTS OF HOSPITALS, HEALTH AND MENTAL HEALTH, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$2,600,000, APPROPRIATING \$350,000 IN ADDITION TO THE \$2,250,000 HERETOFORE APPROPRIATED FOR SUCH PURPOSE IN RESOLUTION 143 OF 2004, AND AUTHORIZING THE ISSUANCE OF \$350,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

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

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

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County is hereby authorized to continue existing Capital Project No. 4443, consisting of the design and implementation of hospital based integrated patient information system to be used by the Departments of Health and Mental Health, including preliminary costs and costs incidental thereto. The current estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,600,000 and \$350,000 is hereby appropriated therefor in addition to the \$2,250,000 heretofore appropriated for such purpose in Resolution No. 143 of 2004. The plan of financing includes the issuance of \$350,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and if not paid from other sources, the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the County in the principal amount of \$350,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriation.

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

- a) The period of probable usefulness to the purpose for which said \$350,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 35 of the Law is five (5) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will not exceed five (5) years.

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

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

County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

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

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

- (a) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary thereof, are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

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

* * * * *

The adoption of the following resolution was seconded by Legislators Toney L. Earl and Douglas J. Jobson and duly put to a vote on roll call, which resulted as follows:

AYES: 17
NOES: 0
ABSENT: 0

The resolution was declared and adopted.

Roll Call:

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

Introduced by:

Referral No. 9472

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

**RESOLUTION NO. 212 OF 2012
 AMENDING 2012 CAPITAL BUDGET TO INCREASE FUNDING
 IN THE AMOUNT OF \$5,000,000 TO INCLUDE CAPITAL PROJECT NO. 7112
 FOR REPAIRS AND REMEDIATION RELATING TO TROPICAL STORM IRENE
 (DRAINAGE AGENCY)
 (\$5,000,000)**

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

WHEREAS, Damage and debris accumulation occurred at multiple locations along County regulated streams as a result of Tropical Storm Irene; and

WHEREAS, The Drainage Agency initiated an inspection of all 80 miles of County regulated streams to identify and categorize the extent of the damage caused by Tropical Storm Irene; and

WHEREAS, The initial engineer's estimate of costs for the repairs is \$5,000,000; and

WHEREAS, The Superintendent of Highways has requested that the Legislature amend the 2012 Capital Budget to increase funding in the amount of \$5,000,000 for repairs and remediation relating to Tropical Storm Irene; and

WHEREAS, It is anticipated that a significant portion of the amount spent from the account will be submitted to FEMA for reimbursement and that future FEMA/SEMO reimbursements will be used for additional funding of the account to complete the remaining projects including in the scope of this capital account; 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 Capital Budget to increase funding in the amount of \$5,000,000 to include Capital Project No. 7112, for repairs and remediation relating to Tropical Storm Irene, 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>		
H7112	Hurricane Irene Emergency Engineering & Construction Services-Drainage	\$5,000,000
<u>Increase Est. Rev. Acct.:</u>		
H5710	Proceeds from Bonds	\$5,000,000

BOND RESOLUTION NO. 213 OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 1, 2012, AUTHORIZING FINANCING OF VARIOUS DRAINAGE RELATED IMPROVEMENTS AS A RESULT OF TROPICAL STORM IRENE, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$5,000,000, APPROPRIATING \$5,000,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$5,000,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

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

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

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes an Unlisted Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law) for which a negative declaration has been made.

Section 2. The County is hereby authorized to finance Capital Project No. 7112 for the Drainage Agency - Department of Highways, consisting of various drainage related improvements as a result of Tropical Storm Irene, including incidental expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$5,000,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$5,000,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and if not paid from other sources, the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$5,000,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$5,000,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 4 of the Law is forty (40) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

Section 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in West Nyack, New York and the "ROCKLAND COUNTY TIMES," published by Citizen Publishing Corp., Nanuet, New York, each of said newspapers having been designated the official newspapers of said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

* * * * *

The adoption of the following resolution was seconded by Legislators Edwin J. Day and Toney L. Earl and duly put to a vote on roll call, which resulted as follows:

AYES: 17
NOES: 0
ABSENT: 0

The resolution was declared and adopted.

Roll Call:

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

BOND RESOLUTION NO. 214 OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED MAY 1, 2012, AUTHORIZING FINANCING OF THE REMEDIATION OF THE PIERMONT PAPER MILL SITE, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$750,000, APPROPRIATING \$750,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$750,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

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

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

Section 1. Based upon the review of this action by the County of Rockland (herein called the "County"), the Legislature of the County hereby determined that the object or purpose authorized pursuant to this resolution constitutes an Unlisted Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law) for which a negative declaration has been made.

Section 2. The County is hereby authorized to finance Capital Project No. 1471 for the Department of Highways, consisting of the remediation of the Piermont Paper Mill site, in the Village of Piermont, including incidental expenses in connection therewith pursuant to a Consent Order from the New York State Department of Environmental Conservation. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$750,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$750,000 bonds of the County and any bond anticipation notes issued in anticipation of the sale of such bonds to finance said appropriation, and if not paid from other sources, the levy and collection of taxes on all the taxable real property in the County to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 3. Bonds of the County in the principal amount of \$750,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law") to finance said appropriation.

Section 4. The following additional matters are hereby determined and declared:

- a) The period of probable usefulness to the purpose for which said \$750,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 33 of the Law is five (5) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will not exceed five (5) years.

Section 5. The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the County for expenditures made after the effective date of this resolution for the purpose for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 6. Each of the bonds authorized by this resolution, and any bond anticipation notes issued in anticipation of the sale of said bonds, shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds, and any notes issued in anticipation of said bonds, shall be general obligations of the County, payable as to both principal and interest by general tax from all sources including all the taxable real property within the County without limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds, and any notes issued in anticipation of the sale of said bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 thereof relative to the authorization of the issuance of bonds having substantially level or declining annual debt service, Section 30.00 thereof relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and Sections 50.00, 56.00 to 60.00 and 168.00 thereof, the powers and duties of the County Legislature relative to authorizing bond anticipation notes, or the renewals thereof, and relative to providing for substantially level or declining annual debt service, and prescribing the terms, form and contents, and as to the sale and issuance of the bonds herein authorized, and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, as well as to executing agreements for credit enhancements, are hereby delegated to the Commissioner of Finance, the chief fiscal officer of the County.

Section 8. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

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

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 9. This bond resolution shall take effect in accordance with Section C2.02 of the Rockland County Charter, and the Clerk to the Legislature is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in the "ROCKLAND JOURNAL NEWS," published in West Nyack, New York and the "ROCKLAND COUNTY TIMES," published by Citizen Publishing Corp., Nanuet, New York, each of said newspapers having been designated the official newspapers of said County for such publication, and such other newspapers designated by the Clerk to the Legislature, each of said newspapers having a general circulation in the County for such publication.

* * * * *

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

AYES:	17
NOES:	0
ABSENT:	0

The resolution was declared and adopted.

Debate:

Mr. Wolfe

One of the action items from committee was that we were to get a copy of the Consent Order. When I checked my mail all I got was a copy of the first page of the Consent Order. I would like a complete copy of the Consent Order.

Chairwoman Cornell

We will arrange to get that.

Roll Call:

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Wolfe, I got the same thing you got and I gave it to staff and asked them to get the rest of the document for us.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Legislator Carey – Yes.

Legislator Day – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell - -Yes.

Introduced by:

Referral No. 8293

Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 215 OF 2012
APPROVING ACCEPTANCE OF A CONTINUATION GRANT
IN THE AMOUNT OF \$1,905,000 (WITH A \$1,688,000 LOCAL SHARE WHICH
DOES NOT INVOLVE THE EXPENDITURE OF COUNTY TAX DOLLARS)
FROM THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION
FOR TAPPAN ZEE EXPRESS BUS SERVICE
FOR THE PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2012
AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL
INSTRUMENTS AND DOCUMENTS NECESSARY TO ACCEPT THIS GRANT
[DEPARTMENT OF PUBLIC TRANSPORTATION]
(\$1,905,000)**

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

WHEREAS, The Legislature of Rockland County, by Resolution No. 124 of 2005, approved acceptance of a grant in the amount of \$1,867,000 (the local share being \$1,377,413) to help provide Tappan Zee Enhanced Express Bus Service during calendar year 2005; and

WHEREAS, The Legislature of Rockland County, by Resolution No. 262 of 2006, approved acceptance of a grant in the amount of \$1,905,000 (the local share being \$1,442,425) to help provide Tappan Zee Enhanced Express Bus Service during calendar year 2006; and

WHEREAS, The Legislature of Rockland County, by Resolution No. 188 of 2007, approved acceptance of a grant in the amount of \$1,944,592 (the local share being \$1,488,752) to help provide Tappan Zee Enhanced Express Bus Service during calendar year 2007; and

WHEREAS, The Legislature of Rockland County, by Resolution No. 412 of 2008, approved acceptance of a grant in the amount of \$1,800,000 (the local share being \$1,747,408) to help provide Tappan Zee Enhanced Express Bus Service during calendar year 2008; and

WHEREAS, The Legislature of Rockland County, by Resolution No. 186 of 2009, approved acceptance of a grant in the amount of \$1,800,000 (the local share being \$1,756,024) to help provide Tappan Zee Enhanced Express Bus Service during calendar year 2009; and

WHEREAS, The Legislature of Rockland County, by Resolution No. 482 of 2010, approved acceptance of a grant in the amount of \$1,800,000 (the local share being \$1,980,000) to help provide Tappan Zee Enhanced Express Bus Service during calendar year 2010; and

WHEREAS, The Legislature of Rockland County, by Resolution No. 406 of 2011 approved acceptance of a grant in the amount of \$1,905,000 (the local share being \$1,629,000) from the New York State Department of Transportation to help provide Tappan Zee Enhanced Express Bus Service during calendar year 2011; and

WHEREAS, The County Executive and the Legislature of Rockland County have been advised that the Department of Public Transportation has been awarded a continuation grant in the amount of \$1,905,000 from the New York State Department of Public Transportation (the local share being \$1,688,000) to help provide Tappan Zee Enhanced Express Bus Service during calendar year 2012; and

WHEREAS, The grant in the amount of \$1,905,000 consists of \$1,524,000 (80%) federal share and \$381,000 (20%) state share; and

WHEREAS, The \$1,524,00 (80%) federal share was included in the Department of Public Transportations 2012 adopted budget; and

WHEREAS, This grant is federally funded but administered by the State of New York, on a reimbursement basis; and

WHEREAS, Acceptance of this grant requires a local share of \$1,688,000 which does not involve the expenditure of County tax dollars because the local share will be met with farebox revenue, state, federal, and MTA special allocation funds; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves acceptance of a continuation grant in the amount of \$1,905,000 from the New York State Department of Transportation to help provide Tappan Zee Enhanced Express Bus Service during calendar year 2012; and be it further

RESOLVED, That the County Executive is hereby authorized, pursuant to Local Law No. 18 of 1996, to execute all instruments and documents necessary to accept this grant, subject to the approval of the County Attorney; and be it further

RESOLVED, That the \$1,524,000 (80%) federal share was included in the Department of Public Transportations 2012 adopted budget; and be it further

RESOLVED, That acceptance of this grant requires a local share of \$1,688,000, which does not involve the expenditure of County tax dollars because the local share will be met with farebox revenue, state, federal, and MTA special allocation funds; 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

<u>Increase Approp. Acct.:</u>		
A-DOT-5630 E5410	Enhanced TZ Express	\$381,000
<u>Increase Est. Revenue Acct.:</u>		
A-DOT-5630 R3589	State Aid-Transportation	\$381,000

Introduced by:

Referral No. 9463

Hon. Ilan S. Schoenberger, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 216 OF 2012
ADJUSTMENTS TO THE 2011 BUDGETS
FOR YEAR-END TO CORRECT NEGATIVE DEPARTMENTS
[DEPARTMENT OF BUDGET & FINANCE]**

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

WHEREAS, The Budget Director has requested that the Legislature approve certain budgetary adjustments to the 2011 Budgets to cover certain year-end adjustments to correct negative departments; and

WHEREAS, Certain departments require adjustments to their respective accounts, as detailed on the annexed Schedule A; and

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

RESOLVED, That the Commissioner of Finance of the County of Rockland is authorized to increase and decrease the accounts as listed on the attached Schedule A in the amounts indicated.

SCHEDULE "A"
County of Rockland
Adjustments to the 2011 Budget
To Adjust Negative Departments

GENERAL (A) FUND

Increase Approp. Acct. (Credit):				
A AUD 1320	County Auditor	E7100	Allocation-Central Services	7,000
A CA 7640	Antism Players	E5010	Contract Agency	7,000
A CD 1260	Community Development	E7100	Allocation-Central Services	79,000
A DA 1184	Domestic Violence Program Grant	E1910	Health	12,000
A DA 1187	Violence Against Women Recovery Grant	E1100	Salaries, Employees	15,000
A DOH 1188	Medical Examiner	E1800	Relief Positions	27,000
A DOH 4043	Ryan White Part B Grant	E1920	Retirement	5,000
A DOH 4049	Child/Family Health Plus Grant	E1100	Salaries, Employees	3,000
A DOH 4080	Emergency Medical Service	E1910	Health	39,000
A DOH 4053	Mosquito Control Program	E1920	Retirement	16,000
A DOH 4080	Youth Empowerment Against Tobacco	E1940	Unemployment Insurance	600
A DOH 4081	Steps to a Healthier U.S. Grant	E1940	Unemployment Insurance	600
A DOH 4082	Eat Well, Play Hard Grant	E1920	Retirement	1,000
A DSS 6055	Purchase of Services-Day Care Program	E8080	Program Costs	341,000
A DSS 6141	HEAP-Home Energy Assistance Program	E8080	Program Costs	8,000
A EME 3020	E-911	E1100	Salaries, Employees	19,000
A EME 3844	Hazardous Materials Title III	E1800	Relief Positions	9,000
A EXE 1230	Office of the County Executive	E7100	Allocation-Central Services	143,000
A EXE 1340	Budget & Management	E7100	Allocation-Central Services	37,000
A FB 9081	Employee Dental - RCC	E8010	Employee Benefits	5,000
A FIN 9710	Serial Bonds	E8010	Interfund Transfers	635,000
A INS 1010	Department of Insurance	E7100	Allocation-Central Services	76,000
A SHF 3100 - 3108	Sheriff-Administration	E7100	Allocation-Central Services	64,000
A SHF 3102 - 3160	Sheriff-Jail	E1110	Salaries, Employees	1,381,000
A UNC -1032	Surviving Dependents	E1910	Health	61,000
A UNC 8050	Commissioner of Labor	E1920	Retirement	600
A WM 8810	Consumer Affairs	E7100	Allocation-Central Services	27,000
TOTAL \$ 2,986,500				
Decrease Approp. Acct. (Debit):				
A DOT 5930	Department of Public Transportation	E5790	Mass Transit Operating Assistance Prg	600,000
A DSS 8010	Department of Social Services	E7250	Allocation-General Services	609,500
A DSS 8102	DSS-Medicaid MMIS	E8390	Local Share Match	793,000
A DSS 8109	Family Assistance	E5080	Program Costs	984,000
TOTAL \$ 2,986,500				

COUNTY ROAD (D) FUND

Increase Approp. Acct. (Credit):				
D CRF 5015	Highway-Traffic & Safety	E1920	Retirement	60
D CRF 5020	Highway-Engineering	E1920	Retirement	21,000
TOTAL \$ 21,600				
Decrease Approp. Acct. (Debit):				
D CRF 5010	Highway-Administration	E7100	Allocation-Central Services	21,600
TOTAL \$ 21,600				

ROAD MACHINERY (DM) FUND

Increase Approp. Acct. (Credit):				
DM RMF 6130	Road Machinery	E1820	Retirement	9,000
TOTAL \$ 9,000				
Decrease Approp. Acct. (Debit):				
DM RMF 1885	Contingency-ERI III	E1100	Salaries, Employees	9,000
TOTAL \$ 9,000				

HOSPITAL FUND (EH) FUND

Increase Approp. Acct. (Credit):				
EH HSP 4700 - E610	Hospital-Physicians SNF	E1800	Relief Positions	43,000
EH HSP 4090	Hospital-Correctional Health Services	E4820	Allocation-Drugs	243,000
EH HSP 4550 - E628	Hospital-Housekeeping	E1800	Relief Positions	351,000
EH HSP 9001	Fringe Benefits	E1910	Health	631,000
EH HSP 4500 - E301	Hospital-Administration	E6070	Depreciation Expense	910,000
EH HSP 4750 - E628	Hospital-Nursing SNF	E1800	Relief Positions	1,077,000
TOTAL \$ 3,855,000				
Decrease Approp. Acct. (Debit):				
EH HSP 1803	Hospital-Contingency-ERI III	E1100	Salaries, Employees	1,077,000
EH DMH 1971	DMH-Contingency - ERI III	E1100	Salaries, Employees	2,178,000
TOTAL \$ 3,855,000				

SCHEDULE "A"
County of Rockland
Adjustments to the 2011 Budget
To Adjust Negative Departments

SEWER FUND (G) FUND

Increase Approp. Acct. (Credit):					
G	SWR 9002	Sewer-Fringe Benefits-Retirees	E1910	Health	5,000
					TOTAL \$ 5,000
Decrease Approp. Acct. (Debit):					
G	SWR 8110	Sewer-Administration	E1100	Salaries, Employees	5,000
					TOTAL \$ 5,000

INTERNAL SERVICES (M) FUND

Increase Approp. Acct. (Credit):					
M	DGS 2400	1241 DGS-Facilities Admin	E6070	Depreciation Expense	1,994,000
M	DGS 9003	9003 DGS-Fringe Benefits	E1910	Health	33,000
					TOTAL \$ 2,027,000
Decrease Approp. Acct. (Debit):					
M	DGS 1988	1988 DGS-Contingency-ERI III	E1100	Salaries, Employees	1,148,000
M	DGS 9716	9716 DGS-Serial Bonds	E8000	Principal	879,000
					TOTAL \$ 2,027,000

LIABILITY (MS) FUND

Increase Approp. Acct. (Credit):					
MS	INS 1930	Judgements & Claims	E5160	Self-insurance Reserve	568,000
					TOTAL \$ 568,000
Increase Est. Rev. Acct. (Debit):					
MS	INS 1930	Judgements & Claims	R2809	Interfund Revenues	568,000
					TOTAL \$ 568,000

UNEMPLOYMENT (Q) FUND

Increase Approp. Acct. (Credit):					
Q	PER 8060	Unemployment Insurance	E8010	Employee Benefits	61,300
					TOTAL \$ 61,300
Increase Est. Rev. Acct. (Debit):					
Q	PER 8060	Unemployment Insurance	R2809	Interfund Revenue	61,300
					TOTAL \$ 61,300

WORKERS' COMPENSATION CONSORTIUM (S) FUND

Increase Approp. Acct. (Credit):					
S	WCC 1710	Workers' Compensation Consortium	E6981	Workers' Compensation Payments	1,917,000
					TOTAL \$ 1,917,000
Increase Est. Rev. Acct. (Debit):					
S	WCC 1710	Workers' Compensation Consortium	R2222	WCC	1,917,000
					TOTAL \$ 1,917,000

DEBT SERVICE (V) FUND

Increase Approp. Acct. (Credit):					
V	DSV 9718	DSV-Serial Bonds	E6000	Principal	1,127,000
					TOTAL \$ 1,127,000
Increase Est. Rev. Acct. (Debit):					
V	DSV 9950	DSV-Unallocated Debt Service	R6030	Interfund Transfer-Debt Service	1,127,000
					TOTAL \$ 1,127,000

Introduced by:

Referral No. 6704

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

**RESOLUTION NO. 217 OF 2012
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS
 REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY
 TO PURCHASE A LIVE SCAN FINGERPRINT MACHINE,
 LICENSE PLATE READERS AND POLE CAMERAS
 FOR VARIOUS POLICE DEPARTMENTS
 WITHIN ROCKLAND COUNTY
 [OFFICE OF THE DISTRICT ATTORNEY]
 (\$172,249)**

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

WHEREAS, The Office of the District Attorney has requested that \$172,249 of federal forfeiture funds in balance sheet account A-8880 (Designated for Law Enforcement - Federal Proceeds) be appropriated to the District Attorney’s 2012 Budget to purchase a Live Scan fingerprint machine, mobile license plate readers and pole cameras for various police departments within Rockland County; 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 total \$172,249 appropriation exists within said balance sheet account; and

WHEREAS, The use of these funds for said purposes are 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 Acting Commissioner of Finance is hereby authorized to increase the following accounts in the amounts indicated:

GENERAL FUND - 2012

<u>Increase Approp. Acct. (Credit):</u>		
A-DA-1165-FA01-E2500	Forfeiture Funds - Equipment	172,249
<u>Increase Approp. Fund Bal. (Debit):</u>		
A-UNC-9990-R5990	(Designated for Law Enforcement - Federal Proceeds)	172,249

Introduced by:

Referral No. 3977

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

**RESOLUTION NO. 218 OF 2012
 APPROVING SUBMISSION OF THE
 FY2012 EMERGENCY SOLUTIONS GRANT PROGRAM APPLICATION
 IN THE AMOUNT OF \$163,457 WITH A MATCH (\$163,457)
 TO BE DOCUMENTED WITH THE U.S. DEPARTMENT OF HOUSING
 AND URBAN DEVELOPMENT AND UPON ITS APPROVAL AUTHORIZING
 THE COUNTY EXECUTIVE TO EXECUTE
 THE NECESSARY INSTRUMENTS AND DOCUMENTS AND
 AUTHORIZING THE COMMISSIONER OF FINANCE TO
 ESTABLISH NEW ACCOUNTS FOR THE FY2012
 EMERGENCY SOLUTIONS GRANT RECIPIENTS
 [OFFICE OF COMMUNITY DEVELOPMENT]
 (\$163,457)**

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

WHEREAS, Various towns and villages within Rockland County have formed a Consortium for the purpose of obtaining funds from the U.S. Department of Housing and Urban Development (HUD) for necessary eligible activities under the Housing and Community Development Act of 1974, as amended; and

WHEREAS, Additionally, a HUD program entitled "Emergency Solutions Grant Program" provides funds to provide safe, emergency shelter for income eligible individuals and families; and

WHEREAS, The Rockland County Consortium is eligible to receive grant monies from the Emergency Solutions Grant Program; and

WHEREAS, The Rockland County Consortium has been designated as a "Participating Jurisdiction" under the Emergency Solutions Grant Program by HUD; and

WHEREAS, The County of Rockland has been advised by HUD that its Emergency Solutions Grant allocation for the Federal Fiscal Year 2012 will be \$163,457; and

WHEREAS, The current Emergency Solutions Grant regulations requires a dollar for dollar "match" of nonfederal funds from state, local or other funding sources be generated and/or identified by the participating jurisdiction; and

WHEREAS, "Match" funds are derived from monies appropriated in the 2012 County budget as well as from state funding received by the grant recipients; and

WHEREAS, The participating sub-recipients, upon receipt and disbursement of any portion of the grant funds shall be individually liable to account to HUD for their matching share contribution; and

WHEREAS, The County Executive and the County Legislature agree that no money will be spent under the Emergency Solutions Grant Program involving an expenditure by the County unless legislative approval is granted; 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 execution and submission of the required application by the County Executive to the U.S Department of Housing and Urban Development (HUD) for the funds available to the Consortium from the FY2012 Emergency Solutions Grant Program; and be it further

RESOLVED, That the Legislature of Rockland County hereby accepts a \$163,457 Emergency Solutions Grant with a dollar for dollar "match" from the U.S. Department of Housing and Urban Development for FY2012; and

RESOLVED, That no money will be spent under the Emergency Solutions Grant Program involving any expenditure by the County unless legislative approval is granted; and be it further

RESOLVED, That, upon approval of the application by HUD, the Legislature of Rockland County hereby approves the execution by the County Executive of the grant agreement and of any and all necessary instruments and documents in furtherance of the FY2012 Emergency Solutions Grant Program submission and program, subject to the approval of the County Attorney; and be it further

RESOLVED, That, upon approval of the application by HUD and upon execution of the grant agreement by the County Executive and by HUD, the Commissioner of Finance of the County of Rockland be and is hereby authorized and directed to establish new accounts for the FY2012 Emergency Solutions Grant funds.

Introduced by:

Referral No. 3977

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

**RESOLUTION NO. 219 OF 2012
 APPROVING THE FY2012 SUBMISSION OF THE
 HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) APPLICATION
 IN THE AMOUNT OF \$786,870 FOR HOME ALLOCATION WITH A COUNTY
 MATCH OF 25% TO BE DOCUMENTED WITH THE U.S. DEPARTMENT OF
 HOUSING AND URBAN DEVELOPMENT
 AND UPON ITS APPROVAL AUTHORIZING THE COUNTY EXECUTIVE TO
 EXECUTE ALL NECESSARY INSTRUMENTS AND DOCUMENTS AND
 AUTHORIZING THE COMMISSIONER OF FINANCE TO ESTABLISH NEW ACCOUNTS
 FOR THE FY2012 HOME FUNDS
 [OFFICE OF COMMUNITY DEVELOPMENT]
 (\$786,870)**

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

WHEREAS, Various towns and villages within Rockland County have formed a Consortium for the purpose of obtaining funds from the U.S. Department of Housing and Urban Development (HUD) for necessary eligible activities under the Housing and Community Development Act of 1974, as amended; and

WHEREAS, Additionally, a HUD program entitled "HOME Investment Partnership" (HOME) Program provides funds to expand affordable housing opportunities for low income families; and

WHEREAS, The Rockland County Consortium is eligible to receive grant monies from the HOME Investment Partnership Program; and

WHEREAS, The Rockland County Consortium has been designated as a "Participating Jurisdiction" under the HOME Program by the U. S. Department of Housing and Urban Development; and

WHEREAS, The County of Rockland has been advised by HUD that its HOME allocation for the Federal Fiscal Year 2012 will be \$586,870, with projected income of approximately \$200,000 for a total amount of \$786,870; and

WHEREAS, The current HOME regulations require a minimum "match" of 25% of non-Federal funds from state, local, private or other funding sources be generated and/or identified by the participating jurisdiction; and

WHEREAS, The participating sub-recipients, upon receipt and disbursement of any portion of the grant funds shall be individually liable to account to HUD for their matching share contribution; and

WHEREAS, The County Executive and the County Legislature agree that no money will be spent under the HOME program involving an expenditure by the County unless legislative approval is granted; 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 execution and submission of the required application by the County Executive to the U.S. Department of Housing and Urban Development (HUD) for the funds available to the Consortium from the HOME Program; and be it further

RESOLVED, That the Legislature of Rockland County hereby accepts the FY2012 HOME allocation from the U.S. Department of Housing and Urban Development in the amount of \$786,870; and be it further

RESOLVED, That, upon approval of the application by HUD, the Legislature of Rockland County hereby approves, generally and pursuant to Local Law No. 18 of 1996, the execution by the County Executive of the grant agreement and of any and all necessary instruments and documents in furtherance of the FY2012 submission and program, subject to the approval of the County Attorney; and be it further

RESOLVED, That, upon approval of the application by HUD and upon execution of the grant agreement by the County Executive and by HUD, the Commissioner of Finance of the County of Rockland be and is hereby authorized and directed to establish new accounts for the FY2012 HOME funds.

Introduced by:

Referral No. 3977

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

**RESOLUTION NO. 220 OF 2012
APPROVING THE SUBMISSION OF THE CONSOLIDATED/ACTION PLAN FOR
FY2012 TO THE U.S. DEPARTMENT OF HOUSING
AND URBAN DEVELOPMENT AND APPROVING EXECUTION OF BY
COUNTY EXECUTIVE OF ALL NECESSARY INSTRUMENTS AND DOCUMENTS
(NO COUNTY TAX DOLLARS)
[OFFICE OF COMMUNITY DEVELOPMENT]
(\$5,767,549)**

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

WHEREAS, Various towns and villages within Rockland County have formed a Consortium for the purpose of obtaining funds from the U.S. Department of Housing and Urban Development (HUD) for necessary eligible activities under the Housing and Community Development Act of 1974, as amended, and

WHEREAS, Each member of the Consortium has signed a Cooperation Agreement for the program years 2010, 2011 and 2012 with the County of Rockland to apply for said Community Development funds for said program years and to carry out Community Development activities, and

WHEREAS, The total population of the Consortium communities exceeds 200,000 people, hereby enabling the County of Rockland to apply for said funds as an "Urban County," and

WHEREAS, The County of Rockland has been advised by HUD that its Community Development allocation for the Program Year 2012 will be approximately \$5,700,000 (Funds for the HOME program and the Emergency Solutions grant are being accepted by separate resolution due to the need for County contribution); and

WHEREAS, It is necessary, in order to obtain the funds, that the County Executive execute and submit to HUD the County's Consolidated/Action Plan for FY2012 (a copy of which is attached as "Schedule A"), and

WHEREAS, It is necessary, in order to implement the Plan and its projects, that the County Executive execute on behalf of the County of Rockland various instruments and documents for each project, including but not limited to, a "Variable/Fixed Rate Note" and a "Contract for Loan Guarantee Assistance Under Section 108 of the Housing and Community Development Act of 1974, as Amended;" and

WHEREAS, The Consortium communities have authorized the activities to be included in Rockland County's submission for Program Year 2012, and

WHEREAS, No County funds are required for this program, 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 execution and submission by the County Executive of the County's Consolidated/Action Plan for FY2012, as recommended by the County Consortium, to the U.S. Department of Housing and Urban Development (HUD), and be it further

RESOLVED, That, upon approval of the County's Consolidated/Action Plan for FY2012 to HUD, the Legislature of Rockland County hereby approves, generally and pursuant to Local Law No. 18 of 1996, the execution by the County Executive of the grant agreement and of any and all necessary instruments and documents with respect to the federal funds in furtherance of the Plan submission and program, subject to the approval of the County Attorney, and be it further

RESOLVED, That, upon approval of the submitted Consolidated/Action Plan for FY2012 by HUD and upon execution of the grant agreement by the County Executive and by HUD, the Commissioner of finance of the County of Rockland be and is hereby authorized, empowered and directed to establish new accounts for the FY2012 Community Development funds.

FY2012 CONSOLIDATED ACTION PLAN

**CONSOLIDATED/ACTION PLAN
COUNTY OF ROCKLAND, FY2012**

The County of Rockland has submitted to the United States Department of Housing and Urban Development a five-year consolidated plan for the years 2010-2014. The County is required to submit its FY2012 Action Plan and Certifications as part of the five-year Consolidated Plan process. The County is estimating funding of \$1,905,744 for the Community Development Block Grant(CDBG) program, \$586,870 for the HOME Investment Partnership program, and \$163,457 for the Emergency Solutions Grant (ESG) program.

CITIZENS PARTICIPATION

The County of Rockland has proposed and adopted a Citizen Participation Plan that complies with Section 104(a)(3) of the Housing and Community Development Act of 1974. The Citizen Participation Plan is included with the Rockland County Consolidated Plan 2010-2014.

Said plan provides and encourages citizens to participate in the development of the Consolidated Plan, Action Plan and in the Consolidated Annual Performance Evaluation Report. Particular emphasis was made to encourage participation by low and moderate-income residents and to those that reside in the area of where the projects will be proposed. Also taken into consideration were the views of minorities and non-English speaking persons and those with disabilities. The county also included outreach to Faith-Based Organizations. Public hearings were held in each of the consortium member communities.

RESOURCES

The Rockland County Office of Community Development required all potential applicants for funding through any of the Entitlement Programs to attend a workshop. The workshops were offered over a 5-month period from August through the end of the application submission deadline of January 31, 2012. Through this process, over 35 not-for-profit agencies and 18 of the 22 Towns/Villages attended. The workshops included extensive training on each of the Entitlement programs and included reach-out on community needs. Meetings were also held with members of the consortium communities, and with two designated CHDO's, Rockland Housing Action Coalition, and Joseph's Home. Additional meetings were held with the Legal Aid Society of Rockland, the Rockland Family Shelter (DV), and the Community Outreach Center. Meetings were also held with several other Rockland County departments to include the Department of Social Services, The Department of Health, The Department of Mental Health, and the County Executive.

The County of Rockland received 51 applications for Entitlement funding requests for a total of \$5,865,980.71 as a result of these meetings and workshops. Through the selection process, the Office of Community Development scored each project using six scoring criteria's that the consortium has had in place, to include geographical distribution. Additional weight was given to applications that completed the citizen's participation process following the Citizen's Participation Plan. Subsequent meetings with two representatives of the consortium, a town supervisor and a village mayor lead to the final selection of the projects to submit as part of the Action Plan.

The County of Rockland will receive as an entitlement \$1,905,744 in CDBG funds, \$586,870 in HOME funds, \$163,4570 in ESG funds and will earn \$15,487.00 in Program Income from CDBG Investor loans this year. The loan, from 1995 and refinanced in 2002, is a 20-year loan through a CDBG rehabilitation program. The remaining loan is current in payments. The loan is:

Carpenters and Joiners	
Original loan:	\$232,707.45
Monthly payment:	\$ 1,290.59
Payments remaining	127
Balance remaining	\$141,221.99

The results of the input received indicated the following uses of the CDBG, HOME, and ESG funds in Rockland County:

OBJECTIVES AND ACTIVITIES

OBJECTIVES

All objectives are outlined in the 2010-2014 Rockland County Consolidated Plan submitted on May 15, 2010 and a copy is available through the Office of Community Development or on-line at <http://www.co.rockland.ny.us/ComDev/frms/form.htm>

HOUSING OBJECTIVE

Affordable housing in the county continues at levels that border on a crisis. Fewer funding opportunities exist. Many Low/Moderate residents, volunteers, and senior citizens cannot find housing that sells in the price range they can afford. L/M renters, specifically those on the Housing Choice Voucher Program find it very difficult to find apartments that rent within the FMR established for the county. Although the problem of finding affordable housing is well documented in the local press on a regular basis, few, if any, consortium communities have stepped forward to sponsor local projects. The Not-In-My-Back-Yard (NINBY) syndrome is ever prevalent.

It is the county's objective to provide as many affordable housing opportunities as possible. Several senior affordable housing projects have been built over the last 8 years; however, the rents established as part of the Low Income Housing Tax Credits are too high for local seniors to afford. Several communities are now looking at how they can control the rents at senior housing developments to include the use of municipal owned land use for these developments.

Despite the drastic cut in the HOME Investment Partnership Program of over 40%, the County of Rockland continues to place an emphasis on affordable housing for the low/moderate residents. Affordable housing remains rated the highest priority in our Consolidated Plan 2010-2014. The Median Income for the county is \$103,100 for 2012. The county is however still tied to New York City with the Fair Market Rent Limits, placing a great burden on those receiving rental assistance and limiting their success in finding apartments to several areas of the county.

The County of Rockland has identified senior citizens, First Responders (emergency service volunteers), and Human Care Providers, as populations in need of affordable housing units, both rental and for-sale. These populations provide services to the local communities, but due to the extreme cost of housing, cannot afford to remain in the county.

ACTIVITY

Tenant Assistance Program

From the HOME funds, the county will continue to use a substantial portion of our funds, \$101,183.00 for a tenant based rental assistance program and a tenants assistance program. This program mirrors the Housing Choice Voucher program in criteria and assists a growing population in need of help. The Office of Community Development will utilize HOME Vouchers for programs through the Rockland Family Shelter and the Office of Community Development. The program gives these individuals the opportunity of assistance for a maximum of two years. The program will require assisted families to pay the Total Tenant Payment in accordance to Section 8 Housing Choice Voucher Program regulations. The program also assists people that are on subsidized housing programs to receive security and utility deposits.

Homeownership

Despite rising housing costs, the county will continue the Homebuyer Loan Assistance program with a few changes. The Homebuyer Loan Assistance program will assist families with the lower of \$7,500 or 5% of the contracted purchase price for down payment and closing costs. The administrative policy for this program also limits the amount of funds a borrower can receive in gifts from family and friends as well downpayment. The Office of Community also limits the maximum downpayment a borrower can place, as the program is geared towards families needing to close a gap in their financing. Several clients over the last two years have been placing large downpayment to avoid Private Mortgage Insurance and have not needed the funds to close a gap, but rather to reduce their payments.

The county will allocate \$125,000.00 to assist Rockland County residents in purchasing their first homes. To date the county has funded over 260 new homeowners with this program, and works with several not-for-profits in securing lower interest loans, private funding, and grants from state agencies to match the HOME dollar amount as well as the assisting with the homebuyers.

The Office of Community Development is estimating that \$200,000 in Program Income will become available throughout the year.

Homeownership Training

HACSO

Home Buying Workshop teaches program participants about the true cost of buying a home and how to get the best mortgage to finance their purchase. It also provides an overview of the home-buying process from searching for a home to the final closing, improve their budget and credit profiles, how to maintain their home after purchase, learn about local, state, federal programs that are available for first time homebuyers and how to avoid predatory lenders and other scams.

Individual counseling is also provided. Workshops are presented 10 times a year and serve 50-70 participants per workshop. The program also partners with HSBC and M&T bank to offer potential homebuyers the opportunity to join the first home club for additional down payment assistance in addition to access down-payment assistance from the county federal assistance program.

Homeowner Rehabilitation

There are currently 2 programs in the county that perform Owner Occupied Rehabilitation. The Hillburn Housing Development Corp. runs a program open to residents of the Village of Hillburn, while Rockland Community Development Council (RCDC) offers a countywide program. RCDC received funding through New York State Homes and Community Renewal to assist families, while Hillburn received a HOME program grant in 2003 and 2004 to assist with sewer connections and housing rehabilitation. The Office of Community Development is reintroducing the Owner Occupied Rehabilitation program in July 2011 offering homeowners \$25,000.00 for alleviating HQS and local code issues. A program description is in more detail in Schedule H, Administrative Policies and Procedure.

The county has funded the RESTORE program through the Village of Spring Valley several years (2005) and are still spending the funds. The program matches New York State Homes and Community Renewal RESTORE funds and is eligible to those 60+ and meeting the income eligibility of the CDBG program. The program currently still has about two-years of funding available for use and therefore will not receive additional funds this year, but will consider each potential applicant as a possible match of funds through the Homeowner Rehabilitation program, as long as the application meets all HOME program requirements.

Community Housing Development Organization (CHDO)

The County of Rockland will assist Homes for Heroes with a \$200,000 grant, \$100,000 from FY2012 CHDO funds and \$100,000 from program income with the demolition and construction of housing on the site of a former military base. Phase I of the project has started with site preparation and construction of 8 units. This project will, upon completion, house 52 homeless veterans.

PUBLIC FACILITIES AND IMPROVEMENTS OBJECTIVE

The objective of Rockland County is to assist the communities with providing excellent facilities to their residents. In the past the county has utilized CDBG funds to construct 10 community centers in 9 consortium communities and has assisted with funding. The county recognizes the need for these facilities and has increased efforts to assist towns, villages and not-for-profits.

ACTIVITY

Kaser Terrace Sidewalk

Village of Kaser

To improve the public's safety Kaser Terrace Road and sidewalk needs to be replaced due to all the settling in the sidewalk since it was first constructed. Also repaving the roadway, which is full of patches and potholes. This project will include restoring new curbs and sidewalks removing utilities that lie on the walk and disturb the use of the sidewalk, mill, and repave the roadway. During this construction the sidewalk will be relocated to remove it from the private property in which it exists.

Sidewalk Replacements

Village of Haverstraw

The Comprehensive Sidewalk Replacement program will continue the Village's efforts to rehabilitate its decaying infrastructure. Combining CDBG funds with budgeted Village funding and bond proceeds has permitted the village to pave over 25 streets and install sidewalks on 7 streets over the past five years.

Restroom Project

Village of South Nyack

The Village of South Nyack proposes to improve the key recreational public facilities of the Village by providing a new amenity, a 10'x18' ADA compliant, 2 unit, prefab, turnkey restroom facility with hookups to Village sanitary sewers in the Franklin Street Park. The Restroom will serve users of the park, Esposito trail, and the Villages' small commercial strip just south of Cedar Hill Avenue on Franklin Street.

West Central Avenue Improvements

Town of Ramapo

The project will consist of just over 1000 linear feet of concrete curb and sidewalk in addition to the installation of necessary drainage. West Central Avenue is located in an area primarily populated with low/middle class residents.

Bowline Improvements**Town of Haverstraw**

The project consists of replacing an existing pump station with a new pump station of equal capacity. The existing pump station is approximately 37 years old and in desperate need of replacement. The current pump station provides all sanitary waste removal from the Bowline Point Park.

Pecks Pond Improvement**Village of West Haverstraw**

The Peck's Pond recreation area is the Village's primary park facility. The project Phase III of a 5-year plan will address parking area improvements to improve access and increase safety. The park functions as the primary recreational facility for West Haverstraw's ethnically diverse and economically challenged population. The park is open 24/7 and available to all.

Curbs and Sidewalks**Village of Spring Valley**

The Village of Spring Valley is requesting \$200,000 to implement a curb, sidewalk and road project on various Village streets. The level of funding and the cost of the work a large number of low/moderate income residents will be served by this proposed work will determine project locations. The new curbs and sidewalks will also increase safety in the Village, from the large number of residents who walk to most of their daily activities including shopping, taking their children to local day care centers, school and work. As many of the residents are unable to afford their own private transportation they are forced to rely on expensive taxis and buses that operate infrequently. For these reasons it is of the utmost importance for the safety and well being of the residents, that the curbs, sidewalks and street be in good usable condition.

Youth Center Sewer Connection**Village of Hillburn**

The project is for the construction necessary to connect the Hillburn Youth Center to the municipal sewer system. The Hillburn Youth Center hosts many youth activities, including the After School and Summer Camp Programs. Residents and non-residents can also rent the Youth Center for functions.

Community Room Sewer**Village of Hillburn**

The project is for the construction necessary to connect the Hillburn Community Room to the municipal sewer system. The community Room is the central meeting location for numerous Village organizations, including the Hillburn Senior Citizens Organization and the Hillburn Historical Society. Various community informational meetings and functions are also held at this location.

Business District Improvements**Village of Suffern**

The Suffern Business District Revitalization project is a program to rejuvenate approximately 25 building facades over a five-year period. Thus far, CDBG monies received in 2010 and 2011 have been used for the start-up and mobilization of the program and to rejuvenate 5 buildings facades (currently in progress). This year 2012 CDBG request is to rejuvenate 5 additional building facades. The proposed project meets the eligibility criteria by being within the Village of Suffern Business District and also within a designated Low/Moderate income census tract (census track 119, Block Group 5).

Pedestrian Signals and Detectors**Town of Clarkstown**

The project is to fund audible pedestrian signals and detectors with tactile arrows and locator tones at the intersection of Cavalry Drive and North Main Street, New City, Town of Clarkstown, Rockland County NY. The Audible signals, detectors, locator tones and textile arrows will facilitate the safety of the visually impaired pedestrians; the countdown timer displays will facilitate elderly pedestrians and the community at large and is a requirement of the NYS DOT.

Mini-Trans Bus**Town of Clarkstown**

The Town of Clarkstown proposes the acquisition of a mini-bus for door-to-door transportation for all Senior Clubs meeting from Monday through Friday and special events over the weekend. The bus will also be used for transportation to all the local supermarkets from senior citizen complexes with carry-in bag service and rides from the senior complexes to the monthly senior dance/socials organized by the Recreation and Parks Department.

ADA Curb Cuts**Village of Piermont**

The Village of Piermont intends to construct a new curb cut where none currently exists at 527 Piermont Avenue at the northeast corner of Piermont Avenue at Ash Street by the M&T Bank, and will also reset the brickwork for the decorative brick work curb cut constructed at 505 Piermont Avenue at the southeast corner of Piermont Avenue and Ash Street. The curb cut has proven to be too steep for easy navigation by wheelchair, and the angle must be changed in order for wheelchairs to safely access the sidewalk at that point.

ADA Elevator Justice Court**Town of Stony Point**

The Town of Stony Point would like to remove the architectural barriers in the Justice Court by installing a handicap accessible elevator. The second floor of the building is currently inaccessible to the disabled as well as many senior citizens. The project meets all ADA accessibility codes and is energy efficient.

Orangetown Public Facilities Improvement Project**Town of Orangetown**

The objective of the project is to rehabilitate the safety sidewalk routes in the hamlets of Blauvelt and Orangeburg. The Town intends to remove architectural barriers along its safety sidewalk routes to enhance the mobility or accessibility of elderly persons and severely disabled adults.

SPECIAL ECONOMIC DEVELOPMENT ACTIVITIES**OBJECTIVE**

The county's objective is to assist the town and villages in their economic rebirth through economic stimulus. Improvements to lighting, streetscapes, facade, and other related programs have assisted in attracting new businesses and business expansions over the last four years. Business loans for the creation of L/M job creation and retention has emerged as a priority to assist in this rebirth.

ACTIVITYRockland County – Economic Development Assistance

The intent of this program is to offer technical assistance to small to medium sized business that need a business borrowing plan. The business must be involved in an economic impact in the county of Rockland and project one of the following: creating low-income jobs or retaining low-income jobs.

A business-borrowing plan must be for a credit line, term loan, AR financing, asset based financing, equipment leasing, purchase order financing, contract financing, real estate financing or business financing.

PUBLIC SERVICESOBJECTIVE

The objective of the county is to assist with vital services to the consortium communities through programs that assist many L/M residents. The past eight years the county has expressed to the consortium members to seek more public service projects and now receives requests that are more than triple the 15% program cap. Historically the county has funded slightly under the 15% program cap.

ACTIVITY

Of the 26 applications received for request of funds that met eligibility, 16 were funded with a total of \$285,000.00. This figure represents nearly the 15% public service projects cap. Several projects have received support in the past and have received funding again this year. The County also funded 2 new public service projects this year.

Summer Enrichment ProgramWest Street

Summer Enrichment Program will provide outdoor activities, swimming, cultural and fun field trips for 50 children from low to moderate-income families. Children will receive a nine hour day 7:30 AM – 4:30 PM, three nutritional meals and certified teachers and support staff in a clean safe, nurturing environment.

Business Assistance**Gateway to an Entrepreneurial Tomorrow /Village of Haverstraw**

GET provides free technical assistance to new and existing businesses in the Village of Haverstraw. Services include confidential one-on-one meetings with a business counselor and cover topics ranging from business creation, forms of doing business, bookkeeping practices, marketing, promotion, pricing, hiring employees, to press releases and more. GET also makes its micro-loan program available to Village businesses.

Arts Alliance of Haverstraw "Arts Ablaze" Programs in the Arts

Arts Alliance of Haverstraw, Inc

"Arts Ablaze" program entitled "Art for All". This is a year round after-school and weekend program providing an opportunity for youth ages 5-18 to gain access to engaging and educational programming in the fine, performing and culinary arts via spring, summer and fall sessions that typically run 8-10 weeks per session, plus additional workshops, exhibits and performances. All programs are carried out by professional staff and provide a positive alternative to delinquent behavior, viable career paths and exposure to multicultural activities.

Landlord/Tenant Advocacy Legal Aid

Legal Aid Society of Rockland County, Inc

The purpose of the Landlord Tenant Advocacy Program (LTAP) is to prevent homelessness of families and individuals by providing legal representation in eviction proceedings. Since its inception in 1966, the Legal Aid Society of Rockland County (LASRC) has always focused upon eviction representation as the sure fire way to ensure that families remain stable in their current shelter and that evictions, and the resultant homelessness, with all of its destructive consequences, are avoided. Eviction and homelessness prevention have become even more crucial over the years as the scarcity of decent affordable housing for low and moderate income families has become a critical issue in Rockland County. While it is anticipated that services of three attorneys are really necessary to meet the client need in this area in view of the funding cuts suffered by LASRC in the last year, these activities will be undertaken by two staff attorneys, under the supervision and leadership of LASRC's Executive Director who will devote 40% of his time to LTAP activities.

Youth Counseling

RODA

To hire counselors for family crises counseling, and counseling for troubled youth/adults. It will help the safety and security of the public, with the availability of receiving counseling for those in need.

Homebound Meal Delivery Program

Meals on Wheels Programs & Services of Rockland, Inc

The homebound meal program provides one or two nutritionally balanced meals delivered with the care and personal touch of volunteers to the homes of those unable to provide for themselves. An on-staff registered dietician plans and purchases food for more meals that adhere to individual dietary requirements. These requirements are determined through a comprehensive intake process that includes collaboration with participants' physician.

Computer Time

Nyack Center

The program is for students who do not have access to a computer at home, the benefit of computer access outside of school hours to do schoolwork, reports research etc. The program would be run Monday-Thursday, during the school calendar and for an additional 10 weeks in the summer months by a computer specialist.

Family Stabilization Program-SVHA

Village of Spring Valley Housing Authority

This family Stabilization Program is designed to provide different levels of skill, coordination and a supportive environment for all SVHA tenants. One of the key goals of the SVHA is to provide additional opportunities to residents who are at the lower levels of the Rockland County economic income scale. The plan is to provide information, instructions, skills, coordination and positive reinforcement in behavior and actions that will assist families in strengthening their life situations. It is expected that the project will assist both parents (care-givers) and youth with tools, which will further create methods for families to have success in resolving problems and becoming a greater contributors to the community.

Rockland County Senior Support Network

Rockland Family Jewish Family Service

The Senior Support Network of Rockland Jewish Family Service has been developed to meet the ever-changing needs of the aging population of Rockland County. Most adults share the desire to remain within their homes and communities as they age. The senior support network has been designed to enable older adults to age in place safely. This is achieved through in-home assessments, development and implementation of mutually agreed upon individual care plans, supportive counseling services for seniors and family members/caregivers, and psycho educational groups.

African Dance, Music, and Culture

Chiku Awali African Dance, Arts & Culture, Inc

The project offers African dance and drumming classes, and a rites of passage cultural program that includes African storytelling. The project gives low to moderate-income residents the opportunity to participate in art and cultural forms that increase confidence, stage presence, self-efficacy, discipline, coordination and teamwork. The rites of passage components offer training in life skills such as etiquette, dating, public speaking, college preparation, etc. The project is being offered to families for the first time. The project gives families the opportunity to participate in activities together that are beneficial for everyone. It provides physical activities for a healthy lifestyle and helps toward gang violence and juvenile delinquency. It gives youth positive alternatives that lead to healthy adulthood. Most importantly the sharing of African Culture promotes diversity and tolerance among people. It is a bridge to the past for African and an offer of comradely for all other cultures in the Rockland County community. Volunteers conduct most of the workshop training and a few dance classes. Subcontractor drummers are used, as African dance classes require live music.

**Civics and Citizenship Project
Literacy Volunteers of America**

LVW/RC will offer three learning opportunities for residents of Rockland: one US Civics for immigrants class targeting low-income, non English speaking adults with low literacy in their home language(s) that will serve 20-25; two citizenship preparation classes wherein legal residents will hone their English and knowledge of American civics and society in order to pass the test for U.S. citizenship; and a small-group class for more advanced students concentrating on preparation for obtaining a GED.

Foster Grandparent Program

VCS inc,

The Foster Grandparent program qualifies as a public service activity. The program has been in Rockland County for 43 years, serving special needs children in Five Rockland school districts (East Ramapo, Nanuet, North Rockland, Nyack and South Orangetown), BOCES, four Rockland Head Start Programs and two child Development Centers at Rockland Community College). VCS Inc has been the local sponsor since 2009. Foster grandparents are income eligible (200% poverty) volunteers at least 55 years of age. They provide individual mentoring to children at risk who have been classified as special needs students. Presently the Foster Grandparent Volunteers, who each receive a stipend of \$2.65 per hour, and serve approximately 1800 children.

SPECIAL NEEDS/ HOMELESS AND HIV/AIDSOBJECTIVE

The objective of Rockland County is to assist the housing needs of all sub populations in the special needs category. The county is experiencing a growing number of residents with special needs specifically in our aging and disabled population. In some of these cases they currently have housing but it is becoming more expensive to remain there and many require expensive care. In other cases, particularly with disabled residents, there just are not enough assessable housing units available in the county.

ACTIVITY

The county has stepped up efforts to assist those living in special needs housing through the Office of Community Development. Outreach to all facilities funded through New York State and The United States Department of Housing and Urban Development has led to many community meetings. Much of the follow-up work has been to get property owners and managers to meet the wishes of those residents. Site inspections have lead to several consumer complaints that have been addressed immediately by property management.

Although this is a positive for the county, several meetings held with all of the homeless providers in the county, now shows a lesser need than originally expected. The county, with the help of several not-for-profits, is continuing to seek additional federal and state funding for these needs, however.

Supported Housing

In a partnership with the Department of Social Services, Rockland Family Shelter, the County's domestic violence shelter for battered women, and RCOCD, through funding from the HOME Investment Partnership Program a renewal of the Supportive Housing Grant will be able to continue to assist 10 battered women and their families with Tenant Based Rental Assistance. The program was established due to the hardship many victims of the battered women's shelter faced while seeking safe housing.

The County of Rockland along with Joseph's Home, Inc. had applied for and received funding through the State of New York Homeless Housing program to establish a 14-unit apartment HIV+ complex. This complex also has space available for services to include health, supportive services and child-care. The project was reconstructed and the facility is near capacity.

HMIS

In May 2002, the county launched its work on implementing the Homeless Management Information System (HMIS). The system tracks the county's homeless population and provides services and referrals. A vendor, Foothold Technology was selected and the program implemented in July 2003. Full implementation has been completed as the Rockland County Continuum of Care sought \$220,000.00 and was funded in the FY2005 Continuum of Care and renewed every year since for \$74,000.

PLANNING AND ADMINISTRATION OBJECTIVE

The county expends funds for administration from each of the three entitlement grants (CDBG, HOME, ESG) to operate all programs. The County requests those consortium communities seek funding for planning from other sources, preferring to fund final projects and not planning studies that may have no action taken.

ACTIVITY

The planning and administration fees related to the operation of the Community Development Block Grant Program is 20% or \$380,134.00, for the HOME program is 10%, or \$58,687.00, and for the Emergency Solutions Grant is 7.5%, or \$12,250.00. The Rockland County Office of Community Development also receives \$678,487.00 in administrative fees for serving as the Local Administrator for the New York State Division of Homes and Community Renewal's Housing Choice Voucher Program.

SECTION 108 LOAN GUARANTEES
OBJECTIVE

The county remains very active in the Section 108 Loan Guarantee program. To date 14 applications have been submitted and approved with requests totaling \$17,850,000.00. The county utilizes the Section 108 Loan Guarantee program as a tool to develop larger scale projects that would potentially receive CDBG assistance and in fact usually receives a commitment of future funds. The major benefit of the program is the ability to get funding for a major project, at reasonable interest rates and have the project started within a relatively short time frame. The first two of the county's Section 108 loans have closed and have been paid back.

ACTIVITY

The county has 11 current Section 108 Loans with the United States Department of Housing and Urban Development. The County of Rockland has reached the borrowing capacity permitted by the program and therefore will not be seeking any further 108 Loans. The repayment obligation for the loans from the County of Rockland is \$555,000.00 for FY2012. The projects are:

1. Haverstraw EDI approved, funded, and repaid for \$1,000,000.00 - The Martin Ginsburg waterfront development project. This loan is coupled with a \$500,000.00 grant and the developer used the funds for site acquisition. Full repayment was made by MGD.
2. Haverstraw BEDI approved, funded, and repaid for 1,400,000.00 - The Martin Ginsburg waterfront development project. This loan is coupled with a \$700,000.00 grant and the developer used the funds for site acquisition. Full repayment was made by MGD.
3. Jawanio Katzen School Renovation approved, funded, and repaid for \$900,000.00. Jawanio will be utilizing the funds to renovate the Katzen School facility to a day treatment and day care facility for developmentally disabled children. This project will create 30 new Low/Moderate income jobs. The county will repay \$400,000.00 of this loan over a 2-year period from future CDBG awards. A previous CDBG award of \$250,000.00 was made for this project, bring the county's total to \$650,000.00.

A problem occurred with the security position. Both HUD and the County Industrial Development Agency require the 1st position. Jawanio withdrew the 108 as a result. The county still provided the \$400,000.00 in CDBG.

4. Kaser Pascack Brook Improvements - approved and funded for \$785,000.00. The Village of Kaser will utilize the funds to make water and drainage improvements on a parcel of land adjacent to the proposed community center. The county will repay the entire loan to include interest over a ten-year period. A previous award of \$215,000.00 from CDBG will also go toward the overall project, bringing the commitment to \$1,700,000.00. The project is completed.
5. Rockland ARC Therapeutic Pool - approved for \$941,000.00. Rockland ARC will construct a therapeutic pool for the developmentally disabled on Phillips Hill Road. The county's commitment is for \$600,000.00 plus interest over 10 years from future CDBG awards. The project is completed.

6. Headstart of Spring Valley – approved for \$2,400,000.00. Headstart will construct a 25,000 square foot school on the former Bernard property in the Village of Spring Valley. The county's commitment is for \$1,500,000.00 plus interest over 10 years. This is the largest commitment made but the overall project merits the use of future CDBG funds. The project is completed.
7. Camp Venture Day Rehabilitation Center – approved and funded for \$450,000.00 – Camp Venture is purchasing the Sparkill Mason Lodge and converting it to a day rehabilitation center. A previous CDBG award for \$100,000.00 will assist in the purchase/renovation. Camp Venture will repay the entire loan. The project is completed.
8. Community Outreach Center – approved and funded for \$800,000.00 for the construction of a community center. The agency has determined a location and is waiting for the purchase of the site from the Town of Ramapo. A recent request for a 1-year extension of the loan was submitted to HUD and approved. Environmental studies are now complete and a request for the release of funds submitted. The property was acquired in October 2008 and construction is expected to start in mid 2012.
9. Spring Valley Headstart Park – approved for \$1,704,000.00 for the construction of a public recreational park in the Village of Spring Valley. The park, coupled with the Headstart Early Childhood Center and several affordable housing projects is assisting in the revitalization of the neighborhood. The project is completed.
10. Rockland Family Shelter – Approved for \$1,360,000.00. A not for profit corporation serving battered women, the Rockland Family Shelter is borrowing funds to acquire and renovate an existing building to be used as their main offices and will allow the RFS more space for existing services and expansion of programs. The project is completed.
11. Sapounas Inc. – Approved for \$800,000.00. Sapounas Inc. is seeking the loan to construct a 9000 square foot retail marketplace in the Village of Nyack, New York. The market will be a uniquely service-oriented marketplace specializing in quality groceries, produce, and prepared foods. The marketplace is part of an overall development that will also include 10 affordable housing apartments for the local volunteer firefighters, and a total project cost of \$4,416,000.00. The affordable housing units opened March 1, 2009. The retail market opened in March 2009. The retail market closed in September 2010 due to the downturn in the economy and most of the rental units were vacated in January based on the utilities being shut off due to non-payment. The Village of Nyack and the Office of Community Development is currently working with the owner to reestablish the property.
12. United Hospice of Rockland, Inc. – An approved application for \$500,000.00. The project is for the pre-development costs of a 10-bed hospice home. Loan proceeds will be used towards the acquisition of furnishings and equipment for the facility as well. The county funded the project in November and it is now completed.
13. Village of Nyack Streetscape Improvements - An application for \$750,000 was submitted in May 2011. The Village of Nyack will utilize the Section 108 Loan to underwrite some of the costs to construct planned streetscape improvements along Main Street in the central village from Broadway on the east to Franklin Street on the west. The streetscape improvements consist of new historic style lighting, sidewalks, curbs, curb cuts for handicapped accessibility, new crosswalks, trees and resurfacing the roadway. The project will install approximately 7,600 linear feet of sidewalk, curbing, mill and repave 3,800 linear feet of the roadbed, install 26 new historic-style lights, street furniture and plant approximately 35 trees and various plantings. The application is approved and waiting for contracts to start the work this spring/summer.
14. Rockland County Economic Development Program - The Office of Community Development submitted an application to borrow \$2,000,000 from the Section 108 Loan program. The Section 108 Loan would establish two programs, one for Micro-loan Program of up to \$50,000 and a second using the SBA 7A program for loans from \$50,000 to \$2,000,000. The second loan would be through a partnership with the National Development Council (NDC) and their Grow America Program. The application was approved for \$1,860,000 and is awaiting contracts.

EMERGENCY SOLUTIONS GRANT

There are major changes to the program this year with the change from the Emergency Shelter Grant to the Emergency Solutions Grant. The County has in the past and will continue to solicit proposals for use of Emergency Solutions Grant funds from the providers of services to the homeless. In the current year, the county has opted to provide the Rockland Family Shelter with funding to assist in the operations of a battered women's shelter, and the Legal Aid Society with funding to provide legal services to prevent evictions and provide other legal assistance as provided by the act. With the changes in the ESG program through the Hearth Act, the county is also continuing to fund an eviction prevention/rapid re-housing program to replace the Homeless Housing and Rapid Re-housing (HPRP) program funded through the American Recovery and Reinvestment Act (ARRA)

Emergency Shelter Component (576.102)**RFS Emergency Residential Shelter****Rockland Family Shelter, Inc**

The RFS Emergency Residential Shelter is an ongoing shelter that has been in continuous operation since 1979. A secure facility at an undisclosed location (for security purposes), the Shelter provides battered women and their children a safe place to live while they recover from trauma of domestic violence and plan for their future safety. The only facility of its kind in Rockland County, the shelter is staffed by RFS counselors/ advocates who offer residents counseling, support, and advocacy; educate them about domestic violence and their legal rights; facilitate access to social service resources and New York State Crime Victims Board (CVB) compensation; and assist with immigration documentation and translation as necessary. Therapeutic appointments, employment and permanent housing search assistance, and recreational activities are also available to shelter residents, who are also able to meet and interact with each other for learning and mutual support. Shelter staff educates residents about the root causes of domestic violence, community programs available to assist them, and legal and medical options. Numerous volunteers from the community who contribute their time, energy, and expertise to assist the women and children in residence assist shelter staff.

The Legal Aid Society of Rockland will also continue to offer free legal services to victims of domestic violence through the Family Court System.

Homeless Prevention (576.103)

Funds will be used to prevent the initial occurrence of homelessness by providing legal counsel to eligible tenants who are subject to eviction proceedings and cases will be settled by paying the rent arrears to avoid eviction.

Rapid Re-housing Assistance (576.104)

For families exiting an emergency shelter or transitional housing program listed on Rockland County's Housing Inventory Chart based on program requirements, and are unable to pay full monthly rent on an ongoing basis. A rental subsidy will be provided for no more than 24 months depending on case circumstances.

Housing Relocation and Stabilization Services (576.105)

Housing-related case management will be provided to assist families with housing relocation and stabilization services to include: rental application fees, last months rent if necessary to obtain housing for a program participant, moving costs such as truck rental or hiring a moving company, and assisting in developing a housing plan with the family and monitored by the case manager. The goal will be to insure that at the end of the supplement period the family will have the means to pay their full monthly rent.

Security/Utility Deposit and Utility payments will be available to those families who have exhausted all available benefits for security/utility deposits and utility payments will be offered assistance if they are need a deposit to secure housing or are faced with a shut off.

Short-term and Medium-term Rental Assistance (576.106)

For families facing eviction, already in the court system, who due to loss of income have rental arrears and are unable to pay full monthly rent on an ongoing basis. A rental subsidy will be provided for no more than 24 months of assistance during a 3-year period, depending on case circumstances. The subsidy amount will be determined following Section 8 HCVP guidelines.

HOPWA

The County of Rockland will utilize \$559,447 to finance a tenant based assistance program as in prior years with the client/household portion of the rent payment, plus the Department of Social Services shelter allowance for qualifying households. This leveraged financing is estimated to provide approximately \$800,000.

The County will continue to operate a tenant based assistance program with legal and counseling services, modeled after the Section 8 Housing Voucher Choice program with two modifications. First, households will be eligible up to the low-income level (80% of medium) as opposed to 50% as in Section 8. Past experience shows that approximately 80% of the assisted households still fall in the very low-income grouping. Second, the County will allow a greater number of bedrooms than in the Section 8 program if medically appropriate.

The County of Rockland will also utilize funds for a second HIV/AIDS housing complex with a tenant based rental assistance program, bringing the total count of assisted persons and their families to 25.

Determination of eligibility, screening and assistance in finding suitable apartments is done through the coordinated efforts of the Department of Health. The Office of Community Development handles enrollments, recertifications, and day-to-day client services.

Tenant Based Rental Assistance (Office of Community Development)	\$447,195
Legal Services (Legal Aid Society of Rockland)	\$35,000
Client Services (Rockland County Department of Health)	\$35,000
Housing Services (Rockland County Office of Community Development)	\$42,252

The Rockland County Office of Community Development Administrative Policy and Procedure for the HOPWA program is attached as Exhibit A.

HOUSING CHOICE VOUCHER PROGRAM

The Office of Community Development is the Local Administrator for the New York State Division of Homes and Community Renewal Statewide Housing Choice Voucher Program. The program currently has 1008 vouchers and 404 families on the Wait List. The Wait list was opened for pre-applications on May 1, 2007 for a 90-day period and closed on July 31, 2007. A lottery was held for placement of 1350 pre-applications selected.

The following chart indicates the number of Housing Choice Voucher units in the county by programs and includes the number of Wait list clients. Copies of the 5-year PHA plans and Annual Plans for all of the PHA's that include all annual revisions are on file at the Office of Community Development.

The Office of Community Development holds quarterly meeting with the Ramapo Housing Authority, the Spring Valley Section 8 Office, the Nyack Housing Authority, and the New Square Housing Authority.

PROGRAM	WAIT			UTILIZATION STATUS	
	VOUCHERS LEASED	LIST			
Rockland County Community Development	1008	994	404	98.60%	Closed
Nyack Housing Authority	236	200	459	84.75%	Open
Village of Spring Valley	815	574	355	70.43%	Closed
Village of Kaser	92	92	42	100%	Closed
Village of New Square	670	670	344	100%	Closed
Town of Ramapo Housing Authority	642	586	671	91.28%	Closed
Total Section 8 Units	3463	3116	2275	90%	

MONITORING

The Rockland County Office of Community Development conducts annual on-sight monitoring of sub-recipients. The monitoring consists of review the application, bid documents, contracts, requests for payments, program accomplishments, and income verifications. The monitoring also consists of, but is not be limited to:

1. National Objective Compliance
2. Labor Standard Compliance
3. Financial Management Compliance
4. Environmental Review Compliance
5. Procurement
6. Allowable Costs Compliance

Monitoring activities were conducted in June 2011, and will be scheduled for June 2012 for FY2011 program year. A copy of activities will be maintained at the Office of Community Development.

OTHER ACTIONS

Although previously addressed in the 2010 -2014 Consolidated Plan, in order to comply with 24CFR91.220(k), other actions, the following is a description on how the county plans to address barriers to affordable housing, foster and maintain affordable housing, reduce the number of poverty level families, and obstacles to meeting underserved needs.

The County of Rockland also continues to work with several public and private housing agencies as well as social service agencies to enhance services. Several of these agencies are indicated in the Public Service portion of the Consolidated/Action plan as recommendations for funding for these vital services. The county worked with several not-for-profit organizations over the last several years that provided training to local community groups in neighborhood watch, recycling, and health and safety. Although slow to catch on and labeled as "outsiders", the groups now seem to be making a small impact.

Rockland County faces a difficult challenge in the 2000's: Affordable housing is scarce, Housing Choice Voucher's are in incredible demand, and few communities, if any, feel the need to develop any additional affordable units unless it is for seniors. Many see the housing growth of the 1990's and 2000's as an opportunity to bring affluent residents, with disposable income into their community. Will the benefits of living in Rockland County be shared by all its residents, or will some residents continue to be restricted to inferior housing in marginal neighborhoods. Fair housing, defined as access to affordable housing without discrimination, is not yet a reality in Rockland County, however great strides were taken in the last 10 years to bring this reality closer for all residents.

Demographic trends point to the increasing variety and diversity of the County's population. Compared to 1970, 1980, and 1990 the County's population in 2000 is older, contains a greater proportion of non-family households and households headed by a single individual, and contains families with income levels ranging from the very rich to the desperately poor. The non-white population of the County has increased steadily, to 32.1% of the population in communities.

While the County's demographic profile points to increasing diversity, housing characteristics have not kept pace. The surge in housing prices between 1990 and 2000 outstripped income growth. As a result, 9.5% of County households in 2000 were living in poverty. The median value of owner occupied housing in 2000 was \$242,500, up an average of 17% annually.

Impediments to Fair Housing in Rockland County take two discrete forms: (1) barriers to housing access free of discrimination; and (2) barriers to housing affordability.

Barriers to housing access free of discrimination include:

1. Problems of interpersonal interaction;
2. Discrimination by individual real estate practitioners;
3. Discriminatory practices by individual lenders;
4. Discrimination in marketing of new construction.

Barriers to housing affordability include:

5. Situational factors and market conditions;
6. Fear and uncertainty;
7. Inadequate system for delivery of affordable housing.

In evaluating and for the reduction of lead-based paint hazards in Rockland County, estimates that there are households that are at a serious risk of lead paint hazards because; they have household incomes of 50% or less of the area medium income; they have children under the age of 6 residing in the unit; and they are units built prior to 1978. Recognizing the dangers of lead paint, Rockland County has implemented a wide-range strategy to control those hazards.

In the use of HOME Program funds for an owner-occupied housing rehabilitation programs the requirements are fully compliant with the HUD lead hazard control regulations at 24CFR Part 35. Proving safe and healthy homes is an objective that will be partially met through this program.

In the CDBG program, all local government grant recipients are required to comply with 24CFR570.487 with respect to lead paint poisoning prevention. Subrecipients that have a housing component which includes housing structures constructed or substantially rehabilitated prior to 1978 shall include appropriate measures in their housing activities to control, as much is practical, lead based hazards and shall provide notification of purchasers and tenants of the hazards of lead paint.

During the initial and periodic inspections for all tenant based rental program, to include Section 8 Housing program, HOME Program, and the Supportive Housing Grant Program, an inspector acting on behalf of the designated party and trained in visual assessment for deteriorated paint surfaces in accordance with procedures established by HUD shall conduct a visual assessment of all painted surfaces in order to identify any deteriorated paint.

(2) For tenant-based rental assistance provided under the HOME program, visual assessment shall be conducted as part of the initial and periodic inspections required under §92.209(i) of this title.

(b) The owner shall stabilize each deteriorated paint surface in accordance with §§35.1330(a) and (b) before commencement of assisted occupancy. If assisted occupancy has commenced prior to a periodic inspection, such paint stabilization must be completed within 30 days of notification of the owner of the results of the visual assessment. Paint stabilization is considered complete when clearance is achieved in accordance with §35.1340. If the owner does not complete the hazard reduction required by this section, the dwelling unit is in violation of Housing Quality Standards (HQS) until the hazard reduction is completed or the unit is no longer covered by this subpart because the unit is no longer under a housing assistance payment (HAP) contract with the housing agency.

(c) The owner shall provide a notice to occupants in accordance with §35.125(b)(1),(c) describing the results of the clearance examination.

(d) The designated party may grant the owner an extension of time to complete paint stabilization and clearance for reasonable cause, but such an extension shall not extend beyond 90 days after the date of notification to the owner of the results of the visual assessment.

LEVERAGING RESOURCES

Several of the sub-grantees have been very successful in leveraging funds from other federal, state, private, and public funds. Through the HOME Program, Rockland Housing Action Coalition, Joseph's Home, and the Legal Aid Society match nearly every dollar on a dollar for dollar match from state sources and private funds. The County also funds projects that are funded through the New York State Homes and Community Renewal's Low Income Housing Tax Credit program. These projects, through the efforts of the Office of Community Development, typically receive a Payment in Lieu of Taxes (PILOT) and the tax benefits contribute towards the match. The County also utilizes the appraised value of the land as a HOME match, when it qualifies.

The Rockland Family Shelter also matches dollar for dollar funds used for the operational expenses at the battered women's shelter, funded by ESG from the State of New York Criminal Justice division, private donations, and through their annual support from the County of Rockland budget.

Many communities also leverage funds from New York State for their improvement projects.

The County of Rockland is currently working with all of its depositories for further future leveraging capabilities, and since the County of Rockland became it's own Metropolitan Statistical Area, banks now have to reexamine their participation within Rockland.

CITIZEN'S COMMENTS

All comments received by the County of Rockland and the consortium communities during the preparation of the 2012 Consolidated/Action Plan will be kept on file at the Rockland County Office of Community Development, 50 Sanatorium Road, Building K, Pomona, New York 10970 and are available for review.

CITIZEN REVIEW PERIOD

A draft of the Action Plan was made available for the public comment period on April 2, 2012. Publication of a notice of availability was made on that date in the Rockland Journal News; copies of the Consolidated/Action Plan were made available to the 22 villages and towns in the consortium at our annual CDBG day.

NOTICE OF PUBLIC HEARING

The Rockland County Office of Community Development published the Notice of Public Hearing in the Rockland County Journal News and the Rockland County Times, a copy of which follows.

**NOTICE OF
PUBLIC HEARING**

Please TAKE NOTICE that a public hearing will be held by the Rockland County Office of Community Development on the 7th day of May, 2012 at 5:00 p.m. at the Rockland County Office of Community Development, 50 Sanatorium Road, Building K, Pomona, New York 10970 for the purpose of obtaining public comment on the Rockland County FY2012 Consolidated/Action Plan, the Proposed Statement of Community Development Objectives and Projected Use of Funds under Fiscal Year 2012 Community Development Block Grant Program, Fiscal Year 2012 HOME Investment Partnership Program, Fiscal Year 2012 Emergency Solutions Grant Program, and Fiscal Year 2012 Housing opportunities for Persons with AIDS (HOPWA).

Please TAKE NOTICE that a public hearing will be held by the Rockland County Office of Community Development on the 7th day of May, 2012 at 5:00 p.m. at the Rockland County Office of Community Development, 50 Sanatorium Road, Building K, Pomona, New York 10970 for the purpose of obtaining public comment on the Rockland County Analysis of Impediments to Fair Housing Choice.

Please TAKE NOTICE that the FY2012 Consolidated/Action Plan for Rockland County is available for public review and comments, at the Rockland County Office of Community Development, 50 Sanatorium Road, Building K, Pomona, New York 10970 on April 2, 2012.

At the aforesaid times and place any and all interested parties are invited to attend.

Dated March 26, 2012

C. SCOTT VANDERHOEF

County Executive

For the Rockland County Consortium

"The Rockland County Office of Community Development is committed to full compliance with the American with Disabilities Act. To that end, Community Development is committed to creating an accessible environment for all. The Rockland County Office of Community Development will also make all accommodations for language translations. To request accommodations that you may require, please call Joseph F. Abate at 845-364-3939. Please request these accommodations three (3) days in advance so that we can seek to meet your needs."

CERTIFICATIONS

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

Affirmatively Further Fair Housing - The jurisdiction will affirmatively further fair housing, which means it will conduct an analysis of impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting the analysis and actions in that regard.

Anti-displacement and Relocation Plan – It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR 24; and it has in effect and is following a residential anti-displacement and relocation assistance plan required under section 104 (d) of the Housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under the CDBG or HOME programs.

Drug Free Workplace – It will or will continue to provide a drug-free workplace by:

1. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition:
2. Establishing an ongoing drug-free awareness program to inform employees about –
 - (a) The dangers of drug abuse in the workplace;
 - (b) The grantee's policy of maintaining a drug-free workplace;
 - (c) Any available drug counseling, rehabilitation, and employee assistance programs; and
 - (d) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;
3. Making it a requirement that each employee to be engaged in the performance of the grant be given a copy of the statement required by paragraph 1;
4. Notifying the employee in the statement required by paragraph 1 that, as a condition of employment under the grant, the employee will –
 - (a) Abide by the terms of the statement; and
 - (b) Notify the employer in writing of his or her conviction for a violation of a criminal drug statute occurring in the workplace no later than five calendar days after such conviction;
5. Notifying the agency in writing, within ten calendar days after receiving notice under subparagraph 4(b) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to every grant office or other designee on whose grant activity the convicted employee was working, unless the Federal agency has designated a central point for the receipt of such notices. Notice shall include the identification number(s) of each affected grant;
6. Taking one of the following action, within 30 calendar days of receiving notice under subparagraph 4 (b), with respect to any employee who is so convicted –
 - (a) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1993, as amended; or
 - (b) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health, law enforcement, or other appropriate agency;
7. Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs 1, 2, 3, 4, 5 and 6.

Anti-Lobbying – To the best of the jurisdiction's knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;
2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperation agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and
3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all sub-awards at all tiers (including subcontracts, subgrants, and contracts under grants loans, and cooperative agreements) and that all sub- recipients shall certify and disclose accordingly.

Authority of Jurisdiction – The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

Consistency with plan – The housing activities to be undertaken with CDBG, HOME, ESG, and HOPWA funds are consistent with the strategic plan.

Section 3 – It will comply with section 3 of the Housing and Urban Development Act of 1968, and implementing regulations at 24 CFR Part 135.

	<u>May 10, 2012</u>
C. Scott Vanderhoef	Date
County Executive	

Specific CDBG Certifications

The Entitlement Community certifies that:

Citizen's Participation – It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105

Community Development Plan – It's consolidated housing and community development plan identifies community development and housing needs and specifies both short-term community development objectives that provide decent housing, expand economic opportunities primarily for persons of low and moderate income. (See CFR 24 570.2 and CFR24 part 570).

Following a Plan - It is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD.

Use of Funds – It has complied with the following criteria:

1. Maximum Feasible Priority. With respect to activities expected to be assisted with CDBG funds, it certifies that it has developed its Action Plan so as to give maximum feasible priority to activities, which benefit low and moderate-income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available;
2. Overall Benefit. The aggregate use of CDBG funds including section 108 guaranteed loans during program year(s) 2011, 2011, and 2012 (a period specified by the grantee consisting of one, two, or three specific consecutive program years), shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period:
3. Special Assessments. It will not attempt to recover any capital costs of public improvements assisted with CDBG funds including Section 108 loan guaranteed funds by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements.

However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, and assessment or charge may be made against the property with respect to the public improvements finance by a source other than CDBG funds.

The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108, unless CDBG funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108, unless CDBG funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources. In this case, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds. Also, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

Excessive Force – It has adopted and is enforcing:

1. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction;

Compliance With Anti-discrimination laws - The grant will be conducted and administered in conformity- with title VI of the Civil Rights Act of 1964 (42 USC 2000d), the Fair Housing Act (42 USC 3601-3619, and implementing regulations.

Lead-Based Paint – Its notification, inspection, testing and abatement procedures concerning lead-based paint will comply with the requirements of 24 CFR Section 570.608;

Compliance with Laws – It will comply with applicable laws. with title formity with title VI of the Civil Rights Act of 1964 (42 USC 2000d), the Fair Housing Act (42 USC 3601-3619, and implementing regulations.

May 10, 2012

C. Scott Vanderhoef

Date

County Executive

OPTIONAL CERTIFICATION CDBG

Submit the following certification only when one or more of the activities in the action plan are designed to meet other community development needs having a particular urgency as specified in 24 CFR 570.208 (c):

The grantee hereby certifies that the Annual Plan includes one or more specifically identified CDBG-assisted activities which are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources are not available to meet such needs.

_____ Date May 10, 2012
C. Scott Vanderhoef
County Executive

Specific HOME Certifications

The HOME participating jurisdiction certifies that:

Tenant Based Rental Assistance – If the participating jurisdiction intends to provide tenant-based rental assistance:

The use of HOME funds for tenant-based rental assistance is an essential element of the participating jurisdiction's consolidated plan for expanding the supply, affordability, and availability of decent, safe, sanitary, and affordable housing.

Eligible Activities and Costs - It is using and will use HOME funds for eligible activities and costs, as described in 24 CFR Section 92.205 through 92.209 and that it is not using and will not use HOME funds for prohibited activities as described in Section 92.214.

Appropriate Financial Assistance – before committing any funds to a project, it will evaluate the project in accordance with the guidelines that it adopts for this purpose and will not invest any more HOME funds in combination with other Federal assistance than is necessary to provide affordable housing.

_____ May 10, 2012
C. Scott Vanderhoef Date
County Executive

ESG Certifications

The Emergency Solutions Grants Program Recipient certifies that:

Major rehabilitation/conversion – If an emergency shelter's rehabilitation costs exceed 75 percent of the value of the building before rehabilitation, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed rehabilitation. If the cost to convert a building into an emergency shelter exceeds 75 percent of the value of the building after conversion, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 10 years after the date the building is first occupied by a homeless individual or family after the completed conversion. In all other cases where ESG funds are used for renovation, the jurisdiction will maintain the building as a shelter for homeless individuals and families for a minimum of 3 years after the date the building is first occupied by a homeless individual or family after the completed renovation.

Essential Services and Operating Costs – In the case of assistance involving shelter operations

or essential services related to street outreach or emergency shelter, the jurisdiction will provide services or shelter to homeless individuals and families for the period during which the ESG assistance is provided, without regard to a particular site or structure, so long the jurisdiction serves the same type of persons (e.g., families with children, unaccompanied youth, disabled individuals, or victims of domestic violence) or persons in the same geographic area.

Renovation – Any renovation carried out with ESG assistance shall be sufficient to ensure that the building involved is safe and sanitary.

Supportive Services – The jurisdiction will assist homeless individuals in obtaining permanent housing, appropriate supportive services (including medical and mental health treatment, victim services, counseling, supervision, and other services essential for achieving independent living), and other Federal State, local, and private assistance available for such individuals.

Matching Funds – The jurisdiction will obtain matching amounts required under 24 CFR 576.201.

Confidentiality – The jurisdiction has established and is implementing procedures to ensure the confidentiality of records pertaining to any individual provided family violence prevention or treatment services under any project assisted under the ESG program, including protection against the release of the address or location of any family violence shelter project, except with the written authorization of the person responsible for the operation of that shelter.

Homeless Persons Involvement – To the maximum extent practicable, the jurisdiction will involve, through employment, volunteer services, or otherwise, homeless individuals and families in constructing, renovating, maintaining, and operating facilities assisted under the ESG program, in providing services assisted under the ESG program, and in providing services for occupants of facilities assisted under the program.

Consolidated Plan – All activities the jurisdiction undertakes with assistance under ESG are consistent with the jurisdiction's consolidated plan.

Discharge Policy – The jurisdiction will establish and implement, to the maximum extent practicable and where appropriate policies and protocols for the discharge of persons from publicly funded institutions or systems of care (such as health care facilities, mental health facilities, foster care or other youth facilities, or correction programs and institutions) in order to prevent this discharge from immediately resulting in homelessness for these persons.

C. Scott Vanderhoef
County Executive

Date

May 10, 2012

APPENDIX TO CERTIFICATION**INSTRUCTIONS CONCERNING LOBBYING AND DRUG-FREE WORKPLACE REQUIREMENTS****A. Lobbying Certification**

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and no more than \$100,000 for each such failure.

B. Drug-Free Workplace Certifications

1. By signing and/or submitting this application or grant agreement, the grantee is providing the certification.
2. The certification is a material representation of fact upon which reliance is placed when the agency awards the grant. If it is later determined that the grantees knowingly rendered a false certification, or otherwise violates the requirements of the Drug-Free Workplace Act, HUD, in addition to any other remedies available to the Federal Government may take action authorized under the Drug-Free Workplace Act.
3. Workplace under grants, for grantees other than individuals, need not be identified on the certification. If known, they may be identified in the grant application. If the grantee does not identify the workplace at the time of application, or upon award, if there is no application, the grantee must keep the identity of the workplace(s) on file in its office and make the information available for Federal inspection. Failure to identify all known workplaces constitutes a violation of the grantee's drug-free workplace requirements.
4. Workplace identification must include the actual address of buildings (or parts of buildings) or other sites where work under the grant takes place. Categorical descriptions may be used (e.g., all vehicles of a mass transit authority or State highway department while in operation, State employees in each local unemployment office, performers in concert hall or radio stations),
5. If the workplace identified to the agency changes during the performance of the grant, the grantee shall inform the agency of the change(s), if it previously identified the workplaces in question (see paragraph three).
6. The grantee may insert in the spaces provided below the site(s) for the performance of work done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

Check if there are workplaces on file that are not identified here.

The certification with regard to the drug-free workplace is required by 24 CFR part 24, subpart F.

7. Definitions of terms in the Nonprocurement Suspension and Debarment common rule and Drug-Free Workplace common rule apply to this certification. Grantees' attention is called, in particular, to the following definitions from these rules:

"Controlled substance" means a controlled substance in Schedules I through V of the Controlled Substances Act (21 U.S.C. 812) and as further defined by regulation (21 CFR 1308.11 through 1308.15);

"Conviction" means a finding of guilt (including a plea of no lo contendere) or imposition of sentence, or both, by any judicial body charged with the responsibility to determine violations of the Federal or State criminal drug statutes;

"Criminal drug statute" means a Federal or non-Federal criminal statute involving the manufacture, distribution, dispensing, use, or possession of any controlled substance;

"Employee" means the employee of a grantee directly engaged in the performance of work under a grant, including" (i) All "direct charge" employees; (ii) all "indirect charge" employees unless their impact or involvement is insignificant to the performance of the grant; and (iii) temporary personnel and consultants who are directly engaged in the performance of work under the grant and who are on the grantee's payroll. This definition does not include workers not on the payroll of the grantee (e.g., independent contractors not on the grantee's payroll; or employees of subrecipients or subcontractors in covered workplaces).

SCHEDULE A

CDBG 2012		1,926,134.00
Curbs and Sidewalks	Spring Valley	\$ 100,000.00
Sidewalk Replacements	Vill. of Haverstraw	\$ 90,000.00
Pecks Pond Improvements	West Haverstraw	\$ 90,000.00
Business District Improvements	Suffern	\$ 85,000.00
Bowline Improvements	Town of Haverstraw	\$ 80,000.00
Kaser Terrace Sidewalks	Kaser	\$ 50,000.00
West Central Ave Improvements	Ramapo	\$ 50,000.00
ADA Elevator Justice Court	Stony Point	\$ 50,000.00
Restroom Project	South Nyack	\$ 47,000.00
Nyack Section 108 Loan Repayment	Nyack	\$ 43,000.00
Landlord/Tenant Advocacy Legal Aid	Rockland County	\$ 36,000.00
Calvary Drive ADA Pedestrian Signals	Clarkstown	\$ 30,000.00
Mini Bus	Clarkstown	\$ 25,000.00
Public Facilities Improvements ADA Curb	Orangetown	\$ 25,000.00
GET Program	Haverstraw	\$ 25,000.00
Economic Development Initiative	Rockland County	\$ 20,000.00
Jewish Family Services	Rockland County	\$ 20,000.00
Arts Alliance	Haverstraw	\$ 18,000.00
Foster Grandparent Program	Rockland County	\$ 15,000.00
Youth Counseling	RODA (Kaser)	\$ 12,000.00
Nyack Center	Nyack	\$ 12,000.00
West Street CCLC Summer Program	Spring Valley	\$ 10,000.00
Meals on Wheels Meal Delivery	Rockland County	\$ 10,000.00
Family Stabilaization Program - SVHA	Spring Valley	\$ 10,000.00
Adult Literacy Program	Rockland County	\$ 10,000.00
Crime Prevention Program	Rockland County	\$ 10,000.00
Sewer Connection Youth Center	Hillburn	\$ 5,400.00
Chiku Awali African Dance	Spring Valley	\$ 5,000.00
Sewer Connection Community Room	Hillburn	\$ 4,600.00
Curb Cuts	Piermont	\$ 3,000.00

SCHEDULE B

HOME PROGRAM		\$586,870.00
CHDO Designated Project	Rockland County	\$ 96,000.00
Homebuyers Assistance	Rockland County	\$ 125,000.00
Tenant Based Rental Program	Rockland County	\$ 106,183.00
Security Deposit Program	Legal Aid	\$ 30,000.00
Owner Occupied Rehabilitation	Rockland County	\$ 150,000.00
HACSO Homeownership Training	Spring Valley	\$ 20,000.00
Administration	Rockland County	\$ 58,687.00

SCHEDULE C

EMERGENCY SOLUTIONS GRANT		\$	163,457.00
Rockland Family Shelter	RFS	\$	25,000.00
Legal Services	Legal Aid	\$	30,000.00
Homeless Prevention	Rockland County	\$	25,000.00
Rapid Re-housing Assistance	Rockland County	\$	25,000.00
Short/Long Term Rental Assistance	Rockland County	\$	46,207.00
Administration	Rockland County	\$	12,250.00

SCHEDULE D

HOPWA FY2012	\$597,195.00
RENTAL ASSISTANCE	\$ 447,195.00
COMMUNITY DEVELOPMENT - HOUSING SERVICES	\$ 80,000.00
CLIENT SERVICES	\$ 70,000.00

SCHEDULE E

Section 108 Loan	\$800,000.00
Repayments	\$800,000.00

SCHEDULE F

Supportive Housing Grant	\$	579,220.00
Transitional Housing Program	\$	431,220.00
HMIS	\$	148,000.00

SCHEDULE G

Section 108 Loan	\$1,865,000.00
County of Rockland ED Program	\$1,865,000.00

SCHEDULE H

Administrative Policy and Procedures
 HOME Investment Partnership Program
 Housing Opportunities for Persons with AIDS
 Emergency Solutions Grant

January 1, 2012

The information included is the policy and procedures of the Rockland County Office of Community Development for the United States Department of Housing and Urban Development's HOME Investment Partnership, HOPWA, and Homeless Prevention and Rapid Re-Housing Programs. The policies and procedures have been established for all programs unless stated and are in accordance with federal regulations, Title 24 – Housing and Urban Development, Part 92 – HOME Investment Partnerships Program, Part 574 Housing Opportunities for Persons with AIDS, and Title 24 – Housing and Urban Development, Part 576 Emergency Solutions Grant.

GENERAL PROVISIONS (ALL PROGRAMS)

AFFIRMATIVE MARKETING POLICIES AND PROCEDURES

In accordance with Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) Program regulations and in furtherance of the County of Rockland's commitment to non-discrimination and equal opportunity in housing, the County of Rockland has established procedures to affirmatively market units acquired, rehabilitated, constructed or otherwise assisted under the CDBG and/or HOME Programs.

The County of Rockland is committed to the goals of non-discrimination and equal access. In addition, the County of Rockland is committed to the goals of increasing the housing opportunities of those with limited English proficiency, low-income residents and under-represented ethnic and racial groups. These goals will be reached through the implementation of the County's Affirmative Marketing Policy. The implementation of this policy should result in a diverse tenant population in each of the affordable housing developments, with a representation of ethnic and racial groups that is consistent with their representation in the County.

The County of Rockland actively promotes fair housing through:

- Ongoing funding of fair housing services
- Adoption and implementation of an “Analysis of Impediments to Fair Housing Choice”
- Adoption of “Consolidated Plan” for CDBG, HOME program, with an analysis and strategy for fair housing, every five years
- Annual monitoring of fair housing activities through monitoring of fair housing services and reporting on ongoing activities in its Consolidated Annual Performance and Evaluation Report (CAPER)

The goal of the affirmative marketing procedures and outreach efforts are to ensure that all persons – regardless of their race, color, national origin, age, religion, sex, disability, familial status or English proficiency – are aware of the affordable housing opportunities generated by federal HOME funds and County Housing Funds and program activities, in accordance with 24 CFR 108.1.

The County of Rockland is responsible for the implementation of the Affirmative Marketing Policies and Procedures and all owners, developers, Community Housing Development Organizations and other nonprofits must comply with this policy for all CDBG, HOME and County funded housing developments.

The Affirmative Marketing Policies and Procedures exist as an appendix to the “Analysis of Impediments to Fair Housing Choice” maintained in the Community Development Department files. CDBG, HOME and County funded housing developments are held to the terms of the policies by reference of these policies as an attachment to loan or rent regulatory agreements with the County for receipt of CDBG, HOME and/or County funds.

1. Methods for Informing the Public, Owners and Potential Tenants about Fair Housing Laws and the County’s Affirmative Marketing Policies and Procedures
 - a) The County of Rockland Office of Community Development shall be responsible for implementing the County’s Affirmative Marketing Policies and Procedures.
 - b) Recipients of CDBG, HOME and/or County funds shall be informed of the County’s Affirmative Marketing Policies by having this policy referenced in the agreement as an attachment with the County for the receipt of funds and by making compliance with this policy a requirement for the duration of the agreement.
 - c) The County shall continue to fund outside agencies to provide fair housing information/referral and case investigation services and tenant/landlord information/referral and mediation services.
 - d) The County collaborates with the members of the countywide consortium to reduce discrimination in housing.
 - e) The County shall work with Human Rights Commission to develop an outreach plan each year, which will include advertisements in local newspapers, public service announcements, distribution of fair housing brochures at relevant events, community presentations, and other outreach activities to inform the community about fair housing rights and responsibilities.
 - f) The County shall carry out outreach and provide tenants and rental property owners with copies of the State of New York handbook on tenants rights and responsibilities, fair housing brochures as well as the County’s Housing website and Affirmative Marketing Policies and Procedures.
 - g) The County provides information about fair housing, fair housing procedures and links on the County’s website.
 - h) The County shall require that owners of CDBG and/or HOME funded housing provide an annual report describing how their actions have complied with the County’s Affirmative Marketing Policies and Procedures.
 - i) The County shall periodically post flyers and brochures that describe fair housing laws and services, in the County Office building, which is open to the public.
 - j) Housing project owners shall instruct all employees and agents in writing and orally in the policy of nondiscrimination and fair housing.

2. Description of Requirements of Property Owners and the County to Affirmatively Market Housing Assisted with CDBG, HOME and/or County funds

It is the County of Rockland's policy to require that each owner of a rental or ownership project carried out with CDBG, HOME, and/or County funds:

- a) Use the "Equal Opportunity" logotype or slogan on all correspondence and advertising prepared relating to the rental of units.
- b) Place ads in a local Countywide newspaper of general circulation, e.g. the Rockland Journal News and Rockland County Times, to advertise housing opportunities.
- c) *Sales/Leasing Staff*; Maintain a nondiscriminatory hiring policy in recruiting from both minority and majority groups including both sexes and the handicapped, for staff engaged in the sale or rental of properties.
- d) *Advertising*; All advertising depicting persons shall depict persons of majority and minority groups including both sexes.
- e) *Fair Housing Poster*; Prominently display in all offices in which sale or rental activity pertaining to the project or subdivision takes place using the HUD-approved Fair Housing poster.
- f) *Sign on project site*; Post in a conspicuous position on the project site a sign displaying prominently either the Equal Housing Opportunity logo, slogan, or statement.
- g) *AFHM Plan*; Project owners should submit the AFHM Plan to Office of Community Development for review 120 days prior to initiating sales or rental marketing activities. The County will review and consider approval of the Plan within 30 days.

The County of Rockland shall carry out the following:

- a) Post flyers of upcoming housing opportunities in the consortium community village and town halls.
- b) Maintain and make available to interested parties a listing of the affordable housing stock which includes information about who to contact regarding the availability of housing and the estimated month and year (if known) when applications will be accepted from prospective new tenants.
- c) Monitor, in conjunction with the project monitoring, compliance with the County's Affirmative Marketing Policies and Procedures.

3. Description of What Property Owners and/or the County will do to Inform Persons not Likely to Apply for Housing Without Special Outreach

In order to solicit applications from persons who are not likely to apply for housing without special outreach, particularly those persons with limited English proficiency, each owner of CDBG and/or HOME assisted property, will be required to:

- a) Utilize HUD Form 935.2 to organize and document the affirmative marketing plan for a project.
- b) Target outreach, through a variety of means, to ethnic and racial groups that are underrepresented in the housing development based on their representation in the County.
- c) At a minimum, utilize newspapers, churches, and places of worship, and nonprofit organizations that serve the underrepresented group to distribute information about housing openings.
- d) Provide all advertising in the language the group is most familiar with and provide a contact person who can answer questions in the language primarily spoken by the target group.

The County of Rockland shall carry out the following activities:

- a) As appropriate, the Rockland County Executive's Communications Office will issue a press release to local media to include the Rockland Journal News, The Rockland County Times and News 12.
 - b) Post notice of availability on the County website.
4. Maintenance of Records to Document Actions Taken to Affirmatively Market HOME, CDBG and/or County Assisted Units and to Assess Marketing Effectiveness.

The County shall request owners of property assisted under CDBG, HOME, and/or County to maintain the following records and report annually on:

- Written description of how vacancies were filled
- Copies of newspaper advertisements and flyers or other printed material used
- Copies of mailing lists to organizations that were sent flyers and other material
- Copies of press releases and description of circulation
- Evidence of broadcast of television and radio advertisements
- Photographs of site signs
- The racial, ethnic and gender characteristics of tenants

The County shall report on compliance with the County's Affirmative Marketing Policies and Procedures and consult with the property owners about any improvements which need to be addressed. The County shall maintain records regarding vacancies that occurred during the year and the process used to fill them.

The County will examine whether or not persons from a variety of racial and ethnic groups in the County applied for or became tenants of units that were affirmatively marketed. If the County finds that a variety of ethnic groups are represented, the County will assume that the affirmative marketing procedures were effective. If one or more groups are not represented consistent with their representation in the County, the County will review its procedures to determine what changes, if any, might be made to make the affirmative marketing efforts more effective.

5. What Corrective Actions will be Taken Where Affirmative Marketing Requirements are not met.

The County of Rockland will take corrective action if it is determined that a participating property owner had failed to carry out affirmative marketing efforts as required by the County's agreement. The County, prior to taking any corrective action, will discuss with the owner ways to improve affirmative marketing efforts. Initially, the County will provide a reasonable time period for the owner to establish written procedures for future use. If a participant property owner, after receiving notice and an opportunity to correct identified deficiencies, continues to neglect the responsibilities made incumbent by the terms of the agreement, the County will consider action such as notifying the property owner that a breach of the terms of the agreement with the County has occurred and that the County will exercise its rights under the terms of the agreement.

The County notes that federal regulations [24 CFR 108.50 – Compliance Procedures for Affirmative Fair Housing Marketing-Sanctions] state: "Applicants failing to comply with the requirements of these regulations, the AFHM regulations, or an AFHM plan will make themselves liable to sanctions authorized by law, regulations, agreements, rules, or policies governing the program pursuant to which the application was made, including, but not limited to, denial of further participation in Departmental programs and referral to the Department of Justice of suit by the United States for injunctive or other appropriate relief."

RECAPTURE PROVISION

The County of Rockland has been operating under an approved recapture provision for the Homebuyers Assistance, American Dream Down Payment Initiative, and HOPWA Programs.

Any loans made to homebuyers, developers, and not-for-profits to assist in the purchase or modification of existing or newly constructed housing unit is secured by a mortgage on the property. Said mortgage shall adhere to include the following provisions:

1. For the Homebuyers Assistance Program the premises will be their primary residence.
2. That upon sale during the period of affordability, the loan becomes due and payable upon transfer. If the sale is to a non-HOME eligible owner at an "affordable" price, the full principal is due plus interest at the same rate as the first mortgage. If it is sold to a qualifying person, only the principal is due. The County in these cases reserves the right to "roll over" the loan to the new owner without extending the period of affordability.
3. During the first three years of the loan, repayment shall be the loan amount plus interest equal to the mortgage in the first position or 6%, whichever is greater. In years four and five, outstanding principal only and the loan will reduce annually from years six through fifteen at a rate of 10% of the loan amount with the loan forgiven after fifteen years.
4. If non-owner occupied, the premises will conform to the rental income guidelines established by the United States Department of Housing and Urban Development for Rockland County for a period of fifteen (15) years. If the rents exceed the HUD Fair Market Rent, then the loan is considered in default and repayment must be made immediately. Proof of income is required annually by all residents by submitting all resident's federal income tax returns and a copy of the lease.
5. That upon sale during the period of affordability, the loan becomes due and payable upon transfer. If the property is sold the full balance is due at the time of closing and settlement.

PROGRAM REQUIREMENTS

All housing units assisted with federal funds from the Rockland County Office of Community Development must meet all federal requirements, to include those listed in:

- 24 CFR 570 – Community Development Block Grants
- 24 CFR 92 – HOME Investment Partnership Program
- 24 CFR 576 – Emergency Solutions Grant
- 24 CFR 982- Section 8 Tenant Based Assistance
- 24 CFR 574 – Housing Opportunities for Persons with AIDS
- 24 CFR 8 – Nondiscrimination Based on Handicap in Federally Assisted Programs
- 24 CFR 58 – Environmental Review Procedures for Recipients Assuming HUD Responsibilities
- 24 CFR 35 – Lead Based Paint Poisoning Prevention in Federally Owned and Assisted Housing

SUBORDINATION

At the discretion of the Rockland County Office of Community Development, the County of Rockland can subordinate the loan in the event the borrower refinances the existing mortgage or mortgages, in an amount not to exceed the mortgages and reasonable closing costs. The borrower must be income and program eligible at the time of the subordination request and housing unit value cannot exceed the FHA Mortgage Limit as established by HU for Rockland County. The County of Rockland shall not subordinate in any other circumstance, to include debt consolidation.

COMMUNITY DEVELOPMENT TBRA/TENANT ASSISTANCE PROGRAM

The program guidelines for the HOME TBRA Program, HOME 2 Program (HOPWA) and the Emergency Solutions Grant are the same as the United States Department of Housing and Urban Development Section 8 Voucher Program. The policies and procedures are available at the Rockland County Office of Community Development and are in accordance with federal and New York State Homes and Community Renewal regulations and administrative plans.

To be eligible for assistance the applicant must be a Rockland County resident for a minimum of one-year and meet all Section 8 Voucher Program enrollment guidelines. A family is not eligible for assistance if they have been previously terminated for cause from any Office of Community Development administered program within the past 10 years. The program will require assisted families to pay the total tenant payment as determined in accordance to Section 8 Voucher Program regulations. They must also have no outstanding family obligations, and provide proof that they have applied to and be within one year of assistance of an assisted housing program unit or of sustaining self-sufficiency. Persons that were terminated for cause from the Section 8 Voucher Program or any rent subsidized housing program through the Rockland County Office of Community Development are not eligible for assistance.

The HOME TBRA Program assistance is for one-year with the maximum time a person or family may receive assistance is for a total of 24 months. To be eligible a family or individual must be chronically homeless, facing a court ordered eviction within 7 days, or be a family that will be "reached" for subsidized housing within 2 years of assistance.

HOME 2 TBA clients must also be eligible under the guidelines as established by the United States Department of Housing and Urban Development for the Housing Opportunities for Persons With Aids (HOPWA) program 24CFR574. A wait list will be developed utilizing guidelines set forth in 24CFR982 and the New York State Homes and Community Renewal Administrative Plan as a separate wait list and opened either on it's own or at the time the County of Rockland opens the Section 8 Wait List.

The HOME Tenant Assistance Program offers the availability of security and utility deposits for families that are residing in subsidized housing units. The maximum assistance is two months security and requires a 12- month lease and follows all HOME program guidelines.

DOMESTIC VIOLENCE TBRA PROGRAM

The program guidelines for the Domestic Violence Tenant Based Rental Assistance Program is the same as the United States Department of Housing and Urban Development Section 8 Voucher Program. The policies and procedures are available at the Rockland County Office of Community Development and are in accordance with federal and New York State Division of Homes and Community Renewal regulations and administrative plans.

The assistance is for a minimum of 6 months to a maximum of 24 months. The program will require assisted families to pay the total tenant payment as determined in accordance to Section 8 Voucher Program regulations. Eligibility for a second year is based on employment history and achieving self-sufficiency. Persons that were terminated from the Section 8 Voucher Program are not eligible for assistance.

To be eligible, the applicant must have prior to participation resided in an emergency shelter and a resident of Rockland County for a minimum of one-year. The applicant must be fully employed with a goal of family self-sufficiency within two years of initial lease up. The person must have either a permanent or temporary court order of protection and the

HOMEBUYER ASSISTANCE PROGRAM

To qualify, a Rockland resident must be purchasing a home and meet the low-income guidelines. The guidelines for the program are that the maximum funds a family can receive is the lower of \$7,500 or 5% of the purchase price of the money needed to close the "gap" and a "match," money out of pocket by the homebuyer is required. The maximum Housing Expense and Housing/Debt ratio cannot exceed 40%. The maximum gifts the family receives cannot exceed \$20,000. The applicant must borrow the maximum credit a lender will offer and the maximum down payment cannot exceed 10% of the purchase price. Funds the family earns from an approved Federal Home Loan Bank "First Home Club" is an acceptable match. The following is an overview of the Homebuyers Assistance Program that will provide assistance to persons of low income to purchase their primary residence.

Qualifications

Persons who reside in a Rockland County Consortium Community for a minimum of one year (the Village's of New Square and Upper Nyack are non-members) of low income, who will occupy the property as their principal residence.

A "low income person" is defined as having a household income according to national published Median Family Income (taxable or non taxable) that the household receives as defined by the United States Department of Housing and Urban Development.

Eligible properties

Either newly constructed or existing property located in a Rockland County Consortium Community (the Village's of New Square and Upper Nyack are non-members), which meets the United States Department of Housing and Urban Development's Housing Quality Standards. The residence can be any of the following:

1. Single family property
2. Condominium units
3. Manufactured home
4. Mobile home
5. Cooperative units
6. Legal two-family residence

The appraised value of the property cannot be greater than the FHA guaranteed loan amount for Rockland County.

Assistance and Availability

The County will lend the qualifying household the lower of \$7,500 or 5% of the purchase price to pay a portion of the down payment and cover the closing costs. The total amount the County will lend is based on the total amount needed to "Close the Gap" and a dollar for dollar match. It is required that the family borrows the maximum available through a lender. This loan will be secured by a second mortgage on the property that will not be repaid until the property is sold or the borrower comes off title.

It is expected that future money will be available as long as Congress funds the HOME Program. The money will be given out on a "first-come, first-served" basis.

Procedure

The funds become available by the prospective owner finding a home that qualifies, then applying to a local lending institution for a mortgage. If a person and the property is approved for a loan and the lending institution is prepared to issue a mortgage commitment letter but the prospective purchaser needs assistance to pay the required down payment and closing costs, then evidence of this should be forwarded to the Rockland County Office of Community Development office.

The information will be reviewed and as moneys are available under the Program, the Office of Community Development will commit the necessary funds to close this "gap".

Additional Requirements for Two Family Residences

The requirements for the purchase of a legal two family residence are slightly different as follows:

1. If the residence is purchased by a low income resident, the amount of the loan is stated as above. The second unit in the house must be rented to another low-income resident (as defined above) at rents no greater than the rents set by the Federal Fair Market Rent regulations. Please note that the above rents include all utilities. If utilities are not included, the above rents must be reduced according to schedules on file in the Rockland County Office of Community Development Office. The County will verify the income of the resident of the second unit and the rental paid on a yearly basis.
2. If the residence is purchased by two- (2) low-income households (either related or non-related) the amount of the loan each household can receive will be determined by dividing the purchase price by two (2) and the 5% formula will be applied to that amount. A single mortgage for the total amount will be placed on the property with each household signing a note for only 1/2 the amount of the mortgage.

EMERGENCY SOLUTIONS GRANT

The county will utilize funds as a supplement to expand existing services provided by the Department of Social Services and Office of Community Development. All services are consistent with the Consolidated Plan of 2010-2014. The maximum benefit per family through the ESG program is \$3,000.00 except for the Rapid Re-housing program.

All families must meet with a housing-related case management person at the Office of Community Development. The RCOCD case management will be provided to each family that receives ESG funding. A housing plan will be developed with the family and monitored by the case manager. The case manager will meet with the family at least twice a month and complete all required forms to include all required by the United States of Housing and Urban Development (HUD). The case manager will also maintain all families in the Rockland County Homeless Management Information System (HMIS) as required by Congress. The goal will be to insure that at the end of the supplement period the family will have the means to pay their full monthly rent.

The Rockland County Office of Community Development will serve as the program administrator and will make all final eligibility determinations. Community Development will also process all payments for eligible families.

The Office of Community Development is also responsible for determining the adequacy of performance under subrecipient agreements and procurement contracts, and for taking appropriate action when performance problems arise. The Office of Community Development is responsible for applying to the Rockland County Department of Social Services and any other subrecipient the same requirements as are applicable to the Office of Community. The Office of Community Development will also apply all administrative requirements as defined in Part 85 to the monitoring and administration of HPRP funds

Short term rental assistance - For families facing eviction and already in the court system, due to loss of income have rental arrears and are unable to pay full monthly rent on an ongoing basis. A rental subsidy will be provided for no more than 3 months depending on case circumstances. The subsidy amount will be determined following Section 8 guidelines. The maximum benefit per family is the greater of \$3,000.00 or 3 months assistance.

Rapid Re-housing assistance - For families exiting an emergency shelter or transitional housing program listed on Rockland County's Housing Inventory Chart based on program requirements, and are unable to pay full monthly rent on an ongoing basis. A rental subsidy will be provided for no more than 24 months depending on case circumstances. The subsidy amount will be determined by bedroom size the family is eligible for with the family paying the greater of 30% of adjusted monthly income or 40% of the HUD Fair Market Rent for Rockland County as follows:

0 bedroom - \$450	1 bedroom - \$500
2 bedroom - \$575	3 bedroom - \$700
4 bedroom - \$775	

Security/Utility Deposit and Utility payments- those families who have exhausted all available benefits for security/utility deposits and utility payments will be offered assistance if they are in need of a deposit to secure housing or are faced with a shut off. The maximum benefit per family is \$3,000.00 with the maximum housing security deposit equaling the maximum allowable under New York State law.

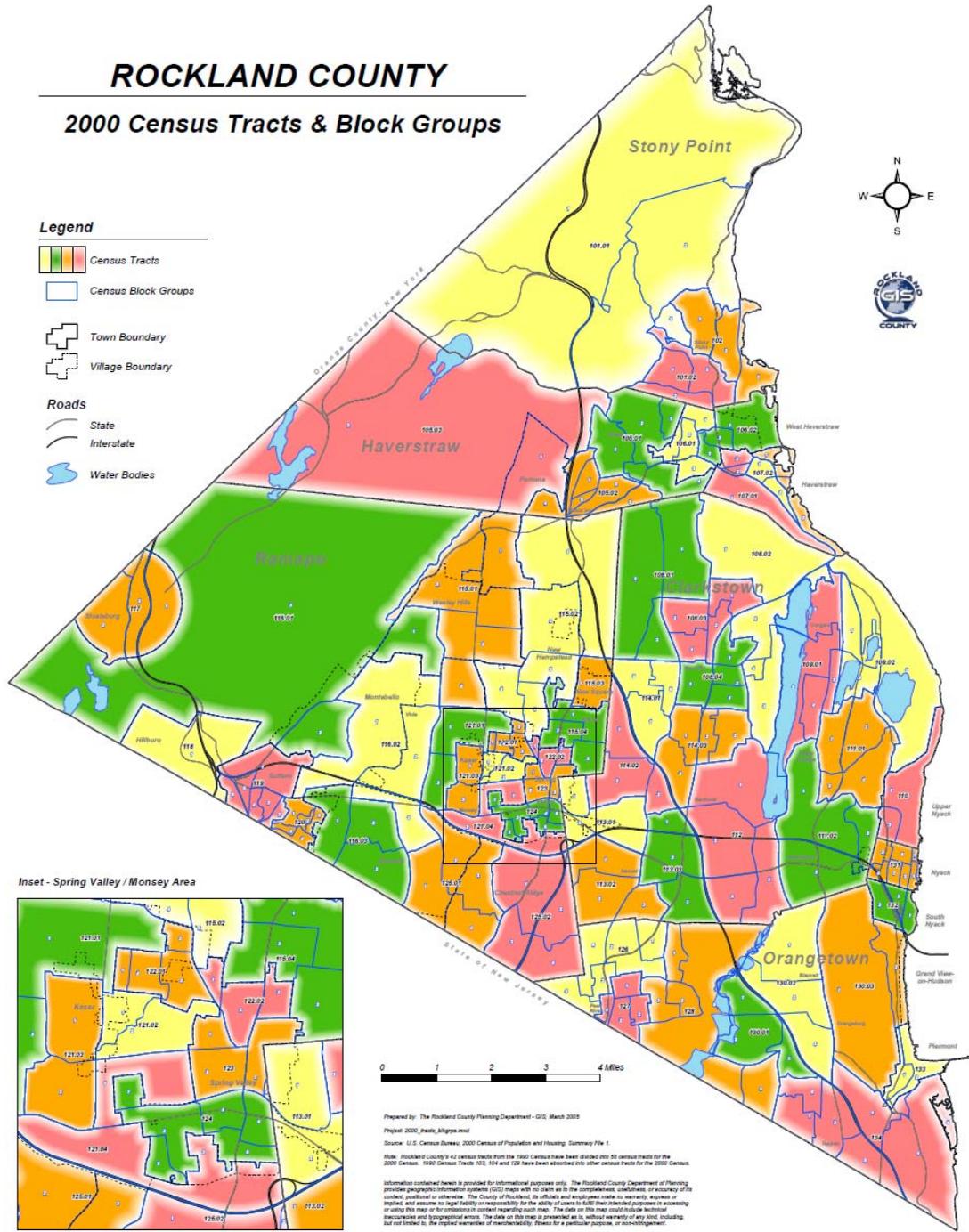
Individuals and families receiving a utility allowance through a rent subsidy program are not eligible for assistance for funding for the portion of the arrears for the amount the rent subsidy program's utility allowance was paid to the individual and family and they did not pay towards the utility bill.

Eviction Prevention – Funds will be used to prevent the initial occurrence of homelessness by providing legal counsel to eligible tenants who are subject to eviction proceedings and cases will be settled by paying the rent arrears to avoid eviction. The maximum benefit per family is \$3,000.00 to include all legal costs. Individuals and families receiving a rent subsidy are not eligible for assistance for funding for the portion of the rental arrears that the rent subsidy program determined was otherwise the individual's or family's responsibility.

Qualifications - Persons who reside in a Rockland County that meet the "low-income" qualifications. A "very low income-person" is defined as having a household income of 30% of the Rockland County published Median Family Income (taxable or non taxable) that the household receives as defined by the United States Department of Housing and Urban Development.

ROCKLAND COUNTY

2000 Census Tracts & Block Groups



Introduced by:

Referral No. 9383

Hon. Ilan S. Schoenberger, Sponsor
Hon. Alden H. Wolfe, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Michael M. Grant, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor

**RESOLUTION NO. 221 OF 2012
APPROVING PURCHASES IN EXCESS OF \$100,000 FROM WB MASON COMPANY
OF RECYCLED COPY PAPER FOR VARIOUS ROCKLAND COUNTY AGENCIES
UNDER RFB-RC-2011-002
IN THE ADDITIONAL AMOUNT OF \$68,071.38
FOR THE PERIOD JULY 1, 2012 THROUGH DECEMBER 31, 2012
AND IN A TOTAL AMOUNT NOT TO EXCEED \$193,071.38
FOR THE FULL PERIOD FROM JANUARY 1, 2011 THROUGH DECEMBER 31, 2012
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]
(\$193,071.38)**

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

WHEREAS, The Director of Purchasing requested bids for the purchase of recycled copy paper for various Rockland County agencies under RFB-RC-2011-002 (the "RFB") on an as needed basis for a six (6) month period with three (3) six (6) month option terms; and

WHEREAS, The Purchasing Department determined that WB Mason Company ("WB Mason"), 535 Secaucus Road, Secaucus, NJ 07094, was the lowest responsible bidder for sections A through D of the RFB; and

WHEREAS, The initial term of the contract was for six (6) months commencing on January 1, 2011 through June 30, 2011 and was in the amount of \$43,412.38; and

WHEREAS, The County exercised its first option term and extended the contract from July 1, 2011 through December 31, 2011 in the increased amount of \$49,659 for a total contract amount not to exceed \$93,071.38; and

WHEREAS, By Resolution No. 507 of 2011, the Legislature of Rockland County approved the execution of the second option term of the contract from January 1, 2012 through June 30, 2012 for a total amount not to exceed \$125,000; and

WHEREAS, The Director of Purchasing seeks to renew the RFB for the third and final option term from July 1, 2012 through December 31, 2012; and

WHEREAS, The Purchasing Department researched the current pricing on regional government and school contracts for paper and found that the per carton price for 8.5 x 11 inch 30% recycled paper was significantly less than our current contract price (i.e., \$28.89 vs. \$29.97 per carton); and

WHEREAS, The US Bureau of Labor and Statistics Producer Price Index (PPI) for paper during the previous twelve (12) months reflects an average of a 1.5% increase; and

WHEREAS, The Purchasing Department successfully negotiated a price reduction to \$28.79 per carton, which is expected to result in an estimated cost reduction in the amount of \$1,879.74 for this term; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that they approve the purchases in excess of \$100,000 from WB Mason of recycled copy paper for various Rockland County agencies under the RFB on an as needed basis in the additional amount of \$68,071.38 for the second option term from July 1, 2012 through December 31, 2012 and in a total amount not to exceed \$193,071.38 for the full period from January 1, 2011 through December 31, 2012; and

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

WHEREAS, All purchases shall be in accordance with the approved departmental budgets for 2012; 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 Budget and Finance Committee of the Legislature has 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 WB Mason Company ("WB Mason"), 535 Secaucus Road, Secaucus, NJ 07094, of recycled copy paper for various Rockland County agencies under RFB-RC-2011-002 (the "RFB") on an as needed basis in the additional amount of \$68,071.38 for the second option term from July 1, 2012 through December 31, 2012 and in a total amount not to exceed \$193,071.38 for the full period from January 1, 2011 through December 31, 2012, and hereby 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 all purchases shall be in accordance with the approved departmental budgets for 2012.

Introduced by:

Referral No. 8281

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

**RESOLUTION NO. 222 OF 2012
 APPROVING A ONE (1) YEAR LEASE AGREEMENT
 WITH OPTION TO RENEW AN ADDITIONAL ONE (1) YEAR
 APRIL 15, 2012 THROUGH APRIL 14, 2013
 FOR OFF-SITE WOMEN, INFANT AND CHILDREN (WIC) PROGRAM
 AND CLINIC/SERVICES FOR THE DEPARTMENT OF HEALTH
 WITH JAMES J. FREEMAN
 26 NEW MAIN STREET
 HAVERSTRAW
 [DEPARTMENT OF HEALTH]
 (\$38,952)**

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

WHEREAS, By Resolution 197 of 2011, the Legislature of Rockland County approved a one year lease with James J. Freeman for the Rockland County Department of Health's off-site health clinic located at 26 New Main Street, Haverstraw, New York for the period from April 15, 2011 through April 14, 2012, at the annual rent \$38,000 [\$3,166.67 monthly], with the option to renew the lease for an additional one (1) year term; and

WHEREAS, The property located at 26 New Main Street Haverstraw, New York is an off-site clinic by the Rockland County Health Department for Women's Health Services and Women, Infant and Children (WIC) Clinics, and

WHEREAS, The Commissioner of Health has requested approval to accept option to renew an additional one (1) year from April 15, 2012 to April 14, 2013 and requests an amendment to allow for an option to renew the lease for an additional one (1) year term, with James J. Freeman for the Rockland County Department of Health's off-site health clinic located at 26 New Main Street, Haverstraw, New York; and

WHEREAS, The proposed annual rent for the approximate 2,164 square foot premises located at 26 New Main Street, Haverstraw, New York, would be \$38,952 [\$3,246.00 monthly] for the term of one (1) year April 15, 2012 through April 14, 2013 and

WHEREAS, Sufficient grant funds has been provided in the 2012 Budget of the Department of Health – WIC Grant Program and is contingent upon 2013 budget appropriations, and

WHEREAS, The Real Property Tax Officer has advised that the rental rate for this lease is reasonable in comparison to market rental rates and represents no increase over last year's lease; 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 approves the one (1) year lease with an option to renew for an additional one (1) year term with James J. Freeman for an off-site Health Clinic at 26 New Main Street, Haverstraw, New York, to be used by the Health Department for Women's Health Services and Women, Infant and Children (WIC) Clinics, for the term commencing April 15, 2012 and ending April 14, 2013, at the annual rent \$38,952 [\$3,246.00 monthly]; and be it further

RESOLVED, That the Legislature of Rockland County authorizes the County Executive to execute the lease and all other documents necessary to effectuate the off-site clinic and facilities, subject to the approval of the County Attorney, and be it further

RESOLVED, That sufficient grant funds has been provided in the 2012 Budget of the Department of Health – WIC Grant Program and is contingent upon 2013 budget appropriations.

Introduced by

Referral No. 5128

Hon. Michael M. Grant, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 223 OF 2012
CONFIRMING THE REAPPOINTMENT OF
TIMOTHY RILEY, SUFFERN, NEW YORK
TO THE ROCKLAND COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

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

WHEREAS, General Municipal Law §925-l established the County of Rockland Industrial Development Agency; and

WHEREAS, Pursuant to General Municipal Law §925-l(b) the Agency shall consist of five members who shall be appointed by the County Executive, subject to the approval of the Legislature; and

WHEREAS, By Resolution No. 91 of 2009, the Legislature of Rockland County confirmed the reappointment of Timothy Riley, Suffern, New York to the Rockland County Industrial Development Agency for an additional three-year term; and

WHEREAS, The County Executive has reappointed Timothy Riley, Suffern, New York to the Rockland County Industrial Development Agency for an additional three-year term; and

WHEREAS, With this appointment, there is one vacancy on the agency board; and

WHEREAS, The Economic Development Committee of the Legislature has met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That pursuant to General Municipal Law §925-l(b), the Legislature of Rockland County hereby confirms the reappointment of Timothy Riley, Suffern, New York as a member of the Rockland County Industrial Development Agency for an additional three-year term, and be it further

RESOLVED, That the Clerk to the Legislature is hereby directed to send a copy of this resolution to the Rockland County Industrial Development Agency and to the appointee, Timothy Riley.

Introduced by:

Referral No. 5128

Hon. Michael M. Grant, Sponsor
Hon. Ilan S. Schoenberger, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Douglas J. Jobson, Sponsor
Hon. Aney Paul, Sponsor
Hon. Christopher J. Carey, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 224 OF 2012
CONFIRMING THE REAPPOINTMENT OF
CATHERINE M. NOWICKI, NANUET, NEW YORK
TO THE ROCKLAND COUNTY INDUSTRIAL DEVELOPMENT AGENCY**

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

WHEREAS, General Municipal Law §925-l established the County of Rockland Industrial Development Agency; and

WHEREAS, Pursuant to General Municipal Law §925-l(b) the Agency shall consist of five members who shall be appointed by the County Executive, subject to the approval of the Legislature; and

WHEREAS, By Resolution No. 128 of 2009, the Legislature of Rockland County confirmed the appointment of Catherine M. Nowicki, Nanuet, New York to the Rockland County Industrial Development Agency for an additional three-year term; and

WHEREAS, The County Executive has reappointed Catherine M. Nowicki, Nanuet, New York to the Rockland County Industrial Development Agency for an additional three-year term; and

WHEREAS, With this appointment, there is one vacancy on the agency board; and

WHEREAS, The Economic Development Committee of the Legislature has met, considered and unanimously approved this resolution, now, therefore, be it

RESOLVED, That pursuant to General Municipal Law §925-l(b), the Legislature of Rockland County hereby confirms the reappointment of Catherine M. Nowicki, Nanuet, New York as a member of the Rockland County Industrial Development Agency for an additional three-year term, and be it further

RESOLVED, That the Clerk to the Legislature is hereby directed to send a copy of this resolution to the Rockland County Industrial Development Agency and to the appointee, Catherine M. Nowicki.

Comments from Legislators:Legislator Patrick J. Moroney

Last Wednesday night I attended a meeting with the management at the Palisades Mall with regard to the St. Patrick's Day shirts and hats that they were selling over there. I must say we had a very cordial meeting. I want to thank my colleagues Legislators Wieder and Low-Hogan for attending that meeting. We accomplished a lot.

Legislator Nancy Low-Hogan

The management of the Mall did bring in one of their corporate fellows, as well as the head manager and associate manager of the Mall. They agreed that they would not permit vendors with carts to display offensive materials on the carts. They will not permit it and will tell the vendor to leave or stop. As far as a store that sells offensive materials, they will make sure that the offensive materials are not displayed in a way that could be seen from outside of the store. So you will not be able to walk by a store and see a t-shirt with an offensive statement or picture on it. It is possible there may be an offensive shirt or item inside the store, but it will be hidden from view if you are outside of the store and if you see it you are purposely going into the store. Spencer's is a place that is known to sell those kinds of things and if you go in there you may see something that may offend you, but it will not be something walking through the mall shopping at other stores will see.

Legislator Aron B. Wieder

There is nothing much to add. It was a very productive meeting, I believe. It didn't involve any money that we had to spend. The resolution passed and I think this was a very good showing of how government can really be involved in trying to solve a problem. They were very receptive. It is also important to make notice that they mentioned that if anyone has any complaints they can go online and can file a complaint online. The person involved with this process was out for a day or two and that is why it was snowballed to where we are. I appreciated being together with my colleagues at that meeting. It was a good night and meeting. Thank you.

Chairwoman Harriet D. Cornell

I think we all appreciate the fact that you did go and did follow through on this and the concerns of the community have been heard. I am sure you will be following up and watching in the future. Thank you very much.

Legislator Edwin J. Day

There is going to be a unique convergence of two events coming up that will be at the Rockland County Courthouse. The first is the annual Rockland County Law Enforcement Memorial, which is part of National Police Week. It is sponsored by the Rockland County Police Memorial Committee. It is a time for those that have given their lives in law enforcement, who either worked in or resided in Rockland County, to be honored. Many of the families come down, and it is very difficult for them. It is a special moment that I like to ask folks to come down to as a show of support.

The Veteran's Services Agency of Rockland County is sponsoring a memorial service to the four men who were killed in action in service to our country in Iraq. Army Specialist Justin Garcia, Army Corporal Manny Lopez, Captain Philip Esposito and Marine Lance Corporal Steve Vahaviolos. There will be a bronze plaque unveiled and the Rockland County Courthouse. There is an expectation of many family and friends of those soldiers to be there.

I just offer this as an opportunity where the community could recognize those who have made the ultimate sacrifice, whether it be in combat overseas or in the streets here locally in defense of all of us.

I would ask that families, if they can, take a moment to come down. The date is Sunday, May 20th. The Police Memorial Service begins at 11:00 a.m. The service to the four heroes who gave their lives in Iraq will start at 1:00 p.m. I encourage people to come down and support the families who truly gave everything they had when they lost their loved ones in our defense.

**ADJOURNMENT IN MEMORY OF
GRETCHEN L. SCHEIBNER**

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 Gretchen L. Scheibner.

**ADJOURNMENT IN MEMORY OF
MARY ANTONELLI**

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 Mary Antonelli.

**ADJOURNMENT IN MEMORY OF
NICHOLAS CAPOZZOLI**

Chairwoman 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 Nicholas Capozzoli.

**ADJOURNMENT IN MEMORY OF
DORIS M. COLLINS**

Mr. Schoenberger 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 Doris M. Collins.

**ADJOURNMENT IN MEMORY OF
JANET BYMAN**

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 Janet Byman.

**ADJOURNMENT IN MEMORY OF
VITO M. PASSANNANTE**

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 Vito M. Passannante.

**ADJOURNMENT IN MEMORY OF
KIMBERLY HOLLOWAY HAGGERTY**

Chairwoman Cornell 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 Kimberly Holloway Haggerty.

**ADJOURNMENT IN MEMORY OF
DIANE T. MEYERER**

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 Diane T. Meyerer.

**ADJOURNMENT IN MEMORY OF
MARY STRILETZ**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Mary Striletz.

**ADJOURNMENT IN MEMORY OF
EDITH SOLOMON**

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 Edith Solomon.

**ADJOURNMENT IN MEMORY OF
EDWARD CHARLES VOGT**

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 Edward Charles Vogt.

**ADJOURNMENT IN MEMORY OF
SANFORD DRANOFF, ESQ.**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Sanford Dranoff, Esq..

**ADJOURNMENT IN MEMORY OF
ANDREW KOVAL, SR.**

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 Andrew Koval, Sr..

**ADJOURNMENT IN MEMORY OF
HYMAN GAMZA**

Chairwoman Cornell 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 Hyman Gamza.

**ADJOURNMENT IN MEMORY OF
NICHOLAS C. CINALLI**

Chairwoman Cornell 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 Nicholas C. Cinalli.

**RESOLUTION NO. 255 OF 2012
ADJOURNMENT**

Mr. Murphy offered the following resolution, which was seconded by Mr. Jobson and unanimously adopted (9:16 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Tuesday, May 15, 2012 at seven o'clock in the evening.

Respectfully Submitted,

DARCY M. GREENBERG
Proceedings Clerk