

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, July 10, 2012 at 7:00 P.M., pursuant to the adjournment of the June 20, 2012 meeting.

Very truly yours,

Laurence O. Toole
Clerk to the Legislature

Dated at New City, New York
This 5th day of July 2012

The Legislature of Rockland County convened in regular session pursuant to the adjournment of the June 20, 2012 special meeting.

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

- Christopher J. Carey
- Toney L. Earl
- Michael M. Grant
- 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

Absent: Legislator Edwin J. Day

The *Star-Spangled Banner* sung by Chaim Aryeh Solomon.

Grant M. Valentine, EJD, New York State Division of Parole led in the Salute to the Flag and delivered the invocation.

**RESOLUTION NO. 319 OF 2012
ADOPTION OF MINUTES OF LEGISLATIVE MEETINGS
MAY 29, 2012 FULL LEGISLATURE, MAY 29, 2012 COMMITTEE OF THE WHOLE,
JUNE 5, 2012 FULL LEGISLATURE, JUNE 5, 2012 COMMITTEE OF THE WHOLE,**

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

Resolved, that the transcribed minutes of the Legislative meetings of May 29, 2012 Full Legislature, May 29, 2012 Committee of the Whole, June 5, 2012 Full Legislature, June 5, 2012 Committee of the Whole, as recorded by the Clerk and presented to the Legislature, be and they are hereby adopted.

Special Order of the Day:

PUBLIC NOTICE

NOTICE is hereby given that a public hearing will be held by the Legislature of Rockland County at its Legislative Chambers, 11 New Hempstead Road, New City, Rockland County, New York on the **10th day of July, 2012, at 7:05 p.m.**, prevailing time, to consider the adoption of a budget for Rockland Community College for the fiscal year beginning September 1, 2012 and ending August 31, 2013, including the budget for the Retired Senior Volunteer Program for the year beginning September 1, 2012 and ending August 31, 2013.

FURTHER NOTICE is hereby given that copies of said proposed budget are available at the Office of the Clerk to the Legislature of Rockland County at New City, New York, where it may be inspected and procured by any interested person during business hours.

By order of the Legislature of Rockland County.

Dated: New City, New York
June 12, 2012

LAURENCE O. TOOLE
Clerk to the Legislature
County of Rockland
11 New Hempstead Road
New City, New York 10956

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

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

**RESOLUTION NO. 320 OF 2012
CLOSE PUBLIC HEARING**

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

RESOLVED, that the public hearing be and it is hereby closed.

Introduced by:

Referral No. 9483

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

**RESOLUTION NO. 321 OF 2012
ACCEPTING REPORT OF BUDGET & FINANCE COMMITTEE
AFTER ITS REVIEW OF THE ROCKLAND COMMUNITY COLLEGE
PROPOSED 2012-2013 BUDGET**

Mr. Schoenberger offered the following resolution, which was seconded by Mr. Carey, Mr. Earl, Mr. Grant, Mr. Hood, Jr., Mr. Jobson, Mrs. Low-Hogan, Mr. Moroney, Mr. Murphy, Mr. Paul, Mr. Soskin, Mr. Sparaco, Mr. Wieder, Mr. Wolfe and Chairwoman Cornell and adopted:

WHEREAS, a public hearing has been held on the proposed budget on the 10th day of July 2012; and

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

RESOLVED, that the Budget and Finance Committee's report on the 2012-2013 Rockland Community College proposed Budget consisting of the schedules attached hereto, be and the same are hereby approved and adopted as set forth in the schedule(s) attached hereto:

The vote resulted as follows:

| | | |
|---------|----|--|
| Ayes: | 15 | (Legislators Carey, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell) |
| Nay: | 01 | (Legislator Meyers) |
| Absent: | 01 | (Legislator Day) |

Debate:

Mr. Meyers

My one concern about the budget is the increase in the Rockland County share. I know that we are not allowed to go down, but that doesn't mean we have to go up by \$300,000. Given our fiscal constraints I just want to question whether it wouldn't be wiser to not increase our contribution by \$300,000 given our fiscal situation and let tuition rise 4.5% instead of 3.14% to make up the difference. I am not sure if this was discussed in committee, but I think given our situation that would be the best result. Tuition would still be extremely affordable and in the main stream of what community colleges are charging around the State.

Although I do support the good work of Dr. Wood and the rest of his team I would prefer that there would be no additional contribution.

Chairwoman Cornell

It is basically a 1.87% increase, which is probably as modest as possible. I haven't seen anything go down in cost in terms of what it costs to provide an education and to run facilities. I feel very comfortable with this.

REPORT OF THE BUDGET AND FINANCE COMMITTEE

3A 3B

Rockland Community College

County Executive's Message:

| Expense Budget | | | |
|----------------|-----------|----|----------------|
| | 2011-2012 | \$ | 65,158,660 |
| | 2012-2013 | \$ | 66,935,826 |
| | | \$ | 1,777,166 |
| | | | 2.73% Increase |

| County Contribution | | | |
|---------------------|-----------|----|----------------|
| | 2011-2012 | \$ | 16,075,567 |
| | 2012-2013 | \$ | 16,375,567 |
| | | \$ | 300,000 |
| | | | 1.87% Increase |

| Highlighted Changes | | | |
|---------------------|--|----|-----------|
| Salaries | | \$ | 482,733 |
| Benefits | | \$ | 1,261,815 |
| Contract Services | | \$ | 52,618 |
| | | \$ | 1,777,166 |

| Enrollment FTE | | |
|----------------|-----------|------|
| | 2011-2012 | 6463 |
| | 2012-2013 | 6294 |
| | | 169 |

| Tuition per semester | 2012-2013 | (UNLESS OTHERWISE NOTED) |
|--------------------------|-----------|--------------------------|
| <u>Community College</u> | | |
| Monroe | \$ 1,530 | |
| Dutchess | \$ 1,550 | |
| Schenectady | \$ 1,692 | 2011-2012 |
| Genesee | \$ 1,700 | 2011-2012 |
| Fulton Montgomery | \$ 1,722 | |
| Mohawk Valley | \$ 1,790 | |
| Erie | \$ 1,800 | 2011-2012 |
| Clinton | \$ 1,810 | 2011-2012 |
| Herkimer | \$ 1,820 | |
| Columbia-Greene | \$ 1,824 | 2011-2012 |
| Jefferson | \$ 1,824 | 2011-2012 |
| Finger Lakes | \$ 1,827 | |
| Adirondack | \$ 1,832 | |
| Broome | \$ 1,847 | 2011-2012 |
| Hudson Valley | \$ 1,850 | |
| Niagara | \$ 1,875 | |
| Cayuga | \$ 1,910 | |
| Cornlng | \$ 1,935 | 2011-2012 |
| Jamestown | \$ 1,950 | 2011-2012 |
| North Country | \$ 1,950 | 2011-2012 |
| Tompkins/Cortland | \$ 1,975 | |
| Fashion Institute | \$ 1,987 | |
| Nassau | \$ 1,995 | 2011-2012 |
| Suffolk | \$ 1,995 | 2011-2012 |
| Onondaga | \$ 2,025 | |
| Orange | \$ 2,050 | |
| Rockland | \$ 2,058 | |
| Ulster | \$ 2,065 | |
| Westchester | \$ 2,140 | |
| Sullivan | \$ 2,237 | |

Prepared by the Legislative Fiscal Analyst

Debate:

Introduced by:

Referral No. 9483

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

**RESOLUTION NO. 322 OF 2012
ADOPTION OF THE 2012 - 2013
ROCKLAND COMMUNITY COLLEGE BUDGET**

Mr. Schoenberger offered the following resolution, which was seconded by Mr. Carey, Mr. Earl, Mr. Grant, Mr. Hood, Jr., Mr. Jobson, Mrs. Low-Hogan, Mr. Moroney, Mr. Murphy, Mr. Paul, Mr. Soskin, Mr. Sparaco, Mr. Wieder, Mr. Wolfe and Chairwoman Cornell and adopted:

WHEREAS, a public hearing has been held on the proposed budget on the 10th day of July 2012; 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 2012-2013 Rockland Community College Budget is being funded at an increase 1.87% percent over the prior year; and be it further

RESOLVED, that the Rockland Community College Budget for the year 2012-2013, as has been filed by the County Executive, be and the same is hereby approved and adopted as set forth in the schedule(s) attached hereto:

The vote resulted as follows:

| | | |
|---------|----|--|
| Ayes: | 15 | (Legislators Carey, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell) |
| Nay: | 01 | (Legislator Meyers) |
| Absent: | 01 | (Legislator Day) |



COUNTY OF ROCKLAND
OFFICE OF THE COUNTY EXECUTIVE

Alison-Paris County Office Building
New City, New York 10956
Tel. (845) 638-5122
Fax. (845) 638-5426
www.co.rockland.ny.us.

C. SCOTT VANDERHOEF
County Executive

DATE: June 25, 2012
TO: Rockland County Legislature
FROM: C. Scott Vanderhoef
County Executive
SUBJECT: 2012-2013 RCC Budget

I am pleased to present herewith the proposed 2012-2013 Rockland Community College (RCC) Budget.

We are recommending a spending plan totaling \$66,935,826 for the year 2012-2013, with a County contribution of \$16,375,567. This represents an increase of \$300,000 or a 1.87% over the 2011-2012 Adopted Budget.

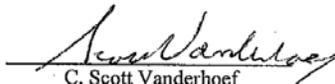
New York State has reaffirmed its support of community colleges by increasing state aid for the first time in several years. State Aid per full time equivalent (FTE) student is increasing by \$150 to \$2,272. Rockland Community College will see a \$425,000 increase in state aid in 2012-13.

Under the capable leadership of the Board of Trustees and the Administration, the College has continued to provide a quality education at an affordable price. It is an educational gem offering innovative programs, flexible learning opportunities and a dedicated, experienced faculty.

The Proposed 2012-13 RCC Budget confirms the strong commitment of the faculty, administration and the Board of RCC to its students and ensures the continuance of RCC as one of the finest academically and the most affordable educational institution in Rockland County.

My administration believes this budget to be a sound financial document and will meet the ongoing educational and operational needs of the College for 2012-2013. Therefore, I submit this budget document and schedules for your consideration.

The College's Administration and my staff are available to provide you with any supplemental information you may require as you review the RCC and RSVP budgets.


C. Scott Vanderhoef
COUNTY EXECUTIVE

COUNTY OF ROCKLAND

ROCKLAND COMMUNITY COLLEGE (RCC)

COUNTY EXECUTIVE'S

2012-2013 RECOMMENDED BUDGET

Enclosed please find the following schedules:

- Schedule A- 2012-2013 Recommended Budget - Net of Grants
- Schedule B- 2012-2013 Revenue Analysis
- Schedule C- 2012-2013 Appropriations, FTE's & County Contribution
- Schedule D- 2012-2013 Recommended Budget by Category
- Schedule E- 2012-2013 Retired Senior Volunteer Program (RSVP)

COUNTY OF ROCKLAND
 2012-2013 COUNTY EXECUTIVE RECOMMENDED BUDGET FOR
 ROCKLAND COMMUNITY COLLEGE (RCC)
 NET OF GRANTS

SCHEDULE A

BUDGET SUMMARY

| Agency Classification | 2012-2013 | | | | 2011-2012 | | Request | County Executive Recommended | 2012-2013 Recommended Amount | Inc./Dec. to 2011-2012 Adopted to 2012-2013 Recommended | % |
|--|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|----------------------|---------------------------------|---------------------------------|--|---|
| | Adopted | Adopted | Adopted | Adopted | Request | Recommended | | | | | |
| FTEs | 5,991 | 5,991 | 6,079 | 6,469 | 6,294 | 6,294 | 6,294 | (169) | -2.61% | | |
| 100 Account - Personal Services | 33,298,025 | 34,637,721 | 36,694,256 | 38,479,075 | 39,942,308 | 39,942,308 | 39,942,308 | 462,733 | 1.20% | | |
| 200 Account - Equipment | 425,000 | 425,000 | 425,000 | 425,000 | 425,000 | 425,000 | 425,000 | 0 | 0.00% | | |
| 400 Account - Contractual Expenses | 8,204,204 | 9,396,619 | 9,604,290 | 9,829,259 | 8,881,676 | 9,681,376 | 9,681,376 | 52,619 | 0.62% | | |
| 800 Account - Employee Benefits | 15,521,312 | 16,793,017 | 17,093,450 | 17,424,627 | 19,666,642 | 19,666,642 | 19,666,642 | 1,381,815 | 7.24% | | |
| Total Appropriations/Expenses | \$ 57,408,541 | \$ 61,642,257 | \$ 63,806,996 | \$ 65,192,660 | \$ 66,936,826 | \$ 66,936,826 | \$ 66,936,826 | 1,777,166 | 2.73% | | |
| Tuition | \$ 19,621,987 | \$ 21,986,108 | \$ 23,428,607 | \$ 26,369,838 | \$ 27,198,882 | \$ 27,198,882 | \$ 27,198,882 | \$ 827,024 | 3.14% | | |
| State Aid | 15,122,000 | 16,833,898 | 16,797,000 | 15,193,788 | 15,618,441 | 15,618,441 | 15,618,441 | 424,655 | 2.79% | | |
| Chargeback Revenue | 2,747,200 | 2,892,084 | 2,788,297 | 2,850,111 | 2,658,698 | 2,836,698 | 2,836,698 | (183,443) | -6.84% | | |
| Other Revenues, Non-Resident & Out of State | 1,688,198 | 1,737,581 | 1,730,899 | 1,631,029 | 1,702,683 | 1,702,683 | 1,702,683 | 71,654 | 4.39% | | |
| Other Revenues Other to Expense - Fees | 3,014,484 | 3,022,212 | 3,078,641 | 3,059,529 | 3,408,805 | 3,408,805 | 3,408,805 | 347,276 | 11.35% | | |
| Total Revenues | \$ 42,190,967 | \$ 45,870,941 | \$ 47,823,424 | \$ 49,083,030 | \$ 50,960,259 | \$ 50,960,259 | \$ 50,960,259 | 1,677,166 | 3.01% | | |
| Gross County Cost | \$ 15,218,574 | \$ 15,850,316 | \$ 15,783,571 | \$ 16,075,627 | \$ 16,375,987 | \$ 16,375,987 | \$ 16,375,987 | \$ 300,000 | 1.87% | | |
| Net Increase/Decrease from Operations | | | | | | | | | | | |
| LEBS/ Approprial Fund Balance | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0.00% | | |
| County Contribution | \$ 15,218,574 | \$ 15,850,316 | \$ 15,783,571 | \$ 16,075,627 | \$ 16,375,987 | \$ 16,375,987 | \$ 16,375,987 | \$ 300,000 | 1.87% | | |

COUNTY OF ROCKLAND
 2012-2013 COUNTY EXECUTIVE RECOMMENDED BUDGET FOR
 ROCKLAND COMMUNITY COLLEGE (RCC)
 SCHEDULE B

FTEs, STATE AID, TUITION & CHARGEBACK REVENUE

| | 2008-2009 Adopted | 2009-2010 Adopted | 2010-2011 Adopted | 2011-2012 Adopted | 2012-2013 RCC Request | 2012-2013 County Executive Recommended |
|----------------------------|----------------------|----------------------|----------------------|----------------------|-----------------------------|--|
| FTEs | 5,381 | 5,991 | 6,078 | 6,463 | 6,294 | 6,294 |
| State Aid | 15,122,000 | 16,333,986 | 16,797,000 | 15,193,786 | 15,618,441 | 15,618,441 |
| State Aid per FTE | 2,710 | 2,726 | 2,764 | 2,351 | 2,481 | 2,481 |
| Tuition | 19,621,987 | 21,865,108 | 23,428,907 | 26,368,838 | 27,195,862 | 27,195,862 |
| Tuition per FTE | 3,516 | 3,650 | 3,855 | 4,080 | 4,321 | 4,321 |
| Chargeback Revenue | 2,747,300 | 2,892,084 | 2,788,287 | 2,330,111 | 2,636,688 | 2,636,688 |
| Chargeback Revenue per FTE | 492 | 483 | 459 | 438 | 419 | 419 |
| Total Revenue | \$ 37,491,287 | \$ 41,091,178 | \$ 43,014,194 | \$ 44,392,735 | \$ 45,450,971 | \$ 45,450,971 |
| Revenue per FTE | \$ 6,718 | \$ 6,859 | \$ 7,077 | \$ 6,869 | \$ 7,221 | \$ 7,221 |

**COUNTY OF ROCKLAND
2012-2013 COUNTY EXECUTIVE RECOMMENDED BUDGET FOR
ROCKLAND COMMUNITY COLLEGE (RCC)**

SCHEDULE C

| Total Appropriations Excludes Grants | | | |
|--------------------------------------|-------------------------|------------------------|------------------------------------|
| Year Ending 8/31 | Total Appropriations | Increase (Decrease) | % Annual Increase (Decrease) |
| 2008-2009 Adopted | \$ 57,406,541 | | |
| 2009-2010 Adopted | \$ 61,421,257 | \$ 4,014,716 | 6.99% |
| 2010-2011 Adopted | \$ 63,606,995 | \$ 2,185,738 | 3.56% |
| 2011-2012 Adopted | \$ 65,158,660 | \$ 1,551,665 | 2.44% |
| 2012-2013 Recommended | \$ 66,935,826 | \$ 1,777,166 | 2.73% |

| State Aid, Tuition and County Contribution per FTE | | | | | |
|--|-------|-------------------------|----------------------------|----------------------------------|----------|
| Year Ending 8/31 | FTEs | State Aid Per FTE | Student Rev. Per FTE | County Contrib. Per FTE | Total |
| 2008-2009 Adopted | 5,581 | \$ 2,710 | \$ 3,516 | \$ 2,726 | \$ 8,952 |
| 2009-2010 Adopted | 5,991 | \$ 2,726 | \$ 3,650 | \$ 2,596 | \$ 8,972 |
| 2010-2011 Adopted | 6,078 | \$ 2,764 | \$ 3,855 | \$ 2,597 | \$ 9,216 |
| 2011-2012 Adopted | 6,463 | \$ 2,351 | \$ 4,080 | \$ 2,487 | \$ 8,918 |
| 2012-2013 Recommended | 6,294 | \$ 2,481 | \$ 4,321 | \$ 2,602 | \$ 9,404 |

| County Contribution History | | | |
|-----------------------------|---------------------------------|------------|----------------------|
| Year Ending 8/31 | Rockland County Contribution | Increase | % Annual Increase |
| 2008-2009 Adopted | \$ 15,215,574 | | |
| 2009-2010 Adopted | \$ 15,560,316 | \$ 334,742 | 2.20% |
| 2010-2011 Adopted | \$ 15,783,571 | \$ 233,255 | 1.50% |
| 2011-2012 Adopted | \$ 16,075,567 | \$ 291,996 | 1.85% |
| 2012-2013 Recommended | \$ 16,375,567 | \$ 300,000 | 1.87% |

COUNTY OF ROCKLAND
2012-2013 COUNTY EXECUTIVE RECOMMENDED BUDGET FOR
ROCKLAND COMMUNITY COLLEGE (RCC)
INCLUDES GRANTS

SCHEDULE D

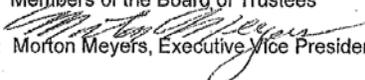
SUMMARY BY CATEGORY

| | 2008-2009 Adopted | 2009-2010 Adopted | 2010-2011 Adopted | 2011-2012 Adopted | RCC 2012-2013 Request | County Executive 2012-2013 Recommended | Inc./Dec. 2011-2012 Adopted to 2012-2013 Recommended Amount | % |
|--|----------------------|----------------------|----------------------|----------------------|-----------------------------|--|--|---------|
| FTEs | 5,581 | 5,991 | 6,078 | 6,463 | 6,294 | 6,294 | (169) | -2.61% |
| Institutional | \$ 18,548,414 | \$ 19,613,335 | \$ 20,624,675 | \$ 21,771,305 | \$ 22,395,420 | \$ 22,395,420 | \$ 624,115 | 2.73% |
| Continuing Education & Professional Service | 1,063,282 | 1,470,270 | 1,518,896 | 1,488,018 | 1,331,270 | 1,331,270 | (156,748) | -10.53% |
| Total Sponsored Research & Other Programs | 6,590,729 | 9,224,403 | 10,803,025 | 13,119,471 | 13,022,258 | 13,022,258 | (97,213) | -0.74% |
| Public Service | 733,895 | 521,398 | 578,120 | 552,489 | 598,989 | 598,989 | 46,489 | 8.41% |
| Academic Support | 1,632,707 | 1,895,200 | 2,299,057 | 2,235,108 | 2,251,654 | 2,251,654 | 16,546 | 0.70% |
| Student Service | 3,871,235 | 4,381,828 | 4,653,921 | 4,804,591 | 4,480,946 | 4,480,946 | (323,645) | -6.74% |
| Institutional Support: | 9,291,382 | 10,622,564 | 10,595,012 | 11,001,867 | 11,553,429 | 11,553,429 | 551,562 | 5.01% |
| Maintenance & Plant Operation | 6,443,304 | 6,448,595 | 6,248,894 | 5,879,405 | 5,667,496 | 5,667,496 | (211,909) | -3.61% |
| Employee Benefits | 15,827,312 | 16,793,017 | 17,063,450 | 17,424,827 | 18,696,642 | 18,696,642 | 1,261,815 | 7.24% |
| TOTAL APPROPRIATIONS | \$ 63,997,270 | \$ 70,952,960 | \$ 74,610,020 | \$ 78,276,531 | \$ 79,946,094 | \$ 79,946,094 | \$ 1,670,563 | 2.15% |
| Tuition | \$ 19,621,987 | \$ 21,885,108 | \$ 23,429,907 | \$ 26,388,838 | \$ 27,195,882 | \$ 27,195,882 | \$ 827,024 | 3.14% |
| State Aid | 15,122,000 | 16,333,986 | 16,797,000 | 15,193,788 | 15,618,441 | 15,618,441 | 424,655 | 2.79% |
| Changeback Revenue | 2,747,300 | 2,892,084 | 2,788,287 | 2,830,111 | 2,636,688 | 2,636,688 | (193,443) | -6.84% |
| Other Revenues in Lieu of Local Sponsor Share | 1,683,196 | 1,757,691 | 1,720,599 | 1,631,029 | 1,702,883 | 1,702,883 | 71,854 | 4.39% |
| Federal Aid | 3,754,542 | 2,841,238 | 683,174 | 1,116,428 | 1,397,690 | 1,397,690 | 281,262 | 25.19% |
| Other Revenues/Offset to Expenses/Fees | 3,014,484 | 3,022,212 | 3,076,641 | 3,059,329 | 3,406,605 | 3,406,605 | 347,276 | 11.35% |
| Other Revenues/Offset to Expense-Grants | 2,838,187 | 6,393,185 | 10,119,981 | 12,003,043 | 11,624,588 | 11,624,588 | (378,475) | -3.16% |
| TOTAL REVENUES | \$ 66,781,696 | \$ 69,095,341 | \$ 69,626,449 | \$ 62,097,564 | \$ 61,962,511 | \$ 61,962,511 | \$ 1,279,983 | 2.22% |
| NET COUNTY COST | \$ 15,215,574 | \$ 16,580,316 | \$ 15,783,571 | \$ 16,078,967 | \$ 16,370,587 | \$ 16,370,587 | \$ 300,000 | 1.87% |
| NET INCREASE (DECREASE) FROM OPERATIONS | | | | | | | | |
| Less: Appropriated Surplus | 0 | 0 | 0 | 0 | 0 | 0 | 0 | 0.00% |
| ROCKLAND COUNTY CONTRIBUTION | \$ 15,215,574 | \$ 16,580,316 | \$ 15,783,571 | \$ 16,078,967 | \$ 16,370,587 | \$ 16,370,587 | \$ 300,000 | 1.87% |
| CONTRIBUTIONS TO AGENCIES: | | | | | | | | |
| Retired Senior Volunteer Program | \$ 169,964 | \$ 209,114 | \$ 229,982 | \$ 275,822 | \$ 261,258 | \$ 261,269 | \$ (14,563) | -5.28% |

COUNTY OF ROCKLAND
2012-2013 COUNTY EXECUTIVE RECOMMENDED BUDGET FOR
RETIRED SENIOR VOLUNTEER PROGRAM
SCHEDULE E

| Category | 2008-2009 Adopted | 2009-2010 Adopted | 2010-2011 Adopted | 2011-2012 Adopted | 2012-2013 Request | 2012-2013 Recommended |
|--|----------------------|----------------------|----------------------|----------------------|----------------------|--------------------------|
| EXPENSES: | | | | | | |
| Personnel Salaries: | | | | | | |
| Director | 68,786 | 70,746 | 72,362 | 74,378 | 79,133 | 79,133 |
| Program Assistant | 51,625 | 58,524 | 58,585 | 60,333 | 61,286 | 61,286 |
| Clerk-Typist | 35,542 | 36,681 | 40,269 | 41,074 | 40,221 | 40,221 |
| Paraprofessionals | 12,400 | 9,672 | 15,000 | 20,000 | 8,736 | 8,736 |
| Total Salaries | 166,353 | 175,623 | 186,216 | 195,785 | 189,376 | 189,376 |
| Equipment Repair | 500 | 500 | 300 | 2,500 | 2,500 | 2,500 |
| Travel: | | | | | | |
| Local | 1,000 | 1,500 | 1,500 | 1,000 | 1,300 | 1,300 |
| Conference | 4,500 | 5,000 | 5,500 | 3,000 | 2,000 | 2,000 |
| Maintenance Contracts | 0 | 0 | 0 | 0 | 5,500 | 5,500 |
| Rent (In-kind) | 12,057 | 12,057 | 12,057 | 12,057 | 12,057 | 12,057 |
| Supplies | 4,000 | 4,500 | 4,500 | 3,000 | 3,000 | 3,000 |
| Contractual Services (In-kind) | 5,500 | 5,500 | 5,500 | 5,500 | 5,500 | 5,500 |
| Telephone | 4,500 | 4,000 | 4,000 | 5,000 | 5,000 | 5,000 |
| Printing: | | | | | | |
| Expensed | 1,200 | 1,500 | 1,500 | 1,000 | 1,500 | 1,500 |
| (In-kind) | 850 | 850 | 850 | 850 | 850 | 850 |
| Postage | 4,965 | 4,000 | 3,000 | 2,500 | 2,000 | 2,000 |
| Dues & Subscriptions | 400 | 1,000 | 2,000 | 2,000 | 500 | 500 |
| TOTAL SALARIES & SUPPORT EXPENSES | 205,825 | 214,030 | 226,923 | 234,192 | 231,083 | 231,083 |
| Van Maintenance | 3,000 | 3,000 | 3,000 | 3,000 | 2,000 | 2,000 |
| Van Replacement | 0 | 20,000 | 0 | 0 | 0 | 0 |
| Meals: | | | | | | |
| Expensed | 1,200 | 1,500 | 1,500 | 1,500 | 750 | 750 |
| (In-kind) | 0 | 0 | 0 | 0 | 0 | 0 |
| Recognition | 10,000 | 12,000 | 12,000 | 12,000 | 10,000 | 10,000 |
| Insurance | 2,888 | 3,000 | 3,000 | 4,000 | 2,000 | 2,000 |
| Drivers' Salaries | 71,458 | 72,445 | 76,366 | 79,292 | 76,062 | 76,062 |
| Relief Driver | 3,000 | 3,000 | 3,500 | 7,000 | 4,000 | 4,000 |
| Seasonal Salaries | 12,888 | 13,700 | 15,292 | 16,281 | 16,816 | 16,816 |
| Gasoline | 10,000 | 8,000 | 10,000 | 15,000 | 15,000 | 15,000 |
| Vol. Travel Reimburse. | 13,000 | 15,000 | 20,000 | 20,000 | 25,000 | 25,000 |
| TOTAL DIRECT EXPENSES | 129,700 | 151,645 | 144,658 | 168,073 | 161,628 | 161,628 |
| TOTAL EXPENSES | 332,625 | 365,675 | 371,581 | 392,265 | 382,711 | 382,711 |
| REVENUES: | | | | | | |
| Federal | 94,469 | 94,469 | 97,293 | 77,895 | 77,894 | 77,894 |
| United Way | 28,000 | 21,000 | 11,395 | 5,697 | 5,697 | 5,697 |
| Donations & Fundraising | 6,500 | 7,500 | 15,000 | 15,000 | 20,000 | 20,000 |
| In-kind (RCC) | 19,207 | 19,207 | 17,911 | 17,911 | 17,911 | 17,911 |
| East Ramapo | 3,000 | 3,000 | 0 | 0 | 0 | 0 |
| State | 11,395 | 11,395 | 0 | 0 | 0 | 0 |
| TOTAL REVENUES | 162,566 | 166,566 | 144,598 | 116,443 | 121,442 | 121,442 |
| COUNTY CONTRIBUTION | 169,964 | 209,114 | 229,982 | 275,822 | 261,269 | 261,269 |

ROCKLAND COMMUNITY COLLEGE
PROPOSED BUDGET 2012-2013

To: Members of the Board of Trustees
From:  Morton Meyers, Executive Vice President
Re: Proposed Operating Budget 2012-2013

GENERAL

The proposed operating budget for 2012-2013 totals \$66,935,826 and represents a 2.73% increase over the approved budget of \$65,158,660 for 2011-2012. (Schedule A).

County Aid for 2012-2013 includes the continued funding of the SBDC and continued participation in Tomorrows Workplace.

REVENUE

The projected revenue budget for 2012-2013 is \$66,935,826, as compared to the approved budget for 2011-2012 of \$65,158,660 (Schedule A). The overall increase of 2.73% over the approved 2011-2012 budget of \$1,777,166 provides for a tuition increase of \$105 per semester, a \$9.50 per credit increase for part time students and a 1.3% increase in enrollment. The projected budget provides for an increase in County Aid of 1.87%, and provides for the continued funding of technology equipment and/or the funding of college managed capital projects (\$200,000) from capital chargeback revenue and projects State Base Aid at \$2,272 per FTE. The State Base Aid rate is \$150.00 per FTE higher than the last year's rate of \$2,122 and \$403 less per FTE than the base aid rate received in 2007-2008, 2008-2009 and for one quarter of 2009-2010. The overall budget impact of the reductions in state aid over the past 5 years has reduced the percentage of the budget supported by the state to 23.33% of total operating costs. In the event that the Base Aid rate remained at the 2007-2008 level, and based upon our enrollment this year, State Aid would support 26.92% of our operating budget and tuition would support 37.85% of the budget. Although, this is still inconsistent with Education Law it would be a significant improvement over our current situation.

Tuition

The increase in tuition revenue over the approved 2011-2012 budget results from an increase in the tuition rate of 5.5% and a projected increase in enrollment of 1.3%. Tuition revenue is projected to be 40.63% of the total revenue budget.

State Aid

Base aid is projected at \$2,272.00 per FTE. The projected number of FTE's (6800) for base aid reimbursement. The FTE's projected for 2011-2012 is based upon a 2.50% reduction in credit enrollment this year as compared to 2010-2011 and non-credit remedial enrollment for GED and ESOL programs remaining the same as 2011-2012. State Aid for 2012-2013 is projected to increase by \$424,655 over the actual state aid for 2011-2012. This results from the projected 2.5% enrollment decrease in 2011-2012 offset by a \$150 per FTE in the Base Aid Rate. However, it should be noted that the Base Aid Rate of \$2272 is \$403 less per FTE than it was in 2007-2008.

County Aid

The proposed 2012-2013 budget provides for an increase in County Aid of 1.87%. We have discussed this increase with the Commissioner of Finance and his staff. County Aid includes the college's support of the SBDC and continued participation in Tomorrow's Workplace.

Other

Other revenue is projected to increase by \$427,930 primarily as a result of the increase in the technology fee.

The majority of Other revenue is realized from out of state and non-resident tuition, fees, CPPD tuition, Field House rental, and Summer Camps.

EXPENDITURES

The projected expense budget for 2012-2013 is \$66,935,826 as compared to the approved budget for 2011-2012 of \$65,158,660. (Schedule C).

Personal Services

The increase in Personal Service costs of \$462,733 or 1.20% is based upon projected faculty and adjunct faculty contract negotiations, the county negotiations with CSEA, and the current administrative staff contract. The budget includes all currently filled positions and positions that have been approved to search. The budget also provides for replacement of retiring faculty, an increase in hourly professionals required for the expanded GED program with BOCES and additional mentors required for our retention initiatives.

Employee Benefits

The increase in employee benefits of \$1,261,815 over the approved budget for 2011-2012 results primarily from increases in the cost of health insurance, and New York State Employee retirement contributions.

Contract Services

The net increase in contract services of .60% or \$52,618 above the approved 2011-2012 budget. results primarily from; decreases in: conference costs, external printing, and utilities which are offset by increases in software, sewer taxes, data processing services and bad debt

expense. The budget also provides for appropriate increases in those expense categories that are influenced by enrollment and the new initiatives regarding recruitment,

Equipment

The budget for equipment is the same as the 2011-2012 equipment budget.

Fund Balance

The projected budget does not provide for an addition to fund balance or use of fund balance.

Fees

Matriculation Fee:

The proposed budget does reflect the elimination of the graduation fee and the creation of a matriculation fee.

Technology Fee:

The proposed budget includes an increase in the technology fee of \$3 per credit. The maximum number of credits, per semester, that a fee will be applied to is 15.

Rockland Community College
 Proposed 2012-2013 Operating Budget
 Actual 2010-2011 - Approved 2011-2012

Schedule A

| | 3515 % of 2,260 Budget 2010-2011 Actual | 3,815 % of 2,122 Budget 2011-2012 Approved | 4,025 % of 2,272 Budget 2012-2013 Projected |
|--------------------|--|---|--|
| TUITION | | | |
| STATE AID | | | |
| REVENUE | | | |
| TUITION - CREDIT | 23,514,450 | 28,368,838 | 27,195,862 |
| COUNTY AID | 15,783,571 | 18,075,567 | 16,375,567 |
| STATE AID | 15,068,536 | 15,193,786 | 15,618,441 |
| CHARGEBACKS | 2,902,299 | 2,839,111 | 2,536,568 |
| OTHER | 4,340,280 | 4,681,358 | 5,109,288 |
| TOTAL REVENUE | 61,609,136 | 65,158,560 | 66,935,826 |
| | 100.00% | 100.00% | 100.00% |
| EXPENSES | | | |
| PERSONAL SERVICE | 37,384,255 | 38,479,575 | 38,942,308 |
| CONTRACT SERVICES | 7,761,000 | 8,829,258 | 8,881,576 |
| EQUIPMENT | 327,723 | 425,000 | 425,000 |
| EMPLOYEE BENEFITS | 15,876,833 | 17,424,827 | 18,686,642 |
| TOTAL | 61,349,811 | 65,158,660 | 66,935,826 |
| Average % Increase | 6.21% | 6.21% | 2.73% |
| Fund Balance | 259,325 | 0 | 0 |

Rockland Community College
Proposed Budget
FY2012-2013

| GL | Account | FY2013 | | 2011-2012 | | 2011-2012 | |
|----|---------|--|--------------------|--------------------|--------------------|-----------|--|
| | | Curr Ver | Orig. Budget | Aloc. Budget | Aloc. Budget | | |
| 10 | 0 | 41110 TUITION - FALL : GENERAL | -12,691,005 | -12,652,385 | -12,652,385 | | |
| 10 | 0 | 41120 TUITION - SPRING : GENERAL | -11,730,600 | -11,144,185 | -11,144,185 | | |
| 10 | 0 | 41130 TUITION - WINTER : GENERAL | -373,931 | -403,961 | -403,961 | | |
| 10 | 0 | 41140 TUITION - SUMMER : GENERAL | -2,400,326 | -2,223,549 | -2,223,549 | | |
| 10 | 0 | 41150 TUITION - PRIOR YEAR : GENERAL | 0 | 0 | 0 | | |
| 10 | 0 | 41160 TUITION - CREDIT FREE : GENERAL | 0 | 0 | 0 | | |
| 10 | 0 | 41180 TUITION RECOVERY FEES : GENERAL | 0 | 0 | 0 | | |
| | | STUDENT TUITION | -27,195,862 | -26,424,080 | -26,424,080 | | |
| 10 | 0 | 41210 NON RES TUIT - FALL : GENERAL | -360,000 | -338,751 | -338,751 | | |
| 10 | 0 | 41220 NON RES TUIT - SPRING : GENERAL | -464,457 | -440,806 | -440,806 | | |
| 10 | 0 | 41230 NON RES TUIT - WINTER : GENERAL | -5,378 | -4,120 | -4,120 | | |
| 10 | 0 | 41240 NON RES TUIT - SUMMER : GENERAL | -9,720 | -6,323 | -6,323 | | |
| 10 | 0 | 41310 OUT OF STATE TUIT - FALL : GENERAL | -387,951 | -367,852 | -367,852 | | |
| 10 | 0 | 41320 OUT OF STATE TUIT - SPRING : GENERAL | -363,252 | -361,252 | -361,252 | | |
| 10 | 0 | 41330 OUT OF STATE TUIT - WINTER : GENERAL | -7,500 | -7,500 | -7,500 | | |
| 10 | 0 | 41340 OUT OF STATE TUIT - SUMMER : GENERAL | -104,425 | -104,425 | -104,425 | | |
| | | NON-RESIDENT & OUT OF STATE TUITION | -1,702,683 | -1,631,029 | -1,631,029 | | |
| 10 | 0 | 41410 APPLICATION FEES : GENERAL | -105,406 | -105,406 | -105,406 | | |
| 10 | 0 | 41411 STUDENT ID CARD FEE : GENERAL | -469 | -469 | -469 | | |
| 10 | 0 | 41412 LATE REGISTRATION FEES : GENERAL | 0 | 0 | 0 | | |
| 10 | 0 | 41413 RETURNED CHECK FEE : GENERAL | -340 | -340 | -340 | | |
| 10 | 0 | 41414 GRADUATION FEE : GENERAL | -31,827 | -31,827 | -31,827 | | |
| 10 | 0 | 41415 TRANSCRIPT FEES : GENERAL | -61,800 | -61,800 | -61,800 | | |
| 10 | 0 | 41416 TECHNOLOGY FEE : GENERAL | -1,440,000 | -898,901 | -898,901 | | |
| 10 | 0 | 41417 RE-ADMIT FEE : GENERAL | -3,404 | -3,404 | -3,404 | | |
| 10 | 0 | 41418 DEFERRED PAYMENT LATE FEES : GENERAL | -42,436 | -42,436 | -42,436 | | |
| 10 | 0 | 41419 PAYMENT PLAN FEES : GENERAL | 0 | 0 | 0 | | |
| 10 | 0 | 41420 LIBRARY FINES : GENERAL | 0 | 0 | 0 | | |
| 10 | 0 | 41429 PARKING FINES : GENERAL | 0 | 0 | 0 | | |
| 10 | 0 | 41430 LABORATORY FEE - SCIENCES : GENERAL | -277,160 | -272,660 | -272,660 | | |
| 10 | 0 | 41431 TUTORIAL FEE : GENERAL | 0 | 0 | 0 | | |
| 10 | 0 | 41432 LABORATORY FEE - COMPUTER : GENERAL | -47,909 | -46,740 | -46,740 | | |
| 10 | 0 | 41433 MALPRACTICE INSURANCE FEE : GENERAL | 0 | 0 | 0 | | |

Rockland Community College
Proposed Budget
FY2012-2013

| GL Account | FY2013 | | 2011-2012 | | 2011-2012 | |
|--|-------------|--------------|--------------|-------------|--------------|--------------|
| | Cur Ver | Orig. Budget | Alloc Budget | Cur Ver | Orig. Budget | Alloc Budget |
| 10 0 41434 APPLIED MUSIC FEE: GENERAL | -12,321 | 4,500 | -4,500 | -12,321 | 4,500 | -4,500 |
| 10 0 41435 CI PROG -POLICY ACAD CHG: GENERAL | 0 | 0 | 0 | 0 | 0 | 0 |
| 10 0 41490 OTHER: GENERAL | -6,344 | 0 | 0 | -6,344 | 0 | 0 |
| STUDENT FEES | | | | | | |
| 10 0 44100 CHARGEBACKS - FALL: GENERAL | -1,293,758 | -1,375,765 | -1,375,765 | -1,293,758 | -1,375,765 | -1,293,758 |
| 10 0 44200 CHARGEBACKS - SPRING: GENERAL | -1,143,116 | -1,257,219 | -1,257,219 | -1,143,116 | -1,257,219 | -1,143,116 |
| 10 0 44300 CHARGEBACKS - WINTER: GENERAL | -57,758 | -57,066 | -57,066 | -57,758 | -57,066 | -57,066 |
| 10 0 44400 CHARGEBACKS - SUMMER: GENERAL | -142,036 | -140,061 | -140,061 | -142,036 | -140,061 | -140,061 |
| CHARGEBACK | | | | | | |
| 10 0 43100 SPONSOR CONTRIBUTION: GENERAL | -16,375,567 | -16,020,325 | -16,020,325 | -16,375,567 | -16,020,325 | -16,020,325 |
| 10 0 44500 CAPITAL CHARGE BACK: GENERAL | 0 | 0 | 0 | 0 | 0 | 0 |
| 10 0 45100 NEW YORK STATE APPROPRIATION: GENER | -15,618,441 | -15,193,786 | -15,193,786 | -15,618,441 | -15,193,786 | -15,193,786 |
| 10 0 46120 INTEREST INCOME: GENERAL | -7,210 | -7,210 | -7,210 | -7,210 | -7,210 | -7,210 |
| 10 0 46235 FAMILY REC MEMBER & GUEST FEES: GEN | -80,237 | -80,237 | -80,237 | -80,237 | -80,237 | -80,237 |
| 10 0 46238 REIMBURSED EXP - RCC ASSOC: GENERAL | 0 | -11,000 | -11,000 | 0 | -11,000 | -11,000 |
| 10 0 46250 CER:OPEN TO PUBLIC: GENERAL | -322,992 | -383,000 | -383,000 | -322,992 | -383,000 | -383,000 |
| 10 0 46251 CER:CONTRACT TRNG: GENERAL | -30,000 | -75,000 | -75,000 | -30,000 | -75,000 | -75,000 |
| 10 0 46311 COMMISSIONS - VENDING MACHINES: GEN | -1,000 | -1,000 | -1,000 | -1,000 | -1,000 | -1,000 |
| 10 0 46315 REIMBURSED EXP - MISCELLANEOUS: GEN | 0 | -45,001 | -45,001 | 0 | -45,001 | -45,001 |
| 10 0 46317 REIM EXP-CO.YOUTH BUREAU: GENERAL | -25,000 | -20,000 | -20,000 | -25,000 | -20,000 | -20,000 |
| 10 0 46319 MISCELLANEOUS REVENUE: GENERAL | 0 | -2,000 | -2,000 | 0 | -2,000 | -2,000 |
| 10 0 46409 SPRING/VALLEY RENTAL INCOME: GENERAL | 0 | -96,648 | -96,648 | 0 | -96,648 | -96,648 |
| 10 0 46410 RENTAL - FIELD HOUSE: GENERAL | -266,750 | -266,750 | -266,750 | -266,750 | -266,750 | -266,750 |
| 10 0 46411 RENTAL - CLASSROOM: GENERAL | -1,000 | -1,000 | -1,000 | -1,000 | -1,000 | -1,000 |
| 10 0 46412 RENTAL - POOL: GENERAL | -51,000 | -54,000 | -54,000 | -51,000 | -54,000 | -54,000 |
| 10 0 46413 RENTAL - CULTURAL ARTS CENTER: GENE | -15,000 | -15,000 | -15,000 | -15,000 | -15,000 | -15,000 |
| 10 0 46420 TEST FEE: GENERAL | -15,000 | -16,000 | -16,000 | -15,000 | -16,000 | -16,000 |
| 10 0 46421 ESL PROGRAM - HAVERSTRAW: GENERAL | 0 | 0 | 0 | 0 | 0 | 0 |
| 10 0 46511 ADMIN ALLOWANCE - GRANTS: GENERAL | -32,000 | -32,000 | -32,000 | -32,000 | -32,000 | -32,000 |
| 10 0 46610 SUMMER SPORTS ACADEMY TUITION: GENE | -370,000 | -370,000 | -370,000 | -370,000 | -370,000 | -370,000 |
| 10 0 46611 COLLEGE FOR KIDS TUITION: GENERAL | -115,000 | -115,000 | -115,000 | -115,000 | -115,000 | -115,000 |
| 10 11169 41490 OTHER: SUNY PURCHASE | -9,000 | 0 | 0 | -9,000 | 0 | 0 |
| 10 11169 46411 RENTAL - CLASSROOM: SUNY PURCHASE | -3,000 | 0 | 0 | -3,000 | 0 | 0 |

Rockland Community College
Proposed Budget
FY2012-2013

| GL | Account | FY2013 | | 2011-2012 | |
|----|---------|--|--------------|--------------|-------------|
| | | Curr Ver | Orig. Budget | Aloc. Budget | 2011-2012 |
| 10 | 11170 | 41110 TUITION - FALL : COLLEGE OF NEW ROCH | -12,000 | 0 | 0 |
| 10 | 11170 | 41120 TUITION - SPRING : COLLEGE OF NEW RO | -10,000 | 0 | 0 |
| 10 | 88005 | 41120 TUITION - SPRING : SUNY COBLESKILL P | -11,000 | 0 | 0 |
| | | OTHER REVENUE | -33,374,197 | -32,804,957 | -32,804,957 |
| | | TOTAL REVENUE | -66,935,826 | -65,158,660 | -65,158,660 |

Rockland Community College
Proposed Budget
FY2012-2013

| | | FY2013 | 2011-2012 | 2011-2012 | Variance | % |
|--------------------------|-------|-------------------|-------------------|-------------------|---------------------|--------------|
| | | Curr Ver | Orig. Budget | Aloc. Budget | \$ | Variance |
| FACULTY | 51110 | 11,462,043 | 11,267,398 | 11,128,556 | 194,645.00 | 1.73% |
| ADJUNCT INSTRUCTORS | 51160 | 5,055,148 | 4,784,330 | 4,898,100 | 270,818.00 | 5.66% |
| WINTER-ADJUNCT | 51162 | 188,181 | 169,137 | 165,430 | 19,044.00 | 11.26% |
| SUMMER-ADJUNCT | 51163 | 800,000 | 770,757 | 770,757 | 29,243.00 | 3.79% |
| OVERLOAD | 51165 | 2,926 | - | - | 2,926.00 | 0.00% |
| HOURLY PROFESSIONALS | 51170 | 2,125,343 | 2,009,410 | 2,100,776 | 115,933.00 | 5.77% |
| WINTER-HRLY | 51172 | 19,247 | 14,130 | 18,701 | 5,117.00 | 36.21% |
| SUMMER-HRLY | 51173 | 108,186 | 77,403 | 69,904 | 30,783.00 | 39.77% |
| MENTORS | 51190 | 27,227 | 26,678 | 27,628 | 549.00 | 2.06% |
| Winter-mentor | 51192 | 450 | 1,450 | 1,450 | (1,000.00) | -68.97% |
| SUMMER-MENTOR | 51193 | 750 | 3,750 | 3,750 | (3,000.00) | -80.00% |
| LIBRARIANS | 51210 | 321,340 | 311,328 | 311,328 | 10,012.00 | 3.22% |
| COUNSELORS | 51220 | 873,012 | 902,028 | 902,028 | (29,016.00) | -3.22% |
| EXEMPT ADMINISTRATORS | 51309 | 1,388,683 | 1,336,856 | 1,322,824 | 51,827.00 | 3.88% |
| F/T ADMINISTRATORS | 51310 | 6,514,151 | 6,291,497 | 6,462,274 | 222,654.00 | 3.54% |
| EDUC SUPPORT SPECIALIST | 51410 | 1,403,226 | 1,606,372 | 1,347,790 | (203,146.00) | -12.65% |
| MODELS | 51480 | 15,960 | 15,000 | 13,700 | 960.00 | 6.40% |
| SUPPORT STAFF | 51510 | 7,551,252 | 7,398,479 | 7,340,979 | 152,773.00 | 2.06% |
| SEASONAL WORKER | 51520 | 60,539 | 56,500 | 56,500 | 4,039.00 | 7.15% |
| SUPPORT STAFF-OVERTIME | 51530 | 484,994 | 471,100 | 475,122 | 13,894.00 | 2.95% |
| STUDENT-COLLEGE WORK ST | 51910 | - | - | - | - | - |
| STUDENT AIDE | 51920 | 400,000 | 334,098 | 402,040 | 65,902.00 | 19.73% |
| WINTER-STUDENT AIDE | 51922 | 5,680 | 10,745 | 8,466 | (5,065.00) | -47.14% |
| SUMMER-STUD AIDE | 51923 | 16,210 | 19,156 | 17,701 | (2,946.00) | -15.38% |
| CO.YOUTH BUREAU | 51925 | 30,000 | 30,000 | 30,000 | - | 0.00% |
| RECREAT COUNSELORS | 51930 | 261,650 | 263,600 | 263,600 | (1,950.00) | -0.74% |
| STIPENDS | 51940 | 326,110 | 308,373 | 337,140 | 17,737.00 | 5.75% |
| SALARIES- OTHER | 51990 | (500,000) | - | 3,032 | (500,000.00) | - |
| COMPENSATED ABSENCES | 51999 | - | - | - | - | - |
| SALARIES | | 38,942,308 | 38,479,575 | 38,479,575 | 462,733.00 | 1.20% |
| NYS EMPLOYEES RETIREMEN | 52110 | 1,713,448 | 1,069,192 | 1,069,192 | 644,256.00 | 60.26% |
| NYS TEACHERS RETIREMENT | 52120 | 609,695 | 459,266 | 459,266 | 150,429.00 | 32.75% |
| TIAA RETIREMENT | 52130 | 1,852,119 | 2,029,959 | 2,029,959 | (177,840.00) | -8.76% |
| FICA-EXPENSE | 52210 | 2,414,423 | 2,385,734 | 2,385,734 | 28,689.00 | 1.20% |
| MEDICARE-EXPENSE | 52220 | 564,663 | 557,954 | 557,954 | 6,709.00 | 1.20% |
| WORKERS COMP INSURANCE | 52310 | 200,000 | 200,000 | 200,000 | - | 0.00% |
| UNEMPLOYMENT INSURANCE | 52320 | 90,000 | 90,000 | 90,000 | - | 0.00% |
| DISABILITY INSURANCE | 52330 | 50,000 | 49,000 | 49,000 | 1,000.00 | 2.04% |
| HOSPITAL/MEDICAL INSURA | 52340 | 10,217,795 | 9,688,070 | 9,688,070 | 529,725.00 | 5.47% |
| HOSP/MED REIM RETIREE C | 52341 | - | - | - | - | - |
| DENTAL INSURANCE | 52350 | 460,546 | 457,546 | 457,546 | 3,000.00 | 0.66% |
| LIFE INSURANCE | 52360 | 9,000 | 9,000 | 9,000 | - | 0.00% |
| VISION PLAN | 52370 | 121,600 | 121,600 | 121,600 | - | 0.00% |
| MTA - PAYROLL TAX | 52902 | 133,353 | 132,506 | 132,506 | 847.00 | 0.64% |
| EMPLOYEE TUITION BENEFIT | 52910 | 250,000 | 175,000 | 175,000 | 75,000.00 | 42.86% |
| Benefits | | 18,686,642 | 17,424,827 | 17,424,827 | 1,261,815.00 | 7.24% |
| INSTRUCT EQUIPMENT | 61100 | 35,000 | 21,205 | 21,205 | 13,795.00 | 65.06% |
| EQUIP | 61110 | - | - | - | - | - |
| EQUIPMENT | 61200 | 16,000 | 31,460 | 21,460 | (15,460.00) | -49.14% |
| FURNITURE | 61300 | 55,000 | 70,044 | 80,044 | (15,044.00) | -21.48% |

Rockland Community College
Proposed Budget
FY2012-2013

| | | FY2013 | 2011-2012 | 2011-2012 | Variance | % |
|-------------------------|-------|----------------|----------------|----------------|--------------|--------------|
| | | Curr Ver | Orig. Budget | Aloc. Budget | \$ | Variance |
| OFFICE EQUIPMENT | 61400 | - | 5,310 | 5,310 | (5,310.00) | -100.00% |
| COMPUTER EQUIPMENT | 61500 | 280,000 | 285,888 | 278,365 | (5,888.00) | -2.06% |
| MAINTENANCE EQUIPMENT | 61600 | - | - | 3,044 | - | - |
| MOTOR VEHICLES | 61700 | - | - | - | - | - |
| OTHER EQUIPMENT | 61900 | 39,000 | 11,093 | 15,573 | 27,907.00 | 251.57% |
| Equipment | | 425,000 | 425,000 | 425,000 | - | 0.00% |
| INSTRUCT SUPPLIES | 62200 | 395,712 | 390,369 | 381,598 | 5,343.00 | 1.37% |
| OFFICE SUPPLIES | 62300 | 181,935 | 178,394 | 192,388 | 3,541.00 | 1.98% |
| REGISTRATION SUPPLIES | 62305 | 9,000 | 8,500 | 8,500 | 500.00 | 5.88% |
| COMP SFTWR/DISKS/SUPPLI | 62350 | 65,000 | 40,078 | 60,107 | 24,922.00 | 62.18% |
| LIBRARY BOOKS | 62400 | 125,000 | 149,364 | 119,490 | (24,364.00) | -16.31% |
| MAINTENANCE SUPPLIES | 62500 | 272,715 | 262,723 | 259,869 | 9,992.00 | 3.80% |
| OTHER SUPPLIES | 62900 | 128,316 | 125,686 | 124,813 | 2,630.00 | 2.09% |
| POLICE ACADEMY TRAINING | 63100 | 17,500 | 23,500 | 23,500 | (6,000.00) | -25.53% |
| CONFERENCE FEES | 63110 | 5,858 | 6,740 | 6,107 | (882.00) | -13.09% |
| MEAL ALLOWANCE | 63135 | 11,850 | 11,750 | 11,850 | 100.00 | 0.85% |
| TRAINING/CONF-OTHER | 63150 | 145,911 | 136,526 | 159,409 | 9,385.00 | 6.87% |
| TRAVEL-LOCAL | 63210 | 13,250 | 14,903 | 14,424 | (1,653.00) | -11.09% |
| TRAVEL-APPLICANT'S | 63250 | 4,500 | 4,341 | 6,341 | 159.00 | 3.66% |
| INTERNAL MEETINGS | 63260 | 28,689 | 23,583 | 28,699 | 5,106.00 | 21.65% |
| FOOD & BEVERAGE | 63310 | 750 | 579 | 779 | 171.00 | 29.53% |
| FIELD TRIPS | 63400 | 3,750 | 1,400 | 3,750 | 2,350.00 | 167.86% |
| MEMBER DUES | 63500 | 64,832 | 63,447 | 64,257 | 1,385.00 | 2.18% |
| REACCREDITATION | 63600 | 3,850 | 3,750 | 4,150 | 100.00 | 2.67% |
| ORIENTATION | 63700 | 27,000 | 24,611 | 24,611 | 2,389.00 | 9.71% |
| REGULAR POSTAGE | 64110 | 250,000 | 260,000 | 260,000 | (10,000.00) | -3.85% |
| EXTERNAL PRINTING | 64220 | 73,000 | 64,952 | 67,652 | 8,048.00 | 12.39% |
| OTHER PRINTING | 64290 | 7,100 | 7,400 | 6,722 | (300.00) | -4.05% |
| STUDENT RECRUITMENT | 64310 | 58,865 | 216,369 | 215,668 | (157,504.00) | -72.79% |
| ADVERT-PERSONNEL | 64320 | 50,000 | 47,412 | 47,412 | 2,588.00 | 5.46% |
| ADVERTISING-PUBLIC RELA | 64330 | 155,000 | - | - | 155,000.00 | 0.00% |
| ADVERTISING-OTHER | 64390 | 12,200 | 11,156 | 8,156 | 1,044.00 | 9.36% |
| SUBSCRIPTIONS | 65210 | 4,972 | 3,287 | 3,120 | 1,685.00 | 51.26% |
| AUDIO VISUAL SUPPLIES | 65310 | 26,500 | 24,000 | 24,000 | 2,500.00 | 10.42% |
| SOFTWARE APPLICATIONS | 65410 | 13,995 | 16,000 | 17,995 | (2,005.00) | -12.53% |
| TELEPHONE | 66110 | 292,000 | 274,588 | 274,588 | 17,412.00 | 6.34% |
| ELECTRIC | 66120 | 936,835 | 876,835 | 876,835 | 60,000.00 | 6.84% |
| FUEL GAS | 66130 | 453,605 | 424,548 | 424,548 | 29,057.00 | 6.84% |
| WATER | 66140 | 60,000 | 49,990 | 49,990 | 10,010.00 | 20.02% |
| SEWER | 66150 | 290,000 | 179,449 | 282,177 | 110,551.00 | 61.61% |
| FUEL OIL | 66160 | 25,000 | 20,000 | 20,000 | 5,000.00 | 25.00% |
| GASOLINE | 66170 | 35,000 | 34,950 | 34,950 | 50.00 | 0.14% |
| CARTAGE | 66180 | 51,500 | 51,365 | 51,365 | 135.00 | 0.26% |
| INSURANCE-GENERAL | 66210 | 150,250 | 151,268 | 151,268 | (1,018.00) | -0.67% |
| SPORTS INSURANCE | 66225 | 35,000 | 35,000 | 35,000 | - | 0.00% |
| CONTRACTED SERVICES | 66300 | 345,758 | 345,758 | 376,463 | - | 0.00% |
| EQUIPMENT REPAIR | 66310 | 147,830 | 148,391 | 152,749 | (561.00) | -0.38% |
| VEHICLE PARTS | 66311 | 2,500 | 2,450 | 2,450 | 50.00 | 2.04% |
| CONTRACTED VEHICLE MAIN | 66312 | 500 | 500 | 500 | - | 0.00% |
| CONTRACTED EQUIP REPAIR | 66317 | 18,000 | 15,077 | 13,077 | 2,923.00 | 19.39% |

Rockland Community College
Proposed Budget
FY2012-2013

| | FY2013 | 2011-2012 | 2011-2012 | Variance | % | |
|---|-------------------|-------------------|-------------------|---------------------|--------------|----------|
| | Curr Ver | Orig. Budget | Aloc. Budget | \$ | Variance | |
| OFFICE SYSTEMS | 66318 | 7,000 | 7,034 | 7,034 | (34.00) | -0.48% |
| SPECIAL SERV (FOUNDATIO | 66319 | 3,000 | 3,000 | 3,000 | - | 0.00% |
| HSKP EQUIP-REPAIRS/PART | 66320 | 3,500 | 3,500 | 3,500 | - | 0.00% |
| CAC CAFE EQUIP-REPAIRS/ | 66321 | 3,500 | 2,500 | 3,500 | 1,000.00 | 40.00% |
| FSP EQUIP-REPAIRS/PARTS | 66322 | 2,500 | 2,500 | 3,500 | - | 0.00% |
| EQUIP RENTAL | 66410 | 61,100 | 59,000 | 59,200 | 2,100.00 | 3.56% |
| LAUNDRY SERVICES | 66510 | 400 | 400 | 400 | - | 0.00% |
| BUILDING UPKEEP | 66600 | 204,496 | 204,490 | 186,815 | 6.00 | 0.00% |
| FURNITURE REPAIR | 66614 | 30,000 | 30,000 | 30,000 | - | 0.00% |
| CONTRACTED PLUMBING SER | 66616 | - | - | - | - | 0.00% |
| CLEANING SERVICES | 66620 | 15,500 | 15,500 | 15,500 | - | 0.00% |
| MISCELLANEOUS | 66621 | - | 567,571 | 282,089 | (567,571.00) | -100.00% |
| SITEWORK | 66626 | - | - | - | - | 0.00% |
| LEGAL-COUNTY | 67110 | 60,000 | 60,000 | 60,000 | - | 0.00% |
| LEGAL-OTHER | 67111 | 45,000 | 49,000 | 49,000 | (4,000.00) | -8.16% |
| AUDIT FEES | 67120 | 46,000 | 44,000 | 44,000 | 2,000.00 | 4.55% |
| INTERNAL AUDIT FEES | 67121 | 15,000 | 15,000 | 15,000 | - | 0.00% |
| PROF SVCS-INSTRUCT | 67130 | 68,132 | 83,875 | 75,799 | (15,743.00) | -18.77% |
| DATA PROCESS SVCS | 67140 | 813,000 | 664,734 | 693,923 | 148,266.00 | 22.30% |
| PROF SVCS-ARCHIT/ENGINE | 67150 | 21,600 | 24,000 | 18,470 | (2,400.00) | -10.00% |
| PAYROLL PROCESS EXPENSE | 67170 | 100,000 | 70,000 | 70,052 | 30,000.00 | 42.86% |
| PROF SVCS-OTHER | 67190 | 1,097,445 | 1,082,883 | 1,153,326 | 14,562.00 | 1.34% |
| PROPERTY TAXES | 68100 | - | - | - | - | 0.00% |
| RENTAL-REAL PROPERTY | 68110 | 262,256 | 247,197 | 247,197 | 15,059.00 | 6.09% |
| RENTAL-OTHER | 68190 | 51,500 | 1,500 | 50,970 | 50,000.00 | 3333.33% |
| Rental - Other | 68191 | - | - | - | - | 0.00% |
| INTEREST EXPENSE - BOND | 69100 | 27,484 | 32,000 | 32,000 | (4,516.00) | -14.11% |
| INTEREST EXPENSE | 69101 | - | - | - | - | 0.00% |
| BAD DEBT EXPENSE | 69102 | 500,000 | 415,000 | 415,000 | 85,000.00 | 20.48% |
| CREDIT CARD FEES | 69103 | 225,100 | 200,250 | 200,250 | 24,850.00 | 12.41% |
| COLLECTION EXPENSE | 69104 | 175,000 | 175,000 | 175,000 | - | 0.00% |
| BANK FEES | 69105 | - | - | - | - | 0.00% |
| ADJUSTMENT TO PRIOR YEA | 69140 | - | - | - | - | 0.00% |
| COMMENCEMENT | 69150 | 25,000 | 25,000 | 25,000 | - | 0.00% |
| BLACK ACHIEVEMENT AWARD | 69152 | 3,000 | 3,800 | 3,960 | (800.00) | -21.05% |
| MIDDLE STATES | 69155 | 10,000 | 5,000 | 9,598 | 5,000.00 | 100.00% |
| AFFIRMATIVE ACTIONS | 69170 | 3,500 | 3,500 | 3,500 | - | 0.00% |
| SCHOLARSHIPS | 69300 | 1,035 | 1,035 | 1,035 | - | 0.00% |
| Contract Services & Supplies | 8,881,876 | 8,829,258 | 8,828,946 | 52,618.00 | 0.60% | |
| Grand Total | 66,935,826 | 65,158,660 | 65,158,348 | 1,777,166.00 | 2.73% | |

ROCKLAND COMMUNITY COLLEGE
 FY2012-2013
 BUDGET PROPOSAL

| Revenue | FY11 Actual | FY12 Adopted | FY13 Proposed | % of Total | FY10 \$Change | FY10 % Change |
|-------------------------|----------------|-----------------|------------------|---------------|------------------|------------------|
| Tuition | \$ 24,768,551 | \$ 26,368,838 | \$ 27,195,862 | 40.63% | \$ 827,024 | 3.04% |
| State Aid | 12,185,919 | 15,193,786 | 15,618,441 | 23.33% | \$ 424,655 | 2.72% |
| Sponsor's Contribution | 15,783,575 | 16,075,567 | 16,375,567 | 24.46% | \$ 300,000 | 1.83% |
| Chargbacks | 2,902,295 | 2,830,111 | 2,636,668 | 3.94% | \$ (193,443) | -7.34% |
| Other Generated Revenue | 5,968,796 | 4,690,358 | 5,109,288 | 7.63% | \$ 418,930 | 8.20% |
| | \$ 61,609,136 | \$ 65,158,660 | \$ 66,935,826 | 100% | \$ 1,777,166 | 3% |

Use of Fund Balance 0 \$

COLLEGE TOTAL \$ 61,609,136 \$ 65,158,660 \$ 66,935,826 100% \$ 1,777,166 3%

| Expenditures | FY11 Actual | FY12 Adopted | FY13 Proposed | % of Total | FY10 \$Change | FY10 % Change |
|--------------------------------|----------------|-----------------|------------------|---------------|------------------|------------------|
| Instruction | \$30,033,121 | \$33,001,275 | \$34,273,629 | 51.20% | \$1,272,354 | 3.7% |
| Public Service | 799,847 | 794,736 | 878,330 | 1.31% | \$83,594 | 9.5% |
| Academic Support | 2,915,056 | 3,026,485 | 3,103,550 | 4.64% | \$77,065 | 2.5% |
| Student Service | 6,015,929 | 6,777,984 | 6,510,522 | 9.73% | \$-267,462 | -4.1% |
| Institutional Support | 14,904,305 | 14,313,569 | 15,147,304 | 22.63% | \$833,735 | 5.5% |
| Maintenance & Plant Operations | 6,711,353 | 7,244,611 | 7,022,491 | 10.49% | \$-222,120 | -3.2% |
| COLLEGE TOTAL | 61,349,811 | 65,158,660 | 66,935,826 | 100% | \$1,777,166 | 3% |

Fund Balance \$ 259,325

ROCKLAND COMMUNITY COLLEGE
 FY2012-2013
 BUDGET PROPOSAL

| Expenditures by Category | FY11 Actual | FY12 Adopted | FY13 Proposed | % Of Total | FY10 \$Change | FY010 % Change |
|---------------------------------------|---------------------|---------------------|---------------------|---------------|---------------------|-------------------|
| Salaries | \$ 36,584,255 | \$ 38,479,575 | \$ 38,942,308 | 58.18% | \$ 462,733 | 1.2% |
| Equipment | 425,000 | 425,000 | 425,000 | 0.63% | - | - |
| Supplies & Other Contractual Services | 9,504,290 | 8,829,258 | 8,881,876 | 13.27% | \$ 52,618 | 0.6% |
| Fringe Benefits | 17,093,450 | 17,424,827 | 18,686,642 | 27.92% | \$ 1,261,815 | 6.8% |
| COLLEGE TOTAL | \$63,606,995 | \$65,153,660 | \$66,935,826 | 100.0% | \$ 1,777,166 | 3% |

FY 2012-2013
BUDGET PROPOSAL

| | FY2011 Actual | FY2012 Adopted | Salaries | Equipment | Contract Services & Supplies | Benefits | FY2013 Proposed |
|-------------------------------------|------------------|-------------------|------------|-----------|---------------------------------|------------|--------------------|
| Fall and Spring | 21,355,994 | 23,259,323 | 22,041,970 | - | 1,654,720 | - | 23,696,690 |
| Winter | | | | | | | |
| Summer | 21,355,994 | 23,259,323 | 22,041,970 | - | 1,654,720 | - | 23,696,690 |
| Benefits | 8,647,127 | 9,741,932 | | | | 10,576,939 | 10,576,939 |
| Total Instruction | 30,003,121 | 33,001,275 | 22,041,970 | - | 1,654,720 | 10,576,939 | 34,273,629 |
| Public Service | 566,304 | 552,489 | 582,179 | | 16,790 | | 598,969 |
| Benefits | 233,543 | 242,247 | | | | 279,361 | 279,361 |
| Total Public Service | 799,847 | 794,736 | 582,179 | - | 16,790 | 279,361 | 878,330 |
| Academic Support-Non-Library | 823,711 | 831,322 | 789,705 | | 125,051 | | 914,756 |
| Academic Support-Library | 1,313,089 | 1,404,786 | 985,616 | | 351,282 | | 1,336,898 |
| Benefits | 778,256 | 790,377 | | | 476,333 | 851,896 | 831,896 |
| Total Academic Support | 2,915,056 | 3,026,485 | 1,775,321 | - | 476,333 | 851,896 | 3,103,590 |
| Student Services | 4,322,379 | 4,804,591 | 4,229,566 | | 251,380 | | 4,480,946 |
| Benefits | 1,693,550 | 1,973,393 | | | 2,029,576 | | 2,029,576 |
| Total Student Services | 6,015,929 | 6,777,984 | 4,229,566 | | 251,380 | 2,029,576 | 6,510,522 |
| General Administration | 4,352,943 | 3,762,929 | 3,068,894 | 425,000 | 456,949 | | 3,950,843 |
| General Instructional Services | 7,224,370 | 7,238,938 | 4,420,616 | | 3,181,970 | | 7,602,586 |
| Benefits | 11,577,313 | 11,001,867 | 7,489,510 | 425,000 | 3,658,919 | | 11,553,429 |
| Total Instructional Support | 3,326,992 | 3,311,702 | 7,489,510 | 425,000 | 3,658,919 | 3,593,875 | 3,593,875 |
| Benefits | 14,904,305 | 14,313,569 | | | 3,658,919 | | 15,147,304 |
| Maintenance & Plant Operation | 5,464,521 | 5,879,455 | 2,823,762 | | 2,843,734 | | 5,667,496 |
| Benefits | 1,247,032 | 1,365,156 | | | 1,354,995 | | 1,354,995 |
| Total Maintenance & Plant Operation | 6,711,553 | 7,244,611 | 2,823,762 | | 2,843,734 | 1,354,995 | 7,022,491 |
| COLLEGE TOTAL | 61,349,811 | 65,158,660 | 38,942,308 | 425,000 | 8,881,876 | 18,686,642 | 66,935,826 |

Schedule SK 1

FY 2012-2013
BUDGET PROPOSAL

| | | | FY2011 | | FY2012 | | Salaries | Equipment | Contract | Services & Supplies | Benefits | FY2013 Proposed |
|---|-------|-----------|-----------|-----------|--------|---------|----------|-----------|----------|---------------------|-----------|--------------------|
| | | | Actual | Adopted | Actual | Adopted | | | | | | |
| Instruction-Other | 11001 | 0 | 135,000 | 199,282 | - | - | - | - | - | - | 199,282 | |
| Faculty Release Time | 11002 | 513,495 | 590,487 | 557,962 | - | - | - | - | - | - | 557,962 | |
| RCC High School Prog | 11005 | 31,317 | 85,000 | 39,780 | - | - | - | - | - | - | 81,780 | |
| International Studies | 11110 | 13,346 | 20,078 | - | - | - | - | - | - | - | - | |
| Haverstraw Site | 11119 | 397,759 | 412,925 | 145,195 | - | - | - | - | - | - | 409,465 | |
| Extension Center | 11122 | 120,768 | 143,802 | - | - | - | - | - | - | - | - | |
| Turning/Academic Support | 11127 | 147,288 | 144,751 | 302,505 | - | - | - | - | - | - | 302,505 | |
| Distance Learning | 11129 | 285,040 | 348,441 | 245,517 | - | - | - | - | - | - | 369,017 | |
| ESOL Cooperative | 11154 | 877,498 | 970,000 | 245,000 | - | - | - | - | - | - | 935,000 | |
| Open To the Public | 11156 | 434,623 | 484,918 | 292,220 | - | - | - | - | - | - | 371,770 | |
| Summer Sports Academy | 11158 | 201,110 | 256,550 | 219,150 | - | - | - | - | - | - | 249,975 | |
| Kids College | 11159 | 106,886 | 107,500 | 102,500 | - | - | - | - | - | - | 114,500 | |
| Customized Training | 11160 | 11,765 | 33,100 | 7,500 | - | - | - | - | - | - | 24,500 | |
| College of New Rochelle | 11170 | 10,082 | 15,000 | 9,355 | - | - | - | - | - | - | 15,255 | |
| Occupational Therapy | 11226 | 176,776 | 184,763 | 189,627 | - | - | - | - | - | - | 196,527 | |
| Dept Chair /Comm Hlth & Human Services | 11230 | 115,815 | 123,035 | 79,923 | - | - | - | - | - | - | 81,993 | |
| EMT/Paramedical | 11232 | 250,264 | 251,009 | 261,769 | - | - | - | - | - | - | 270,469 | |
| Life Skills | 11234 | 144,678 | 165,631 | 150,331 | - | - | - | - | - | - | 150,331 | |
| Nursing | 11236 | 2,140,861 | 2,462,611 | 2,550,236 | - | - | - | - | - | - | 2,589,060 | |
| Physical Education | 11238 | 609,795 | 648,382 | 720,659 | - | - | - | - | - | - | 733,995 | |
| Physical Educational Studies | 11239 | 68,302 | 79,179 | 56,275 | - | - | - | - | - | - | 56,275 | |
| Dept Chair/Business Technology | 11250 | 214,420 | 219,692 | 203,033 | - | - | - | - | - | - | 203,983 | |
| Business | 11252 | 739,010 | 817,821 | 733,426 | - | - | - | - | - | - | 737,326 | |
| Paralegal | 11253 | 170,974 | 199,888 | 181,981 | - | - | - | - | - | - | 191,581 | |
| Office Technology | 11254 | 24,122 | 36,654 | 30,000 | - | - | - | - | - | - | 30,000 | |
| Computer Studies | 11256 | 326,168 | 378,993 | 382,862 | - | - | - | - | - | - | 390,462 | |
| Chemical Justice | 11258 | 291,785 | 366,148 | 295,837 | - | - | - | - | - | - | 317,012 | |
| Fire Protection Technology | 11259 | 36,597 | 42,100 | 37,808 | - | - | - | - | - | - | 40,683 | |
| Automotive Technology | 11260 | 149,962 | 164,284 | 146,357 | - | - | - | - | - | - | 155,357 | |
| Computer Assisted Design | 11261 | 58,631 | 66,169 | 214,250 | - | - | - | - | - | - | 220,690 | |
| Electrical Technology | 11262 | 93,627 | 115,014 | - | - | - | - | - | - | - | - | |
| CNE Technology | 11263 | 103,563 | 96,218 | 148,861 | - | - | - | - | - | - | 158,361 | |
| Hospitality | 11264 | 248,657 | 286,733 | 246,570 | - | - | - | - | - | - | 306,520 | |
| Dept Chair Humanities & Social Behavior | 11320 | 124,231 | 132,884 | 133,030 | - | - | - | - | - | - | 133,900 | |

Schedule SA 1

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5/29/2012

FY 2012-2013
BUDGET PROPOSAL

| | | FY2011 Actual | FY2012 Adopted | Salaries | Equipment | Contract Services & Supplies | Benefits | FY2013 Proposed |
|-------------------------------|-------|------------------|-------------------|------------|-----------|---------------------------------|----------|--------------------|
| English | 11322 | 1,888,192 | 2,054,183 | 2,041,979 | - | 2,208 | - | 2,044,187 |
| Writing Center | 11323 | 56,747 | 76,905 | 72,000 | - | 3,600 | - | 75,600 |
| Speech | 11324 | 469,994 | 449,515 | 391,906 | - | 4,050 | - | 395,956 |
| Foreign Languages | 11326 | 434,448 | 485,869 | 500,556 | - | 1,266 | - | 501,822 |
| Communications/Media Arts | 11328 | 156,366 | 185,377 | 189,419 | - | 3,800 | - | 193,219 |
| Philosophy/Religion | 11330 | 144,330 | 172,072 | 142,888 | - | 138 | - | 143,026 |
| Art | 11332 | 1,181,064 | 1,233,875 | 1,148,642 | - | 34,765 | - | 1,183,407 |
| Performing Arts | 11334 | 433,690 | 552,247 | 638,562 | - | 11,000 | - | 649,562 |
| MTS Honors | 11340 | 73,210 | 73,914 | 63,539 | - | 11,144 | - | 74,683 |
| Science | 11354 | 2,307,800 | 2,387,126 | 2,485,801 | - | 105,000 | - | 2,590,801 |
| Math | 11356 | 1,293,854 | 1,350,897 | 1,360,496 | - | 3,600 | - | 1,364,096 |
| Social/Behavioral Sci-Cluster | 11358 | 32,662 | 42,565 | 28,077 | - | 753 | - | 28,830 |
| Geography | 11360 | 25,661 | 22,500 | 48,132 | - | - | - | 48,132 |
| History | 11362 | 360,022 | 354,622 | 372,377 | - | - | - | 372,377 |
| Political Science | 11364 | 125,493 | 134,565 | 127,913 | - | - | - | 127,913 |
| Psychology | 11366 | 834,067 | 806,569 | 857,371 | - | 1,024 | - | 858,395 |
| Teacher Education | 11368 | 178,087 | 212,657 | 216,875 | - | 1,100 | - | 217,975 |
| Sociology | 11370 | 240,481 | 246,681 | 235,798 | - | - | - | 235,798 |
| Economics | 11372 | 282,031 | 320,272 | 292,453 | - | - | - | 292,453 |
| Anthropology | 11374 | 40,617 | 22,558 | 55,220 | - | - | - | 55,220 |
| Pluralism & Diversity | 11376 | 433,177 | 427,359 | 503,240 | - | - | - | 503,240 |
| Eng. As a Second Lang | 11382 | 423,622 | 381,410 | 430,706 | - | 1,000 | - | 431,706 |
| College Skills-English | 11384 | 699,146 | 681,045 | 709,209 | - | 3,587 | - | 712,796 |
| | | 21,355,994 | 23,259,323 | 22,041,970 | - | 1,654,720 | - | 23,696,690 |
| Benefits | | 21,355,994 | 23,259,323 | 22,041,970 | - | 1,654,720 | - | 23,696,690 |
| INSTRUCTION | | 8,647,127 | 9,741,952 | 10,576,939 | - | 10,576,939 | - | 10,576,939 |
| Family Recreation | 31120 | 56,421 | 61,765 | 66,000 | - | 2,630 | - | 68,630 |
| Cultural Arts | 31710 | 205,333 | 194,468 | 195,221 | - | 11,040 | - | 206,261 |
| Arena Management | 31720 | 304,529 | 296,256 | 320,958 | - | 3,100 | - | 324,058 |
| | | 566,304 | 552,489 | 582,179 | - | 16,790 | - | 598,969 |
| Benefits | | 233,543 | 242,247 | 279,361 | - | 279,361 | - | 279,361 |
| PUBLIC SERVICE | | 799,877 | 794,736 | 882,179 | - | 16,790 | - | 878,330 |
| Academic Support Non-Library | 41001 | | | 3,773 | - | - | - | 3,773 |

Schedule SA 2

FY 2012-2013
BUDGET PROPOSAL

| | | FY2011 | | FY2012 | | FY2013 | |
|---------------------------------|-------|------------------|------------------|------------------|---------------------|------------------|------------------|
| | | Actual | Adopted | Salaries | Equipment | Contract | Proposed |
| | | | | | Services & Supplies | Benefits | |
| Multi Media Center | 41100 | 167,490 | 170,188 | 156,838 | 21,433 | - | 178,271 |
| A/V Media Services(31150) | 41105 | 264,431 | 277,954 | 248,791 | 61,430 | - | 310,221 |
| Evening/Weekend | 41140 | 74,265 | 68,268 | 75,208 | 6,100 | - | 81,308 |
| Faculty Senate | 41150 | 3,367 | 6,837 | 2,900 | 1,665 | - | 4,565 |
| Faculty Development | 41169 | 3,512 | 10,285 | 2,000 | 2,435 | - | 4,435 |
| CEITL | 41165 | 62,285 | 21,500 | 7,000 | 27,600 | - | 34,600 |
| Dean of Professional Services | 41210 | 156,432 | 166,369 | 163,635 | 3,500 | - | 167,135 |
| Dean of Instruction | 41410 | 91,930 | 109,921 | 129,569 | 838 | - | 130,398 |
| Library | 42110 | 1,313,089 | 1,404,786 | 985,616 | 351,282 | - | 1,336,898 |
| Benefits | | 2,156,800 | 2,256,108 | 1,775,321 | 476,533 | - | 2,251,854 |
| ACADEMIC SUPPORT | | 778,256 | 790,377 | 1,775,321 | 476,533 | 851,896 | 851,896 |
| Student Service - Other | 51001 | 0 | 0 | 187,740 | 1,744 | - | 189,484 |
| Academic Intervention | 51110 | 175,342 | 218,770 | 95,000 | 330 | - | 95,330 |
| Dean of Enrollment | 51620 | 91,087 | 106,150 | 567,733 | 59,700 | - | 627,433 |
| Admission | 51625 | 544,099 | 612,407 | 576,779 | 6,500 | - | 583,279 |
| Registration & Records | 51635 | 513,469 | 527,847 | 643,300 | 4,830 | - | 648,130 |
| Financial Assistance | 51640 | 639,257 | 659,327 | 170,883 | 43,500 | - | 214,383 |
| Assessment & Placement | 51645 | 190,306 | 227,977 | 137,049 | 5,250 | - | 142,299 |
| Chr. For International Students | 51650 | 139,642 | 138,991 | 775,176 | 6,581 | - | 781,757 |
| Dean of Students | 51660 | 758,791 | 826,891 | 252,729 | 8,640 | - | 261,369 |
| Career Service Center | 51665 | 234,978 | 235,270 | 302,627 | 2,620 | - | 305,247 |
| Advisement Center | 51666 | 298,730 | 333,567 | 222,249 | 60,300 | - | 282,549 |
| Student Involvement | 51670 | 260,228 | 362,116 | 16,598 | 35,000 | - | 51,598 |
| Athletics | 51671 | 53,941 | 52,062 | 2,000 | 5,250 | - | 7,250 |
| Veterans Program | 51672 | 3,082 | 5,359 | 46,225 | 2,360 | - | 48,585 |
| Student Mentoring Program | 51673 | 43,723 | 65,075 | 233,478 | 8,775 | - | 242,253 |
| Disability Services | 51680 | 217,860 | 264,331 | 251,380 | 2,029,576 | - | 2,029,576 |
| Public Relations | 51810 | 157,845 | 168,460 | 4,229,566 | 251,380 | - | 4,480,946 |
| Benefits | | 4,322,379 | 4,804,591 | 4,229,566 | 251,380 | - | 4,480,946 |
| STUDENT SERVICES | | 1,693,550 | 1,973,593 | 4,229,566 | 251,380 | 2,029,576 | 2,029,576 |
| | | 6,015,929 | 6,777,984 | 4,229,566 | 251,380 | 2,029,576 | 6,510,522 |

Schedule SA 3

FY 2012-2013
BUDGET PROPOSAL

| | | FY2011 | | FY2012 | | Salaries | | Equipment | | Contract | | FY2013 | |
|-------------------------------|-------|-------------------|-------------------|------------------|----------------|------------------|------------------|---------------------|----------|----------|--|--------|--|
| | | Actual | Adopted | Adopted | Adopted | | | Services & Supplies | Benefits | Proposed | | | |
| Institutional Support-Other | 61001 | 1,025,958 | 492,487 | -154,273 | 90,000 | 55,627 | - | -154,273 | | | | | |
| VP Academic Affairs | 61110 | 354,059 | 576,618 | 378,128 | 100,000 | 58,950 | 370,541 | 523,755 | | | | | |
| VP Student Affairs | 61610 | 286,693 | 265,555 | 211,591 | 255,000 | 5,310 | 462,053 | 370,541 | | | | | |
| VP Finance & Administration | 61710 | 242,981 | 509,066 | 221,743 | 126,997 | 18,500 | 1,086,846 | 462,053 | | | | | |
| Finance | 61720 | 945,254 | 970,177 | 959,849 | 570,680 | 18,500 | 589,180 | 1,086,846 | | | | | |
| Bursar | 61721 | 540,665 | 572,787 | 570,680 | 327,900 | 66,500 | 394,500 | 589,180 | | | | | |
| Human Resources | 61730 | 302,776 | 399,808 | 327,900 | 29,965 | 29,965 | 583,241 | 394,500 | | | | | |
| Office of the President | 61810 | 560,145 | 566,488 | 553,276 | 95,000 | 95,000 | 175,095 | 583,241 | | | | | |
| Board of Trustees | 61910 | 94,412 | 88,330 | - | - | - | 175,095 | 95,000 | | | | | |
| Institutional Research | 62120 | 211,150 | 221,262 | 175,095 | 80,784 | 16,783 | 97,567 | 175,095 | | | | | |
| Outcomes Assessment | 62121 | 79,582 | 85,325 | 80,784 | 30,000 | 1,323,984 | 1,353,984 | 97,567 | | | | | |
| General Institutional Svc | 62700 | 1,141,157 | 1,253,300 | 30,000 | - | - | - | 1,353,984 | | | | | |
| Purchasing | 62723 | 83,617 | 137,608 | - | - | - | - | - | | | | | |
| Security | 62740 | 1,489,786 | 1,381,865 | 1,270,828 | 48,200 | 18,650 | 1,319,028 | 1,319,028 | | | | | |
| Safety Office | 62745 | 103,378 | 112,336 | 95,754 | 717,000 | 75,000 | 2,133,135 | 114,404 | | | | | |
| Computer & Technology Cr | 62750 | 1,962,938 | 264,443 | 1,416,135 | 18,000 | 765,000 | 146,433 | 2,133,135 | | | | | |
| Graphics | 62751 | 250,431 | 264,443 | 201,031 | 18,000 | 18,000 | 276,031 | 276,031 | | | | | |
| Print Shop | 62752 | 141,111 | 141,158 | 128,433 | 765,000 | 1,750 | 1,345,906 | 146,433 | | | | | |
| Administrative Services | 62760 | 1,244,934 | 1,385,281 | 580,906 | 97,766 | 1,750 | 99,516 | 1,345,906 | | | | | |
| Development | 62820 | 167,286 | 178,487 | 240,633 | 192,803 | 4,800 | 433,436 | 99,516 | | | | | |
| Campus Communications | 62830 | 232,680 | 246,029 | 103,251 | 4,800 | 108,051 | 108,051 | 433,436 | | | | | |
| Small Business Development | 82205 | 78,678 | 106,227 | - | - | - | - | - | | | | | |
| OURS-Consortium Domestic Prop | 87600 | 37,541 | 49,920 | 7,489,510 | 425,000 | 3,638,919 | 11,553,429 | 4,800 | | | | | |
| Benefits | | 11,577,313 | 10,951,947 | 7,489,510 | 425,000 | 3,638,919 | 11,553,429 | 3,593,875 | | | | | |
| | | 3,326,992 | 3,311,702 | | | 3,593,875 | 3,593,875 | | | | | | |
| INSTITUTIONAL SUPPORT | | 14,904,305 | 14,313,569 | 7,489,510 | 425,000 | 3,638,919 | 3,593,875 | 15,147,304 | | | | | |

Schedule SA 4

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5/29/2012

FY 2012-2013
BUDGET PROPOSAL

| | FY2011 Actual | FY2012 Adopted | Salaries | Equipment | Contract Services & Supplies | Benefits | FY2013 Proposed |
|--------------------------------|------------------|-------------------|------------|------------|---------------------------------|-----------|--------------------|
| Maintenance-Other | 71001 | 0 | 9,748 | - | - | - | - |
| Maintenance-Administration | 71710 | 325,877 | 396,619 | 232,650 | 1,942,665 | - | 2,173,315 |
| Building Maintenance | 71711 | 608,500 | 668,402 | 322,573 | 350,950 | - | 673,523 |
| Utility Plant | 71712 | 733,459 | 730,289 | 468,527 | 257,808 | - | 726,335 |
| Housekeeping | 71713 | 1,440,953 | 1,495,670 | 1,286,576 | 132,865 | - | 1,419,441 |
| General Maintenance | 71714 | 614,803 | 674,697 | 513,436 | 159,446 | - | 672,882 |
| General Maintenance | 71715 | 1,720,929 | 1,904,030 | - | - | - | - |
| | | 5,464,521 | 5,879,455 | 2,823,762 | 2,843,734 | - | 5,667,496 |
| Benefits | | 1,247,032 | 1,365,156 | - | - | - | 1,354,995 |
| MAINTENANCE & PLANT OPERATIONS | | 6,711,555 | 7,234,863 | 2,823,762 | 2,843,734 | 1,354,995 | 7,022,491 |
| COLLEGE TOTAL | | 61,349,811 | 65,158,650 | 38,942,308 | 425,000 | 8,881,876 | 18,686,642 |
| NYS EMPLOYEES RETIREMENT | | 1,202,800 | 1,069,192 | - | - | - | 1,713,448 |
| NYS TEACHERS RETIREMENT | | 482,529 | 459,266 | - | - | - | 609,695 |
| TIAA RETIREMENT | | 1,938,099 | 2,029,959 | - | - | - | 1,852,119 |
| FICA EXPENSE | | 2,281,739 | 2,385,734 | - | - | - | 2,414,423 |
| MEDICARE EXPENSE | | 346,276 | 557,954 | - | - | - | 564,663 |
| WORKERS COMP INSURANCE | | 135,428 | 200,000 | - | - | - | 200,000 |
| UNEMPLOYMENT INSURANCE | | 71,820 | 90,000 | - | - | - | 90,000 |
| DISABILITY INSURANCE | | 51,929 | 49,000 | - | - | - | 50,000 |
| HOSP/MEDICAL INSURANCE | | 8,667,227 | 9,688,070 | - | - | - | 10,217,795 |
| DENTAL INSURANCE | | 383,405 | 457,346 | - | - | - | 460,546 |
| VISION | | 117,399 | 121,600 | - | - | - | 121,600 |
| LIFE INSURANCE | | 7,796 | 9,000 | - | - | - | 9,000 |
| EMPLOYEE TUITION BENEFITS | | 249,780 | 175,000 | - | - | - | 250,000 |
| WTA PAYROLL TAX | | 116,927 | 132,506 | - | - | - | 133,353 |
| OFFSET TO BENEFITS | | -155,280 | 0 | - | - | - | - |
| TOTAL FRINGE BENEFITS | | 16,097,871 | 17,424,827 | - | - | - | 18,686,642 |

Schedule SA 5

ncalbo13.xls

5/29/2012

Rockland Community College
Proposed Budget
FY 2012-2013

| <u>Revenues</u> | <u>FY2012 Adopted</u> | <u>FY2013 Proposed</u> | <u>Difference</u> |
|--|---------------------------|----------------------------|-------------------------|
| Tuition | 26,368,838 | 27,195,862 | 827,024 |
| State Aid | 15,193,786 | 15,618,441 | 424,655 |
| Sponsor's Contribution | 16,075,567 | 16,375,567 | 300,000 |
| Chargebacks | 2,830,111 | 2,636,668 | -193,443 |
| Other Revenue in Lieu of Local Sponsor Share | 1,831,029 | 1,702,683 | 71,654 |
| Other Generated Revenue | 3,059,329 | 3,406,605 | 347,276 |
| | <u>65,158,660</u> | <u>66,935,826</u> | <u>1,777,166</u> |
| Use of Fund Balance | | | |
| COLLEGE TOTAL | <u>65,158,660</u> | <u>66,935,826</u> | <u>1,777,166</u> |

| <u>Expenditures</u> | | | |
|--|--------------------------|--------------------------|-------------------------|
| Total Instruction | 21,771,305 | 22,365,420 | 594,115 |
| Total Continuing Education & Professional Services | 1,488,018 | 1,331,270 | -156,748 |
| Total Public Service | 552,489 | 598,969 | 46,480 |
| Total Academic Support | 2,236,108 | 2,251,654 | 15,546 |
| Total Student Services | 4,804,591 | 4,480,946 | -323,645 |
| Total Institutional Support | 11,001,867 | 11,553,429 | 551,562 |
| Total Maintenance & Plant Operation | 5,879,455 | 5,667,496 | -211,959 |
| Total Benefits | 17,424,827 | 18,686,642 | 1,261,815 |
| COLLEGE TOTAL | <u>65,158,660</u> | <u>66,935,826</u> | <u>1,777,166</u> |

Rockland Community College
Proposed Budget
FY 2012-2013

| <u>Expenditures</u> | FY2012 Adopted | FY2013 Proposed | Difference |
|---|-------------------|--------------------|------------------|
| Instructional | | | |
| Salaries | 20,895,418 | 21,497,250 | |
| Equipment | | | |
| Contract Service & Supplies | 875,887 | 868,170 | |
| Total Instructional | 21,771,305 | 22,365,420 | 594,115 |
| Continuing Education & Professional Service | | | |
| Salaries | 612,918 | 544,720 | |
| Equipment | | | |
| Contract Service & Supplies | 875,100 | 786,550 | |
| Total Continuing Education & Professional Services | 1,488,018 | 1,331,270 | -156,748 |
| Public Service | | | |
| Salaries | 534,959 | 582,179 | |
| Equipment | | | |
| Contract Service & Supplies | 17,530 | 16,790 | |
| Total Public Service | 552,489 | 598,969 | 46,480 |
| Academic Support | | | |
| Salaries | 1,745,404 | 1,775,321 | |
| Equipment | | | |
| Contract Service & Supplies | 490,704 | 476,333 | |
| Total Academic Support | 2,236,108 | 2,251,654 | 15,546 |
| Student Service | | | |
| Salaries | 4,357,880 | 4,229,566 | |
| Equipment | | | |
| Contract Service & Supplies | 446,711 | 251,380 | |
| Total Student Service | 4,804,591 | 4,480,946 | -323,645 |
| Institutional Support | | | |
| Salaries | 7,313,295 | 7,489,510 | |
| Equipment | 425,000 | 425,000 | |
| Contract Service & Supplies | 3,263,572 | 3,638,919 | |
| Total Institutional Support | 11,001,867 | 11,553,429 | 551,562 |
| Maintenance & Plant Operation | | | |
| Salaries | 3,014,701 | 2,823,762 | |
| Equipment | | | |
| Contract Service & Supplies | 2,864,754 | 2,843,734 | |
| Total Maintenance & Plant Operation | 5,879,455 | 5,667,496 | -211,959 |
| Benefits | | | |
| Instructional | 9,464,402 | 10,315,553 | |
| Continuing Education & Professional Service | 277,550 | 261,386 | |
| Public Service | 242,247 | 279,361 | |
| Academic Support | 790,377 | 851,896 | |
| Student Service | 1,973,393 | 2,029,576 | |
| Institutional Support | 3,311,702 | 3,593,875 | |
| Maintenance & Plant Operation | 1,365,156 | 1,354,995 | |
| | 17,424,827 | 18,686,642 | 1,261,815 |

Rockland Community College
Proposed Budget
FY 2012-2013

| | FY2012 Adopted | FY2013 Proposed | Difference |
|--|-------------------|--------------------|------------------|
| <u>Detail of Benefits Expense</u> | | | |
| NYS Employees Retirement | 1,069,192 | 1,713,448 | |
| NYS Teachers Retirement | 459,266 | 609,695 | |
| TIAA Retirement | 2,029,959 | 1,852,119 | |
| FICA Expense | 2,385,734 | 2,414,423 | |
| Medicare-Expense | 557,954 | 564,663 | |
| Workers Compensation | 200,000 | 200,000 | |
| Unemployment Insurance | 90,000 | 90,000 | |
| Disability Insurance | 49,000 | 50,000 | |
| Hospital/Medical Insurance | 9,688,070 | 10,217,795 | |
| Dental Insurance | 457,546 | 460,546 | |
| Vision | 121,600 | 121,600 | |
| Life Insurance | 9,000 | 9,000 | |
| Employee Tuition Benefits | 175,000 | 250,000 | |
| MTA Payroll Tax | 132,506 | 133,353 | |
| Total Benefits | 17,424,827 | 18,686,642 | 1,261,815 |

Budget Year 2012-2013

Funded FTE Students-Basic Aid

| | | | |
|---|---------|-----|----------|
| 2010-2011 | 6,934.9 | 20% | 1,386.98 |
| 2011-2012 | 6,800.0 | 30% | 2,040.00 |
| 2012-2013 | 6,809.0 | 50% | 3,404.50 |
| Funded FTE (Greater Of 20-30-50% Rule or Prior Year Actual) | | | 6,831.48 |

Funded FTE Students - Basic Aid

6,831
x \$ 2,272

Total State Aid Before Rental
Cost Reimbursement

\$ 15,521,123

High Needs Nursing
Rental Costs - Physcial Space

\$210,057 46% \$97,318

Total Projected State Aid
including Rental Cost Reimbursement

\$ 15,618,441

revised FTE

Budget 2012-2013

Assumptions

| | | |
|---------------------------|-------|--|
| Number of FTE'S | 4025 | |
| Annual Tuition Rate | 2058 | |
| Per semester Tuition Rate | 167.5 | |

| | | |
|--------------------|------|------|
| Full Time Students | | |
| Fall | 4651 | 2326 |
| Spring | 4221 | 2111 |

| | | |
|-------------------------|--------|------|
| Part Time Credit Hours: | | |
| Fall | 19874 | 662 |
| Spring | 19306 | 644 |
| Winter | 2232 | 74 |
| Summer | 14,330 | 478 |
| | | 6294 |

| | | |
|---------------------|------------|------------|
| Tuition Income: | | |
| Fall 12 Full Time | 9,362,150 | |
| Fall 12 Part Time | 3,328,855 | 12,691,005 |
| Spring 13 Full Time | 8,496,775 | |
| Spring 13 Part Time | 3,233,825 | 11,730,600 |
| Winter 13 | 373,930 | |
| Summer 13 | 2,400,326 | |
| | 27,195,862 | |

Charges to Non-Residents

| | |
|---------------------------------------|------------------|
| Number of non-resident Students | 423.0 |
| Additional Tuition Rate | 4025 |
| Total Charges to Non-Residents | 1,702,683 |

| <i>Revenue Summary</i> | <i>Budget FY2013</i> |
|-------------------------------|--------------------------|
| Student Tuition | 27,195,862 |
| Sponsor's Contribution | 16,375,567 |
| State Aid | 15,618,441 |
| Chargebacks | 2,636,668 |
| Other | 5,109,288 |
| Appropriation Of Fund Balance | 66,935,826 |
| | |
| Student Tuition | |
| Fall 2012 | 12,691,005 |
| Winter 2012 | 373,931 |
| Spring 2013 | 11,730,600 |
| Summer 2013 | 2,400,326 |
| | 27,195,862 |
| State Aid | |
| FTE's | 6,809 |
| Reimbursement rate | 2,272 |
| | 15,470,048 |
| High Needs Nursing | 43,364 |
| 50% 210,057 | 105,029 |
| Total State Aid | 15,618,441 |
| | |
| Chargebacks | |
| Fall 2012 | 1,293,758 |
| Winter 2013 | 57,758 |
| Spring 2013 | 1,143,116 |
| Summer 2013 | 142,036 |
| | 2,636,668 |
| Other Revenue: | |
| Non-resident: | |
| Fall 2012 | 360,000 |
| Winter 2013 | 5,378 |
| Spring 2013 | 464,457 |
| Summer 2013 | 9,720 |
| | 839,555 |
| Out of State: | |
| Fall 2013 | 387,951 |
| Winter 2013 | 7,500 |
| Spring 2013 | 363,252 |
| Summer 2013 | 104,425 |
| | 863,128 |
| Fees: | |
| Application | 105,406 |
| Returned check | 340 |
| Student ID Cards | 469 |
| Graduation | 31,827 |
| Transcript | 61,800 |
| Technology | 1,440,000 |

| <i>Revenue Summary</i> | <i>Budget FY2013</i> |
|-----------------------------|--------------------------|
| Deferred payment late fees | 42,436 |
| Payment plans | 0 |
| Re-Admit Fee | 3,404 |
| Laboratory fees-Science | 277,160 |
| Laboratory fees-Computer | 47,909 |
| Applied Music | 12,321 |
| Other | 6,344 |
| | |
| Other: | |
| Interest income | 7,210 |
| Bad debt recovery | 0 |
| Insurance Recovery | 0 |
| Family rec memberships | 80,237 |
| RCC Association | 0 |
| Cont Ed:Open to public | 322,992 |
| Cont Ed:Customized training | 30,000 |
| Youth Bureau Reimburse | 25,000 |
| Commissions | 1,000 |
| Reimbursement of expenses | 0 |
| Rentals | 333,750 |
| Test fees | 15,000 |
| Summer sports academy | 370,000 |
| Kids College | 115,000 |
| Admin cost recovery-grants | 32,000 |
| Miscellaneous | 0 |
| Four Yr colleges | 45,000 |
| Total Other Revenue | 1,377,189 |
| | 5,109,288 |

Rockland Community College
Grants Revenue and Expense Report
Fiscal Year Ending August 31, 2012

Revenues:

| | |
|----------------------------|------------|
| Sponsored Programs | 7,905,077 |
| Student Tuition Assistance | 2,413,382 |
| Federal Aid | 178,528 |
| | 10,496,987 |

Expenses:

| | |
|-----------------------------------|-----------|
| Personnel Compensation & Benefits | 1,825,981 |
| Technology | 0 |
| Renovations | 0 |
| Equipment | 66,433 |
| Contracted Services and Supplies | 632,857 |
| | 2,525,271 |

| Grant Name | Funding Source | Total | Personnel | Technology | Renovations | Equipment | Contracted Svc & Supp |
|--------------------------------|----------------|------------|-----------|------------|-------------|-----------|-----------------------|
| Liberty Partnerships | State | 253,434 | 192,379 | | | 0 | 61,055 |
| State Library Grant | State | 12,984 | 0 | | | | 12,984 |
| RSVP - Federal | Federal | 57,046 | 40,055 | | | | 16,991 |
| RSVP - County | Other | 275,822 | 223,549 | | | | 52,273 |
| RSVP - State | State | 5,697 | 4,697 | | | | 1,000 |
| RSVP Discretionary | Other | 5,362 | 5,346 | | | | 16 |
| RSVP Towns/Donations | Other | 17,920 | 17,920 | | | | 0 |
| Perkins IV | State | 184,239 | 101,909 | | | 0 | 82,330 |
| SBDC Federal | Federal | 327,800 | 281,650 | | | | 45,950 |
| SBDC -Job Act | Federal | 224,000 | 175,499 | | | | 48,501 |
| SBDC-Skills | Federal | 87,798 | 75,903 | | | | 11,895 |
| SBDC-Energy | Federal | 43,470 | 30,605 | | | | 12,865 |
| Athletic Reimbursement | Other | 40,000 | 40,000 | | | | 0 |
| High Needs Nursing | State | 164,260 | 164,260 | | | | 0 |
| Underrepresented Students | State | 46,190 | 41,614 | | | | 4,576 |
| EMH DOH | State | 27,692 | | | | 27,692 | 0 |
| Pathway to Success (Title III) | Federal | 569,882 | 430,595 | | | | 5,537 |
| Physic & Biology Labs | Federal | 87,894 | | | | | 11,644 |
| Sub-total (before "other") | | 2,431,290 | 1,825,981 | 0 | 0 | 44,873 | 560,436 |
| Other | | 93,981 | 0 | | | 21,560 | 72,421 |
| Total | | 2,525,271 | 1,825,981 | 0 | 0 | 66,433 | 632,857 |
| PELL | | 7,804,977 | | | | | |
| SEOG | | 100,100 | | | | | |
| TAP | | 2,413,382 | | | | | |
| | | 10,318,459 | | | | | |
| College Work Study | | 178,528 | | | | | |
| | | 10,496,987 | | | | | |

Rockland Community College
FY 2011-2012
Proposed Benefits

| | Actual | Proposed Benefits | | Actual | Adopted | Proposed |
|----------------------------|---------------------|---------------------|---------------------|---------------------|---------------------|---------------------|
| | FYE 8/31/08 | FYE 08/31/09 | FYE 08/31/10 | FYE 08/31/11 | FYE 8/31/12 | FYE 8/31/12 |
| NYS Employees Retirement | 776,505 | 685,523 | 869,759 | 834,036 | 1,069,192 | 1,713,448 |
| NYS Teachers Retirement | 307,004 | 301,682 | 267,638 | 337,557 | 459,266 | 609,695 |
| TIAA Retirement | 1,526,426 | 1,696,475 | 1,784,981 | 2,242,363 | 2,029,959 | 1,852,119 |
| FICA Expense | 2,001,388 | 2,124,049 | 2,223,052 | 2,268,224 | 2,365,734 | 2,414,423 |
| Medicare Expense | 471,271 | 506,456 | 527,609 | 530,472 | 557,964 | 564,663 |
| Workers Comp Insurance | 228,068 | 186,631 | 191,648 | 200,000 | 200,000 | 200,000 |
| Unemployment Insurance | 80,657 | 83,766 | 66,299 | 90,000 | 90,000 | 90,000 |
| Disability Insurance | 45,287 | 48,655 | 51,913 | 49,000 | 49,000 | 50,000 |
| Hospital/Medical Insurance | 8,020,982 | 8,308,701 | 8,801,792 | 9,688,070 | 9,688,070 | 10,217,795 |
| Hospital/Med Retiree | 0 | 0 | 0 | 0 | 0 | 0 |
| Dental Insurance | 260,961 | 523,898 | 400,241 | 426,285 | 457,546 | 460,546 |
| Vision Plan | 86,660 | 131,240 | 121,532 | 120,000 | 121,800 | 121,600 |
| Life Insurance | 3,103 | 3,456 | 3,850 | 9,000 | 9,000 | 9,000 |
| Offset to Fringe Benefits | -90,672 | -146,730 | -216,627 | 0 | 0 | 0 |
| Employee Tuition Benefits | 140,575 | 147,474 | 141,933 | 175,000 | 175,000 | 250,000 |
| MTA Payroll Tax | 0 | 54,752 | 111,560 | 123,423 | 132,506 | 133,253 |
| Total | \$13,858,212 | \$14,656,029 | \$15,169,180 | \$17,093,450 | \$17,424,827 | \$18,696,642 |
| Difference from prior year | 803,330 | 797,817 | \$513,161 | \$1,924,270 | \$331,377 | \$1,281,815 |
| % Difference | 6.15% | 5.76% | 3.50% | 12.69% | 1.94% | 7.29% |

NYS Employees Retirement

| | |
|------------------------|------------------|
| Total Per RCC Estimate | 10,079,105 |
| | 17.0% |
| | <u>1,713,448</u> |

NYS Teachers Retirement

| | |
|---------------------|----------------|
| Total Wages for TRS | 5,149,452 |
| Estimated | 11.84% |
| | <u>609,695</u> |

TIAA Retirement

1,852,119

FICA Expense

| | |
|----------------------|------------------|
| Total Budgeted Wages | 38,942,308 |
| | 6.20% |
| | <u>2,414,423</u> |

Medicare Expense

38,942,308
1.45%
564,663

Hosp/Medical Insurance

| | Family | Individual | Total |
|-----------------------|------------------|------------------|-------------------|
| Number of Individuals | 366 | 254 | |
| | 1813,598 | 739 | |
| | <u>663,777</u> | <u>187,706</u> | <u>851,483</u> |
| Annual Cost | <u>7,965,323</u> | <u>2,252,472</u> | <u>10,217,795</u> |

Total

| | | | |
|-----------------|-----|-----|-----|
| No# or Retirees | 177 | 135 | 312 |
|-----------------|-----|-----|-----|

Workers Comp Insurance

Total Budgeted \$200,000

Unemployment Insurance

90,000

Disability Insurance

50,000

Dental Insurance

460,546

Vision

121,600

Employee Tuition Benefits

250,000

**RETIRED AND SENIOR VOLUNTEER PROGRAM - ROCKLAND COMMUNITY COLLEGE
COUNTY BUDGET
SEPTEMBER 2012 - AUGUST 2013**

| <u>EXPENSES</u> | | <u>2012-2013</u> | <u>2011-12</u> | <u>\$ Diff.</u> | <u>% Diff.</u> |
|-------------------------------|----------------------------------|-------------------|-------------------|-------------------|----------------|
| Personnel: | | | | | |
| | Director | \$ 79,133 | \$ 76,813 | \$ 2,320 | 3% |
| | Program Asst. | \$ 61,286 | \$ 60,333 | \$ 953 | 2% |
| | Clerk Typist | \$ 40,221 | \$ 39,626 | \$ 595 | 1% |
| | Paraprofessionals | \$ 8,736 | \$ 8,736 | \$ - | 0% |
| | Seasonal | \$ 16,816 | \$ 16,281 | \$ 535 | 3% |
| | Regular Drivers | \$ 76,062 | \$ 74,938 | \$ 1,124 | 1% |
| | Relief Driver | \$ 4,000 | \$ 4,000 | \$ - | 0% |
| | | | \$ - | \$ - | |
| | | | \$ - | \$ - | |
| TOTAL SALARIES: | | \$ 286,254 | \$ 280,727 | \$ 5,527 | 2% |
| | | | | | |
| | Maintenance Contracts | \$ 2,500 | \$ 2,500 | \$ - | 0% |
| | Local Travel (staff) | \$ 1,300 | \$ 1,000 | \$ 300 | 23% |
| | Mandated Conference Travel | \$ 2,000 | \$ 3,000 | \$ (1,000) | -50% |
| | Rent (In-kind from RCC) | \$ 12,057 | \$ 12,057 | \$ - | 0% |
| | Supplies | \$ 3,000 | \$ 3,000 | \$ - | 0% |
| | Contractual Services In-kind RCC | \$ 5,500 | \$ 5,500 | \$ - | 0% |
| | Telephone - Office & Van Drivers | \$ 5,000 | \$ 5,000 | \$ - | 0% |
| | Printing Expensed | \$ 1,500 | \$ 1,000 | \$ 500 | 33% |
| | In-kind RCC | \$ 850 | \$ 850 | \$ - | 0% |
| | Postage | \$ 2,000 | \$ 2,500 | \$ (500) | -25% |
| | Dues/Subscriptions | \$ 500 | \$ 2,000 | \$ (1,500) | -300% |
| | Van Maintenance | \$ 2,000 | \$ 3,000 | \$ (1,000) | -50% |
| | Volunteer Meals | \$ 750 | \$ 1,500 | \$ (750) | -100% |
| | Volunteer Recognition | \$ 10,000 | \$ 12,000 | \$ (2,000) | -20% |
| | Volunteer Insurance | \$ 2,000 | \$ 4,000 | \$ (2,000) | -100% |
| | Gasoline | \$ 15,000 | \$ 15,000 | \$ - | 0% |
| | Volunteer Travel Reimbursement | \$ 25,000 | \$ 20,000 | \$ 5,000 | 20% |
| | Equipment/Repair/Relocation | \$ 2,500 | \$ - | \$ 2,500 | 100% |
| | Maintenance Contracts | \$ 3,000 | \$ 5,000 | \$ (2,000) | -67% |
| | | | | | |
| TOTAL SUPPORT EXPENSES | | \$ 96,457 | \$ 98,907 | \$ (2,450) | -3% |
| TOTAL PROGRAM EXPENSES | | \$ 382,711 | \$ 379,634 | \$ 3,077 | 1% |

| <u>REVENUE</u> | <u>2012-2013</u> | <u>2011-2012</u> | | |
|--|-------------------|-------------------|-------------------|------------|
| Federal | 77,834 \$ | 77,834 \$ | - | 0% |
| State | 5,697 \$ | 5,697 \$ | - | 0% |
| Donations & Fundraising | 20,000 \$ | 15,000 \$ | 5,000 | 25% |
| In-Kind | 17,911 \$ | 17,911 \$ | - | 0% |
| TOTAL REVENUE | 121,442 | 116,442 \$ | 5,000 | 4% |
| DIFFERENCE BETWEEN EXPENSES & REVENUE | \$ 261,269 | \$ 263,192 | \$(1,923) | -1% |
| PROPOSED COUNTY CONTRIBUTION | \$261,269 | \$275,822 | \$(14,553) | -6% |

Introduced by:

Referral No. 9483

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

**RESOLUTION NO. 323 OF 2012
ADOPTION OF THE 2012-2013 BUDGET -
RETIRED SENIOR VOLUNTEER PROGRAM**

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

WHEREAS, a public hearing has been held on the 2012-2013 Rockland Community College proposed budget on the 10th day of July, 2012, which included the budget of the Retired Senior Volunteer Program, as may have been revised by the Legislature; 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 budget of the Retired Senior Volunteer Program has been filed by the County Executive, and approved by the Legislature of Rockland County, be and the same is hereby adopted as set forth in the schedule(s) attached hereto:

**RETIRED AND SENIOR VOLUNTEER PROGRAM - ROCKLAND COMMUNITY COLLEGE
COUNTY BUDGET
SEPTEMBER 2012 - AUGUST 2013**

| <u>EXPENSES</u> | | <u>2012-2013</u> | <u>2011-12</u> | <u>\$ Diff.</u> | <u>% Diff.</u> |
|-------------------------------|----------------------------------|-------------------|-------------------|-------------------|----------------|
| Personnel: | | | | | |
| | Director | \$ 79,133 | \$ 76,813 | \$ 2,320 | 3% |
| | Program Asst. | \$ 61,286 | \$ 60,333 | \$ 953 | 2% |
| | Clerk Typist | \$ 40,221 | \$ 39,626 | \$ 595 | 1% |
| | Paraprofessionals | \$ 8,736 | \$ 8,736 | - | 0% |
| | Seasonal | \$ 16,816 | \$ 16,281 | \$ 535 | 3% |
| | Regular Drivers | \$ 76,062 | \$ 74,938 | \$ 1,124 | 1% |
| | Relief Driver | \$ 4,000 | \$ 4,000 | - | 0% |
| | | | | \$ - | |
| TOTAL SALARIES: | | \$ 286,254 | \$ 280,727 | \$ 5,527 | 2% |
| | | | | | |
| | Maintenance Contracts | \$ 2,500 | \$ 2,500 | - | 0% |
| | Local Travel (staff) | \$ 1,300 | \$ 1,000 | \$ 300 | 23% |
| | Mandated Conference Travel | \$ 2,000 | \$ 3,000 | (1,000) | -50% |
| | Rent (In-kind from RCC) | \$ 12,057 | \$ 12,057 | - | 0% |
| | Supplies | \$ 3,000 | \$ 3,000 | - | 0% |
| | Contractual Services In-kind RCC | \$ 5,500 | \$ 5,500 | - | 0% |
| | Telephone - Office & Van Drivers | \$ 5,000 | \$ 5,000 | - | 0% |
| | Printing Expensed | \$ 1,500 | \$ 1,000 | \$ 500 | 33% |
| | In-kind RCC | \$ 850 | \$ 850 | - | 0% |
| | Postage | \$ 2,000 | \$ 2,500 | (500) | -25% |
| | Dues/Subscriptions | \$ 500 | \$ 2,000 | (1,500) | -300% |
| | Van Maintenance | \$ 2,000 | \$ 3,000 | (1,000) | -50% |
| | Volunteer Meals | \$ 750 | \$ 1,500 | (750) | -100% |
| | Volunteer Recognition | \$ 10,000 | \$ 12,000 | (2,000) | -20% |
| | Volunteer Insurance | \$ 2,000 | \$ 4,000 | (2,000) | -100% |
| | Gasoline | \$ 15,000 | \$ 15,000 | - | 0% |
| | Volunteer Travel Reimbursement | \$ 25,000 | \$ 20,000 | \$ 5,000 | 20% |
| | Equipment/Repair/Relocation | \$ 2,500 | - | \$ 2,500 | 100% |
| | Maintenance Contracts | \$ 3,000 | \$ 5,000 | (2,000) | -67% |
| | | | | | |
| TOTAL SUPPORT EXPENSES | | \$ 96,457 | \$ 98,907 | \$ (2,450) | -3% |
| TOTAL PROGRAM EXPENSES | | \$ 382,711 | \$ 379,634 | \$ 3,077 | 1% |

| <u>REVENUE</u> | <u>2012-2013</u> | <u>2011-2012</u> | | |
|--|-------------------|----------------------|-----------------|------------|
| Federal | 77,834 \$ | 77,834 \$ | - | 0% |
| State | 5,697 \$ | 5,697 \$ | - | 0% |
| Donations & Fundraising | 20,000 \$ | 15,000 \$ | 5,000 | 25% |
| In-Kind | 17,911 \$ | 17,911 \$ | - | 0% |
| TOTAL REVENUE | 121,442 | 116,442 \$ | 5,000 | 4% |
| DIFFERENCE BETWEEN EXPENSES & REVENUE | \$ 261,269 | \$ 263,192 \$ | (1,923) | -1% |
| PROPOSED COUNTY CONTRIBUTION | \$261,269 | \$275,822 \$ | (14,553) | -6% |

**LEGAL NOTICE
PUBLIC NOTICE**

Notice is hereby given that a public hearing will be held by the Legislature of Rockland County at the Allison-Parris County Office Building, New City, New York on July 10, 2012 at 7:10 p.m. of that day, for the purpose of considering projects for which financial assistance is being sought from the Federal Transit Administration (FTA), U.S. Department of Transportation, pursuant to the Intermodal Surface Transportation Efficiency Act of 1991 & the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) of 2005, as amended

1. As set forth in the publication of the Federal Register, the New York State portion of the New York-Northeastern New Jersey Urbanized Area of the formula funds provided under Section 5307 of the Intermodal Surface Transportation Efficiency Act of 1991 & the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU) of 2005, as amended (hereinafter referred to as the "Act"), The County of Rockland is eligible for funding under Section 5307 of the Act. From Rockland County's 2011 eligible amount, plus an additional carry-over of funds from previous apportionments, **\$7,732,000** is the federal share of the capital projects totaling **\$9,665,000** that will be contained in the Program of Projects. The County of Rockland proposes to submit to the FTA a Program of Projects to be undertaken which is consistent with the above level of Section 5307 funding. Unless otherwise notified, this will serve as the final Program of Projects.

PROGRAM OF PROJECTS - SECTION 5307

Total Cost Federal Portion

| | | |
|---|-----------|-----------|
| GRANTS MANAGEMENT & TRAINING | 500,000 | 400,000 |
| BUS SHELTERS (18828) | 100,000 | 80,000 |
| PREV MAINT COSTS | 1,125,000 | 900,000 |
| TRANSPORTATION PLANNING CONSULTANT - LEGAL ETC | 300,000 | 240,000 |
| PURCH TEN (10) < 30' CUTAWAY VEHICLES FOR TRIPS (REPL) | 420,000 | 336,000 |
| PURCH TEN (10) < 30' FOR CUTAWAY BUSES TRIPS (REPL) | 700,000 | 560,000 |
| DEPT OF PUBL TRANS BLDG EXPAN D&E | 500,000 | 400,000 |
| BUILTING T CAPITAL IMPROVEMENTS FUEL STATION | 500,000 | 400,000 |
| BUILTING T SECURITY IMPROVEMENT PROJECT | 500,000 | 400,000 |
| FUEL REIMBURSEMENT FOR TOR | 1,000,000 | 800,000 |
| CAPITAL COST OF CONTRACTING | 3,250,000 | 2,600,000 |
| SUPPORT EQUIPMENT | 50,000 | 40,000 |
| BUS STOP IMPROVEMENTS | 100,000 | 80,000 |
| INTEL TRANS SYS (ITS) CAPITAL UPGRADE (TOR, TZX, TRIPS) | 500,000 | 400,000 |
| PURCH THREE (3) ALT FUEL SUPPORT VEHICLES (REPL) | 120,000 | 96,000 |
| TOTAL 2012 PROJECTS | 9,665,000 | 7,732,000 |

It is anticipated that the difference between the cost of the projects and the Federal Grant will be met through funds made available by the County of Rockland through dedicated revenue sources, and the State of New York.

No persons, families or businesses will be displaced by these projects. There will be no significant environmental impact on the urban area. These projects are in conformance with comprehensive land use planning in the area.

2. At the hearing, the County of Rockland Legislature will afford an opportunity for interested persons and agencies to be heard with respect to the social, environmental, and economic aspects of the project. Interested persons may submit orally or in writing evidence and recommendations with respect to such projects. Oral presentations on behalf of organizations, agencies or individuals will be limited to five minutes, which may be extended at the discretion of the Chairperson of the Legislature. Written testimony for incorporation into the record will be accepted at the hearing or by the Clerk to the Legislature. It is advisable to pre-register prior to the hearing in as much as such registrants will be heard first. Requests to be heard should be sent to the Clerk of the Legislature of Rockland County, 11 New Hempstead Road, New City, New York 10956. If the speaker is to represent an organization, the name of the organization should be included.

The County of Rockland is committed to full compliance with the Americans with Disabilities Act. To that end, the County is committed to creating an accessible environment for all. To request accommodations that you may require, please call (845) 364-2077. Please request these accommodations two (2) business days in advance so that we can seek to meet your needs.

Comments and public inspection on the Program of Projects will be accepted until the date and time of the Public Hearing noted above. Comments may be directed to Michael J. Shine, Jr., Grants Specialist, Rockland County Department of Public Transportation, 50 Sanatorium Road, Building T, Pomona, New York 10970 or available on the Department of Public Transportation's website at: www.rocklandgov.com. Public inspection of the records, relevant to the FTA Grant application, will be available between the hours of 9:00 a.m. and 5:00 p.m., Monday through Friday.

Dated: New City, New York
June 12, 2012

Laurence O. Toole
Clerk to the Legislature
County of Rockland
11 New Hempstead Road
New City, NY 1095

The Chairwoman opened the public hearing and the following person spoke:

- ❖ Richard Brega, Questioned funding for training and fair collection machines

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

**RESOLUTION NO. 324 OF 2012
CLOSE PUBLIC HEARING**

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

RESOLVED, that the public hearing be and it is hereby closed.

The Chairwoman opened the public participation portion of the meeting at 7:36 p.m. and the following persons appeared and spoke:

- ❖ Steve White, In favor of resolution Calling Upon Governor Andrew Cuomo To Veto A10722A/S7722A Relating To Determinations Of Appropriate Educational Programs For Certain Students.
- ❖ Cathy DelFierro, In favor of resolution Authorizing The County Executive To Develop A Plan Regarding The Future Of The Nursing Home
- ❖ Jim Flynn, questioned how department allocations would be paid
- ❖ Peggy Hattun, In favor of resolution Calling Upon Governor Andrew Cuomo To Veto A10722A/S7722A Relating To Determinations Of Appropriate Educational Programs For Certain Students.
- ❖ Brian Burelli, In favor of Brega Transportation contracts
- ❖ Vladimir Beryozkin, Brega qualified employee with 40 years experience in mass transit
- ❖ Christine Webb, In favor of resolution Calling Upon Governor Andrew Cuomo To Veto A10722A/S7722A Relating To Determinations Of Appropriate Educational Programs For Certain Students.
- ❖ Michael Davitt, EEOP issues
- ❖ PT Thomas, CSEA, opposed to closing of Summit Park Hospital and to layoffs
- ❖ Joe Tarangelo, opposed to no-pay prescriptions for employees & concerned with deficit

Public Participation ended at 7:58 p.m.

For discussion only Mr. Soskin moved the next item on the agenda 10 B 1, Referral No. 8347 - Rejecting The Appointment Of Jeffrey J. Fortunato As County Attorney, which was seconded by Mr. Schoenberger also for discussion only.

Mr. Moroney moved to table next item on the agenda, 10 B 1, Referral No. 8347 - Rejecting The Appointment Of Jeffrey J. Fortunato As County Attorney, which was seconded by Mr. Jobson and Mr. Murphy and by a roll call vote passed 9 ayes, 7 nays, 1 absent.

Point of Information – Legislator Wolfe

I have a question for counsel. Please explain the impact of a vote to table this item considering the timing of the original nomination and the consequences if the Legislature does not act tonight

Mr. McKay, Legal Counsel

Under the Charter any appointment made by the County Executive there is a period of sixty days based upon the date that he services it to the Legislature. As it relates to this particular deliver of a resolution to promote Mr. Fortunato the expiration date of the sixty days will occur August 4th of this year. As it turns out July and August of every year the County Legislature has only one meeting in those two months. Therefore if the matter is not voted on tonight it will automatically result in the appointment of Mr. Fortunato pursuant to the rules in the Charter concerning appointments unless it is voted on prior to August 4th, which can be done by special meeting or something of that nature.

Legislator Wolfe

There are no regular meetings scheduled prior to August 4th, correct. ?

Chairwoman Cornell

There are no regular meetings scheduled prior to that date.

Legislator Wolfe

I request a roll call vote Madam Chair.

Chairwoman Cornell

We cannot have a debate so I do not know the purpose of the roll call. It can only be a yes or no vote. This is a vote to table and because a motion to table is not debatable I won't refuse to have a roll call vote, but people can only say yes or no.

Legislator Wolfe

I understand.

Roll Call:

Legislator Carey – No.

Legislator Earl – Yes.

Legislator Grant – No.

Legislator Hood, Jr. – No.

Legislator Jobson – Yes.

Legislator Low-Hogan – No.

Legislator Meyers – No.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – No.

Legislator Wieder – Yes.

Vice Chairman Wolfe – No.

Chairwoman Cornell – Yes.

Presentations of Communication:

Resolution Of The Village Board, Relating To The Village's Participation In The County Workers' Compensation Self-Insurance Plan (Village of West Haverstraw) (Referral No. 5023)

Comments from the Chairwoman:

Honorable Harriet D. Cornell

We had a very enthusiastic and emotional ceremony prior to the start of the meeting this evening when we honored Michael E. Smith, the person who was the Music Director and founder the East Ramapo Marching Band, which started with fifteen students to become something of which is not only the pride of Rockland County, but winner of numerous national awards. Unfortunately, because of the budget situation in East Ramapo, Michael E. Smith was not able to stay in that school district, but happily he has been immediately hired by the Nyack School District. So we will certainly be seeing more of the wonderful work that he has done in inspiring the young people in East Ramapo and in deed throughout the County.

To my fellow Legislators, the East Ramapo Marching Band has presented each of us with a wonderful mug with the logo of the marching band.

BOND RESOLUTION NO. 325 OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED JULY 10, 2012, AUTHORIZING FINANCING OF IMPROVEMENTS TO THE DEMAREST KILL COUNTY PARK DAM, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$1,000,000, APPROPRIATING \$1,000,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$1,000,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

Mr. Schoenberger offered the following Bond resolution, which was seconded by Mr. Sparaco 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. 7115 for the Department of Highways, consisting of improvements to the Demarest Kill County Park Dam, in the Town of Clarkstown, including engineering, permits, construction, inspections, and incidental expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$1,000,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$1,000,000 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 \$1,000,000 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 \$1,000,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 22 of the Law is thirty (30) 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 Legislator Frank P. Sparaco and duly put to a vote on roll call, which resulted as follows:

| | | |
|---------|----|---|
| AYES: | 16 | (Legislators Carey, Earl, Grant, Hood Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell) |
| NOES: | 0 | |
| ABSENT: | 1 | (Legislator Day) |

The resolution was declared and adopted.

Roll Call:

Legislator Carey – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell – Yes.

BOND RESOLUTION NO. 326 OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED JULY 10, 2012, AUTHORIZING FINANCING OF COURTHOUSE SECURITY SYSTEMS UPGRADES, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$600,000, APPROPRIATING \$600,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$600,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

Mr. Schoenberger offered the following Bond resolution, which was seconded by Mr. Carey 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 a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 1467, courthouse security systems upgrades, consisting of purchase of computer hardware, software, and related security door and camera equipment, including incidental expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$600,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$600,000 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 \$600,000 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 \$600,000 bonds are authorized to be issued, within the limitations of Section 11.00 a. 25 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 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 Christopher J. Carey and duly put to a vote on roll call, which resulted as follows:

| | | |
|---------|----|--|
| AYES: | 16 | (Legislators Carey, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell) |
| NOES: | 0 | |
| ABSENT: | 1 | (Legislator Day) |

The resolution was declared and adopted.

Roll Call:

Legislator Carey – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell – Yes.

BOND RESOLUTION NO. 327 OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED JULY 10, 2012, AUTHORIZING FINANCING OF AUTOMOTIVE GARAGE IMPROVEMENTS, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$500,000, APPROPRIATING \$500,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

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

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

Section 1. 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 a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 2095, automotive garage improvements, consisting of lighting, floor surface, ventilation, ceilings, door access, vehicle lifts and other related space needs, including incidental expenses in connection therewith. The current estimated maximum cost thereof, including equipment and costs incidental thereto and the financing thereof, is \$500,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$500,000 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 \$500,000 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 \$500,000 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 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 Philip Soskin and duly put to a vote on roll call, which resulted as follows:

| | | |
|---------|----|--|
| AYES: | 16 | (Legislators Carey, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell) |
| NOES: | 0 | |
| ABSENT: | 1 | (Legislator Day) |

The resolution was declared and adopted.

Roll Call:

Legislator Carey – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell – Yes.

BOND RESOLUTION NO. 328 OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED JULY 10, 2012, AUTHORIZING FINANCING OF COUNTYWIDE HVAC IMPROVEMENTS, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$500,000, APPROPRIATING \$500,000 FOR SUCH PURPOSE, AND AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

Mr. Schoenberger offered the following Bond resolution, which was seconded by 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 a Type II Action pursuant to the State Environmental Quality Review Act (Article 8 of the Environmental Conservation Law).

Section 2. The County is hereby authorized to finance Capital Project No. 1469, Countywide HVAC improvements, consisting of design and renovations to County buildings heating, ventilating and air conditioning systems and components, including incidental expenses in connection therewith. The current estimated maximum cost thereof, including costs incidental thereto and the financing thereof, is \$500,000 and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$500,000 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 \$500,000 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 \$500,000 bonds are authorized to be issued, 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 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 Toney L. Earl and duly put to a vote on roll call, which resulted as follows:

| | | |
|---------|----|--|
| AYES: | 16 | (Legislators Carey, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell) |
| NOES: | 0 | |
| ABSENT: | 1 | (Legislator Day) |

The resolution was declared and adopted.

Roll Call:

Legislator Carey – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell – Yes.

BOND RESOLUTION NO. 329 OF 2012.

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED JULY 10, 2012, AUTHORIZING THE FINANCING OF THE CONSTRUCTION OF AN ADDITION AND IMPROVEMENTS TO THE FIRE TRAINING CENTER COUNTY RADIO COMMUNICATIONS ROOM AND ACQUISITION OF FIRE ALARM COMMUNICATIONS EQUIPMENT, INCLUDING PRELIMINARY COSTS AND EXPENSES, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$8,650,000, APPROPRIATING \$650,000 IN ADDITION TO THE \$8,000,000 HERETOFORE APPROPRIATED FOR SUCH PURPOSE IN RESOLUTION NO. 233 OF 2006, AND AUTHORIZING THE ISSUANCE OF \$650,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION.

Mr. Schoenberger offered the following Bond resolution, which was seconded by 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. 1849 for the Department of General Services-Facilities, consisting of the construction of an addition and improvements to the Fire Training Center County Radio Communications Room and acquisition of fire alarm communications equipment. The current estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$8,650,000 and \$650,000 is hereby appropriated therefor in addition to the \$8,000,000 heretofore appropriated for such purpose in Resolution No. 233 of 2006. The plan of financing includes the issuance of \$650,000 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 not to exceed \$650,000 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 \$650,000 bonds are authorized to be issued, as well as bonds previously authorized for such purpose, 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 C2.02 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 Douglas J. Jobson and duly put to a vote on roll call, which resulted as follows:

| | | |
|---------|----|--|
| AYES: | 16 | (Legislators Carey, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell) |
| NOES: | 0 | |
| ABSENT: | 1 | (Legislator Day) |

The resolution was declared and adopted.

Roll Call:

Legislator Carey – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell – Yes.

Introduced by:

Referral No. 2825

- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor

**RESOLUTION NO. 330 OF 2012
 AMENDING THE 2012 BUDGET OF THE
 DEPARTMENT OF PUBLIC TRANSPORTATION
 BY APPROPRIATING \$1,434,734 FROM
 CAPITAL PROJECT ASSISTANCE GRANT #NY-90-X640-01
 FOR OPERATION OF TRANSPORT OF ROCKLAND (TOR)
 FOR THE CALENDAR YEAR 2012 (NO COUNTY TAX DOLLARS)
 [DEPARTMENT OF PUBLIC TRANSPORTATION]
 (\$1,434,734)**

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

WHEREAS on November 15, 2011, the Legislature of Rockland County, by Resolution No. 517 of 2011, approved acceptance of capital project assistance grant #NY-90-X640-01 in the amount of \$10,560,000 from the United States Department of Transportation, Federal Transit Administration, under the "Urbanized Area Formula Program" authorized by Section 5307 of Title 49 of the United States Code; and

WHEREAS, The County Executive and Legislature of Rockland County have been advised by the Commissioner of the Department of Public Transportation that it is necessary to appropriate \$1,434,734 of the \$10,560,000 available under capital project assistance grant #NY-90-X640-01 into Account E5800 to fund Transportation of Rockland (TOR) through December 31, 2012; and

WHEREAS, The adoption of this resolution will not involve the expenditure of County tax dollars; and

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

RESOLVED, That the Legislature of Rockland County hereby approves an amendment to the Department of Public Transportation 2012 Budget appropriating \$1,434,734 of the \$10,560,000 available under capital project assistance grant #NY-90-X640-01 into Account E5800 to fund Transportation of Rockland (TOR) through December 31, 2012; and be it further

RESOLVED, That the adoption of this resolution will not involve the expenditure of County tax dollars; 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 (A) FUND – 2012

Increase Approp. Acct (Credit):

| | | | |
|------------|-----------------------|----------------------------------|-----------|
| A-DOT-5360 | Public Transportation | E5800 Transportation of Rockland | 1,434,734 |
|------------|-----------------------|----------------------------------|-----------|

Increase Est. Revenue Acct (Debit):

| | | | |
|------------|-----------------------|-----------------------------------|-----------|
| A-DOT-5630 | Public Transportation | R4590 Capital Cost of Contracting | 1,434,734 |
|------------|-----------------------|-----------------------------------|-----------|

Introduced by:

Referral No. 2825

- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor

**RESOLUTION NO. 331 OF 2012
 APPROVING CONTRACT IN EXCESS OF \$100,000
 WITH ROCKLAND TRANSIT CORP.
 TO OPERATE THE TRANSPORT OF ROCKLAND (TOR)
 BUS SERVICE ROUTES 59, 91, 92, 93, 94, 95, 97, LOOP 1, 2 AND 3
 FOR THE PERIOD FROM JULY 1, 2012 THROUGH SEPTEMBER 30, 2012
 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$2,804,286.75
 (NO COUNTY TAX DOLLARS)
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF PUBLIC TRANSPORTATION]**

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

WHEREAS, As required by the Federal Transit Administration, the County of Rockland must competitively bid the contract for the operation of its Transport of Rockland (TOR) bus service, which bid is currently in process but not awarded, therefore, the Department of Public Transportation is requesting that the County enter into an agreement in the interim with Rockland Transit Corp. for the period from July 1, 2012 through September 30, 2012 with one (1) option for a three (3) month extension; and

WHEREAS, The County Executive and the Legislature of Rockland County have been advised by the Department of Public Transportation that, in order to provide continued Transport of Rockland (TOR) bus service, Routes 59, 91, 92, 93, 94, 95, 97, Loop 1, 2 and 3, it is necessary for the County to enter into an agreement with Rockland Transit Corp., 4 Leisure Lane, Mahwah, New Jersey 07430, for the period July 1, 2012 through September 30, 2012 at a rate of \$934,762.25 per month for a total contract amount not to exceed \$2,804,286.75; and

WHEREAS, Funds for this agreement are provided by Metropolitan Transportation Authority (MTA) local discretionary funds, the Federal Transit Administration (FTA), and the State of New York, and exist in Account E5800 of the Department of Public Transportation; and

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

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

WHEREAS, The Planning and Public Works Committee of the Legislature has met, considered and by a vote of four ayes, one nay and two absent approved this resolution; and

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

RESOLVED, That the Legislature of Rockland County hereby approves the contract in excess of \$100,000 with Rockland Transit Corp., 4 Leisure Lane, Mahwah, New Jersey 07430, for operation of the TRANSPORT OF ROCKLAND (TOR) bus service, Routes 59, 91, 92, 93, 94, 95, 97, Loop 1, 2 and 3, for the period July 1, 2012 through September 30, 2012 at a rate of \$934,762.25 per month for a total contract amount not to exceed \$2,804,286.75, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funds for this agreement are provided by MTA, FTA and the State of New York, and exist in Account E5800 of the Department of Public Transportation, and the agreement will require the expenditure of no County tax dollars.



Introduced by:

Referral No. 8293

- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor

**RESOLUTION NO. 332 OF 2012
 APPROVING CONTRACT IN EXCESS OF \$100,000
 WITH HUDSON TRANSIT CORP.
 TO OPERATE THE TAPPAN ZEEXPRESS BUS SERVICE
 FOR THE PERIOD FROM JULY 1, 2012 THROUGH SEPTEMBER 30, 2012
 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$842,904.84
 (NO COUNTY TAX DOLLARS)
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF PUBLIC TRANSPORTATION]
 (\$842,904.84)**

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

WHEREAS, As required by the Federal Transit Administration, the County of Rockland must competitively bid the contract for the operation of its TAPPAN ZEEXPRESS (TZX) bus service, which bid is currently in process but not awarded, therefore, the Department of Public Transportation is requesting that the County enter into an agreement in the interim with Hudson Transit Corp. for the period from July 1, 2012 through September 30, 2012; and

WHEREAS, The County Executive and the Legislature of Rockland County have been advised by the Department of Public Transportation that, in order to provide continued TAPPAN ZEEXPRESS (TZX) bus service it is necessary for the County to enter into an agreement with Hudson Transit Corp., 4 Leisure Lane, Mahwah, New Jersey 07430, for the period July 1, 2012 through September 30, 2012 at a rate of \$280,968.28 per month for a total contract amount not to exceed \$842,904.84; and

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

WHEREAS, Funds for this agreement are provided by the Metropolitan Transportation Authority (MTA) local discretionary funds, the Federal Transit Administration (FTA), and the State of New York, and exist in Account E5410 of the Department of Public Transportation; and

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

WHEREAS, The Planning and Public Works Committee of the Legislature has met, considered and by a vote of four ayes, one nay and two absent approved this resolution; and

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

RESOLVED, That the Legislature of Rockland County hereby approves the contract in excess of \$100,000 for operation of the TAPPAN ZEEXPRESS (TZX) bus service with Hudson Transit Corp., 4 Leisure Lane, Mahwah, New Jersey 07430, for the period July 1, 2012 through September 30, 2012 at a rate of \$280,968.28 per month for a total contract amount not to exceed \$842,904.84, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and be it further

RESOLVED, That the agreement will require the expenditure of no County tax dollars; and be it further

RESOLVED, That sufficient funds for this agreement are provided by MTA, FTA and the State of New York, and exist in Account E5410 of the Department of Public Transportation.

Introduced by:

Referral No. 8293

- Hon. Michael M. Grant, Sponsor
- Hon. Alden H. Wolfe, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor

**RESOLUTION NO. 333 OF 2012
 APPROVING CONTRACT IN EXCESS OF \$100,000
 WITH HUDSON TRANSIT LINES, INC.
 TO OPERATE THE TRANSPORT OF ROCKLAND (TOR)
 ROUTE 93 PARTIAL BUS SERVICE
 FOR THE PERIOD FROM JULY 1, 2012 THROUGH SEPTEMBER 30, 2012
 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$74,021.73
 (NO COUNTY TAX DOLLARS)
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF PUBLIC TRANSPORTATION]
 (\$74,021.73)**

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

WHEREAS, As required by the Federal Transit Administration, the County of Rockland must competitively bid the contract for the operation of its Transport of Rockland (TOR) bus service, which bid is currently in process but not awarded, therefore, the Department of Public Transportation is requesting that the County enter into an agreement in the interim with Hudson Transit Lines, Inc. for the period from July 1, 2012 through September 30, 2012; and

WHEREAS, The County Executive and the Legislature of Rockland County have been advised by the Department of Public Transportation that, in order to provide continued Transport of Rockland (TOR) Route 93 partial bus service, it is necessary for the County to enter into an agreement with Hudson Transit Lines, Inc., 4 Leisure Lane, Mahwah, New Jersey 07430, for the period July 1, 2012 through September 30, 2012 at a rate of \$24,673.91 per month for a total contract amount not to exceed \$74,021.73; and

WHEREAS, Funds for this agreement are provided by the Metropolitan Transportation Authority (MTA) local discretionary funds, the Federal Transit Administration (FTA), and the State of New York, and exist in Account E5800 of the Department of Public Transportation; and

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

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

WHEREAS, The Planning and Public Works Committee of the Legislature has met, considered and by a vote of four ayes, one nay and two absent approved this resolution; and

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

RESOLVED, That the Legislature of Rockland County hereby approves the contract in excess of \$100,000 with Hudson Transit Lines, Inc., 4 Leisure Lane, Mahwah, New Jersey 07430, for operation of the Transport of Rockland (TOR) Route 93 partial bus service, for the period July 1, 2012 through September 30, 2012 at a rate of \$24,673.91 per month for a total contract amount not to exceed \$74,021.73, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funds for this agreement are provided by MTA, FTA and the State of New York, and exist in Account E5800 of the Department of Public Transportation, and the agreement will require the expenditure of no County tax dollars.



Introduced by:

Referral No. 9361

- 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. Harriet D. Cornell, Sponsor
- Hon. Michael M. Grant, Sponsor
- Hon. Nancy Low-Hogan, Sponsor
- Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 334 OF 2012
ACCEPTANCE OF DONATION FROM THE RESEARCH FOUNDATION
FOR STATE UNIVERSITY OF NEW YORK
TO CONTINUE TO IMPLEMENT THE NATIONALLY RECOGNIZED
DIABETES AND CHRONIC DISEASE SELF MANAGEMENT
LIVING WELL PROGRAMS
[DEPARTMENT OF HEALTH]
(\$1,950)**

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

WHEREAS, The Commissioner of the Health Department has advised the County Executive and the County Legislature that the Department has received a donation for \$1,950 from The Research Foundation for State University of New York to implement the Diabetes and Chronic Disease Self Management Living Well Programs; and

WHEREAS, The goal is to continue to implement the nationally recognized Diabetes and Chronic Disease Self Management Living Well Programs; and

WHEREAS, These programs help prevent complications and secondary illnesses associated with diabetes, asthma, heart disease and other chronic conditions and they also help reduce hospitalization and disability rates of participants; and

WHEREAS, Said donation will be used to purchase the necessary printed materials that have been created specifically for these programs; and

WHEREAS, It is necessary to obtain approval of the Legislature to accept said donation; 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 accepts a donation of \$1,950 from The Research Foundation for State University of New York to continue to implement the nationally recognized Diabetes and Chronic Disease Self Management Living Well Programs; and be it further

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-DOH-4010-E3280 | Printed Materials | 1,950 |
| <u>Increase Est. Rev. Acct. (Debit):</u> | | |
| A-DOH-4010-R2705 | Gifts & Donations | 1,950 |

and be it further

RESOLVED That the Legislature hereby directs the Clerk to the Legislature to express the appreciation of the Rockland County Legislature to The Research Foundation For State University of New York for its donation to the County of Rockland.

Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 335 OF 2012
 APPROVING ACCEPTANCE OF FUNDS TOTALING \$45,136.16 (NCTD) FROM
 THE CITY OF NEW YORK UNDER THE SECURE THE CITIES PROGRAM
 RUN BY THE COUNTY TO REIMBURSE THE TOWN OF RAMAPO
 FOR THE PURCHASE OF A 2011 CHEVROLET TAHOE
 AND AUTHORIZING ITS EXECUTION OF MEMORANDUM OF
 UNDERSTANDING BETWEEN THE COUNTY OF ROCKLAND AND
 THE TOWN OF RAMAPO BY THE COUNTY EXECUTIVE
 [SHERIFF'S DEPARTMENT]
 (\$45,136.16)**

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

WHEREAS, The Office of the Sheriff has informed the County Executive and the Legislature of Rockland County that they have received funds from the City of New York Secure The Cities Program run by the County totaling \$45,136.16 to reimburse the Town of Ramapo for the purchase of a 2011 Chevrolet Tahoe; and

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

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

WHEREAS, The 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 acceptance of funds from the City of New York under the Secure the Cities Program run by the County in the amount of \$45,136.16 to reimburse the Town of Ramapo for the purchase of a 2011 Chevrolet Tahoe and authorizing its execution of a Memorandum of Understanding between the County of Rockland and the Town of Ramapo by the County Executive; and be it further

RESOLVED, That no County Tax dollars (NCTD) are required to accept said funds; and be it further

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-SHF-3108-E4920 | Reimburse Municipalities | 45,137 |
| | | |
| <u>Increase Est. Rev. Acct. (Debit):</u> | | |
| A-SHF-3108-R2260 | Public Safety Revenue - Other Gov'ts | 45,137 |

Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 336 OF 2012
 APPROVING ACCEPTANCE OF FUNDS TOTALING \$47,308.18
 (NCTD) FROM THE CITY OF NEW YORK UNDER THE
 SECURE THE CITIES PROGRAM RUN BY THE COUNTY
 TO REIMBURSE THE TOWN OF HAVERSTRAW
 FOR THE PURCHASE OF A 2011 CHEVROLET TAHOE
 AND AUTHORIZING ITS EXECUTION OF MEMORANDUM OF
 UNDERSTANDING BETWEEN THE COUNTY OF ROCKLAND AND
 THE TOWN OF HAVERSTRAW BY THE COUNTY EXECUTIVE
 [SHERIFF'S DEPARTMENT]
 (\$47,308.18)**

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

WHEREAS, The Office of the Sheriff has informed the County Executive and the Legislature of Rockland County that they have received funds from the City of New York Secure The Cities Program run by the County totaling \$47,308.18 to reimburse the Town of Haverstraw for the purchase of a 2011 Chevrolet Tahoe; and

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

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

WHEREAS, The 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 acceptance of funds from the City of New York under the Secure the Cities Program run by the County in the amount of \$47,308.18 to reimburse the Town of Haverstraw for the purchase of a 2011 Chevrolet Tahoe and authorizing its execution of a Memorandum of Understanding between the County of Rockland and the Town of Haverstraw by the County Executive; and be it further

RESOLVED, That no County Tax dollars (NCTD) are required to accept said funds; and be it further

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-SHF-3108-E4920 | Reimburse Municipalities | 47,309 |
| <u>Increase Est. Rev. Acct. (Debit):</u> | | |
| A-SHF-3108-R2260 | Public Safety Revenue - Other Gov'ts | 47,309 |

Introduced by:

Referral No. 9361

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

**RESOLUTION NO. 337 OF 2012
 APPROVING INTERMUNICIPAL COOPERATION AGREEMENT
 AND APPROPRIATION AMOUNT OF \$42,423.31 BETWEEN THE
 COUNTY OF ROCKLAND AND THE TOWN OF CLARKSTOWN
 FOR REIMBURSEMENT TO THE CLARKSTOWN POLICE DEPARTMENT
 FOR THE PURCHASE OF A 2011 CHEVROLET TAHOE FOR THE
 PERIOD FROM JANUARY 1, 2012 THROUGH DECEMBER 31, 2012
 AND AUTHORIZING EXECUTION OF THE AGREEMENTS
 BY THE COUNTY EXECUTIVE
 [SHERIFF'S DEPARTMENT]
 (\$42,423.31**

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

WHEREAS, The Sheriff's Department has requested that the Rockland County Legislature and the County Executive approve an intermunicipal cooperation agreement and appropriation of funds between the County of Rockland and the Town of Clarkstown in the amount of \$42,423.31 for reimbursement to the Clarkstown Police Department for the purchase of a 2011 Chevrolet Tahoe for the period January 1, 2012 through December 31, 2012

WHEREAS, Article 5-G of the General Municipal Law authorizes municipal governments to perform together that which each government is authorized to perform individually and requires that any intermunicipal cooperation agreement be approved by each participating municipal corporation by a majority vote of the voting strength of its governing body; and

WHEREAS, The reimbursement provided for under this resolution is pursuant to a Securing the Cities Agreement entered into between the City of New York and the County of Rockland as amended on February 7, 2011; and

WHEREAS, That sufficient funding for these agreements exists within the 2012 Operating Budget of the Sheriff's Department; 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 execution of intermunicipal cooperation agreement and appropriation of funds between the County of Rockland and the Town of Clarkstown for reimbursement to the Clarkstown Police Department in the amount of \$42,423.31 for the purchase of a 2011 Chevrolet Tahoe for the period January 1, 2012 through December 31, 2012, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for these agreements exists within the 2012 Operating Budget of the Sheriff's Department.

GENERAL (A) FUND

| | | |
|-------------------------------------|--|--------|
| A-SHF-3108-E4090 | Fees for Services - Non-Employees | 42,424 |
| <u>Increase Est. Revenue Acct.:</u> | | |
| A-SHF-3108-R2260 | Public Safety Revenue -Other Governments | 42,424 |

Introduced by:

Referral No. 6803

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

**RESOLUTION NO. 338 OF 2012
 APPROVING PURCHASES IN EXCESS OF \$100,000 IN AN AMOUNT
 NOT TO EXCEED \$600,000 FROM HIGHWAY REHABILITATION CORP.
 FOR ASPHALT BITUMINOUS, HOT-IN-PLACE, HEAT AND SCARIFYING MATERIAL
 UNDER RFB-RC-2012-027
 FOR THE PERIOD FROM APRIL 18, 2012 THROUGH APRIL 17, 2013
 WITH ONE (1) REMAINING ONE (1) YEAR OPTION
 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
 [DEPARTMENT OF GENERAL SERVICES - DIVISION OF PURCHASING]
 (\$600,000)**

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

WHEREAS, The Director of Purchasing let requests for bids for asphalt bituminous, hot-in-place, heat and scarifying material under RFB-RC-2012-027 for a one (1) year period with the option to renew for one (1) additional one (1) year term; and

WHEREAS, Two hundred seven (207) vendors were notified of the bid, thirteen (13) vendors viewed it online and only one (1) response was received from Highway Rehabilitation Corp., 2258 Route 22, Brewster, New York 10509; and

WHEREAS, The Purchasing Department also contacted several firms in New York and New Jersey and were advised that they do not possess the equipment required to perform the work and that such equipment is very expensive; and

WHEREAS, Highway Rehabilitation Corp. has handled this bid since 2000, always in a satisfactory manner; 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 Highway Rehabilitation Corp. of asphalt bituminous, hot-in-place, heat and scarifying material under RFB-RC-2012-027 in an amount not to exceed \$600,000 for the period from April 18, 2012 through April 17, 2013 with the option to renew for one (1) additional one (1) year term; and

WHEREAS, All purchases shall be made by formal purchase order on an as-needed basis; and

WHEREAS, Sufficient funding for these purchases exists in the 2012 Budget of the Rockland County Highway Department in Account No. 5110.4460 and is contingent upon 2013 budget appropriations; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the purchases in excess of \$100,000 from Highway Rehabilitation Corp., 2258 Route 22, Brewster, New York 10509, of asphalt bituminous, hot-in-place, heat and scarifying material under RFB-RC-2012-027 in an amount not to exceed \$600,000 for the period from April 18, 2012 through April 17, 2013 with the option to renew for one (1) additional one (1) year term, 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 in Account No. 5110.4460 and is contingent upon 2013 budget appropriations.

Introduced by:

Referral No. 7300

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

**RESOLUTION NO. 339 OF 2012
 APPROVING THE ONE (1) TIME PURCHASE IN EXCESS OF \$100,000
 FROM ADVANCED ELECTRONIC SOLUTIONS, INC.
 FOR a SECURITY RECORDING EQUIPMENT UPGRADE
 TO the EXISTING VICON SYSTEM FOR THE
 COUNTY OF ROCKLAND CORRECTIONAL CENTER
 UNDER RFB-RC-2012-029
 IN AN AMOUNT NOT TO EXCEED \$136,946.38
 TO BE MADE BY FORMAL PURCHASE ORDER
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$136,946.38)**

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

WHEREAS, The Director of Purchasing requested bids for a one (1) time purchase of a security recording equipment upgrade to the existing Vicon system for the Rockland County Correctional Center under RFB-RC-2012-029 (the "RFB"); and

WHEREAS, One hundred twenty-five (125) firms were notified of the RFB, and eight (8) vendors responded; and

WHEREAS, The low bid from Simplex Grinnell was rejected because (1) the bidder failed to provide the required bid bond and (2) the proposed equipment did not meet the bid specifications; and

WHEREAS, The Purchasing Department determined that Advanced Electronic Solutions, Inc., 15-03 132nd Street, College Point, NY 11356, was the lowest responsible bidder that met all of the requirements of the RFB; and

WHEREAS, The response received from Advanced Electronic Solutions, Inc. represents an approximate 11% savings from the original estimate for this upgrade project which was \$154,000; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that the County approve the one (1) time purchase in excess of \$100,000 from Advanced Electronic Solutions, Inc. for a security recording equipment upgrade to the existing Vicon system for the Rockland County Correctional Center under the RFB in an amount not to exceed \$136,946.38; and

WHEREAS, The purchase will be initiated by formal purchase order; and

WHEREAS, Sufficient funding for this purchase is provided for in the 2012 Budget of the Sheriff's Department (\$100,000 in grant funds in GS16-E2050 and \$36,946.38 in 3150-FS02-E2500); 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 one (1) time purchase in excess of \$100,000 from Advanced Electronic Solutions, Inc., 15-03 132nd Street, College Point, New York 11356, for a security recording equipment upgrade to the existing Vicon system for the Rockland County Correctional Center under RFB-RC-2012-029 in an amount not to exceed \$136,946.38, and authorizes the purchase 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 this purchase is provided for in the 2012 Budget of the Sheriff's Department (\$100,000 in grant funds in GS16-E2050 and \$36,946.38 in 3150-FS02-E2500).

Introduced by:

Referral No. 5906

- Hon. Alden H. Wolfe, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor

**RESOLUTION NO. 340 OF 2012
 APPROVING APPROPRIATION OF FUNDS IN THE AMOUNT OF \$249,539 (NCTD)
 FROM THE SEWER DISTRICT'S UNDESIGNATED FUND BALANCE
 TO THE SEWER DISTRICT'S 2012 OPERATING BUDGET
 FOR THE PURCHASE OF A VAN WITH SEWER TELEVISIONING EQUIPMENT
 [ROCKLAND COUNTY SEWER DISTRICT NO. 1]
 (\$249,539)**

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

WHEREAS, The Rockland County Sewer District No. 1 ("Sewer District") requests that the County Executive and the Legislature of Rockland County appropriate \$249,539 of available funds in the Sewer District's Undesignated Fund Balance to the Sewer District's 2012 Operating Budget for the purchase of a van with sewer televising equipment; and

WHEREAS, The Board of Sewer Commissioners, by Resolution No. 30 of 2012, requested that the Legislature of Rockland County approve a request of \$254,374 for said purchase but since this request was made, the Department of Purchasing has negotiated a lower price of \$249,539; and

WHEREAS, The Rockland County Legislature by Resolution No. 48 of 2011, previously authorized an appropriation of funds in the amount of \$700,000 from undesignated fund balance to the operating budget for the purchase of vehicular equipment including the van with sewer televising equipment; and

WHEREAS, All the trucks and vehicles except for the van with sewer televising equipment were procured in 2011; and

WHEREAS, The Purchasing Department has received bids for this vehicle in early 2012; and

WHEREAS, Funds for the van with sewer televising equipment were not encumbered from the 2011 budget requiring Legislative approval; and

WHEREAS, No County tax dollars (NCTD) are required to appropriate said funds; 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 appropriates \$249,539 of available funds in the Sewer District's Undesignated Fund Balance to the Sewer District's 2012 Operating Budget for the purchase of a van with sewer televising equipment; and be it further

RESOLVED, That No County tax dollars (NCTD) are required to appropriate said funds; and be it further

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

SEWER FUND - 2012

| | | |
|--|---------------------------|---------|
| <u>Increase Approp. Acct. (Credit):</u> | | |
| G-SWR-8120-E2030 | Motor Vehicles | 249,539 |
| <u>Increase Est. Rev. Acct. (Debit):</u> | | |
| G-SWR-9952-R5990 | Appropriated Fund Balance | 249,539 |

Introduced by:

Referral No. 5906

Hon. Alden H. Wolfe, Sponsor
 Hon. Aney Paul, Sponsor
 Hon. Douglas J. Jobson, Sponsor
 Hon. Jay Hood, Jr., Sponsor
 Hon. Harriet D. Cornell, Sponsor
 Hon. Toney L. Earl, Sponsor
 Hon. Philip Soskin, Sponsor

**RESOLUTION NO. 341 OF 2012
 APPROVING THE PURCHASE IN EXCESS OF \$100,000
 FROM EAGLE EQUIPMENT INC. D/B/A/ PEIRCE EQUIPMENT CO.
 OF ONE (1) CUES TRUCK MOUNTED CCTV CAMERA
 PIPELINE INSPECTION SYSTEM
 FOR THE ROCKLAND COUNTY SEWER DISTRICT #1
 UNDER RFB-RC-2012-005 IN AN AMOUNT NOT TO EXCEED \$249,539
 TO BE MADE BY FORMAL PURCHASE ORDER
 [DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
 (\$249,539)**

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

WHEREAS, The Director of Purchasing solicited bids for the purchase of one (1) CUES Truck Mounted CCTV Camera Pipeline Inspection System for the Rockland County Sewer District #1 under RFB-RC-2012-005 (the "RFB"); and

WHEREAS, Over one hundred twenty-five (125) vendors were notified of the solicitation, and the following two (2) vendors submitted responses: (1) J&J Equipment and (2) Eagle Equipment d/b/a Peirce Equipment Co. ("Eagle"); and

WHEREAS, J&J Equipment was the low bidder, but its proposal was deemed non-responsive because it contained a number of omissions including, but not limited to, the failure to include a signed Bid Proposal Page as well as documentation regarding warranty repair experience and references; the vendor also failed to respond to numerous follow-up phone calls, e-mails and correspondence requesting that it correct these omissions; and

WHEREAS, The Director of Purchasing determined that Eagle was lowest responsible, responsive bidder; and

WHEREAS, The inspection system from Eagle includes a free enhanced support plan for the WinCan Export Module Software for the first year, which will cost \$1,800 annually after that; and

WHEREAS, The bid from Eagle was \$252,574, but the Purchasing Department negotiated a savings in the amount of \$3,035, resulting in a total cost of \$249,539; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that they approve the purchase in excess of \$100,000 from Eagle, 3388 Rte 22, Branchburg, New Jersey 08876, in an amount not to exceed \$249,539; and

WHEREAS, The purchase will be initiated by formal purchase order; and

WHEREAS, Sufficient funding for this purchase is provided for in the 2012 Budget of the Rockland County Sewer District #1 in Account SWR-8120-E2030; 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 purchase in excess of \$100,000 from Eagle Equipment d/b/a Peirce Equipment Co., 3388 Rte 22, Branchburg, New Jersey 08876, of one (1) CUES Truck Mounted CCTV Camera Pipeline Inspection System for the Rockland County Sewer District #1 under RFB-RC-2012-005 in an amount not to exceed \$249,539, and authorizes the purchase 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 this purchase is provided for in the 2012 Budget of the Rockland County Sewer District #1 in Account SWR-8120-E2030.

Introduced by:

Referral No. 5906

- Hon. Alden H. Wolfe, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor

**RESOLUTION NO. 342 OF 2012
 SETTING A DATE FOR A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING
 A PROPOSED INCREASE IN COST AND IMPROVEMENT OF THE FACILITIES OF
 ROCKLAND COUNTY SEWER DISTRICT NO. 1 IN THE COUNTY OF ROCKLAND,
 NEW YORK, TOWN OF CLARKSTOWN PUMP STATION AND
 COLLECTION SYSTEM UPGRADE PROJECT-\$11,000,000**

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

WHEREAS, Pursuant to proceedings heretofore had and taken in accordance with the provisions of Article 5-A of the County Law, including approving orders of the State Comptroller, County Sewer District No. 1 of the County of Rockland, New York (the "District"), has heretofore been established; and

WHEREAS, There has been prepared by the County engineers a report and estimate of cost relating to an increase and improvement of the facilities of the District which consists of the construction and/or reconstruction of various sewer facilities within the District, being the Clarkstown Pump Station and collection system upgrade project consisting of eight (8) pump stations in need of mechanical/electrical/structural improvements which include pumps, piping valves, pump controls, emergency by-pass, lighting, access, HVAC and alarm system improvements, standby power engine generators, wet well capacity improvements and electrical and site work, in the Town of Clarkstown within the District, all of the foregoing as more fully described in the report and estimate of cost hereinbefore referred to; and

WHEREAS, The maximum estimated cost of the aforesaid increase and improvement of the facilities of the District was previously approved at \$10,000,000; and

WHEREAS, An amendment to the report and estimate of cost dated December, 2011 has been prepared and approved by the Board of Commissioners of the District and filed with the County Legislature; and

WHEREAS, Such report calls for an increase of \$1,000,000 to cover additional sanitary sewer improvements; and

WHEREAS, The annual expenses of operation and maintenance for the project shall be assessed, levied and collected on the basis of unit charges, in the same manner and at the same time as the expense of the improvement is assessed, levied and collected; and

WHEREAS, The Board of Commissioners of the District has prepared and filed for public inspection with the Clerk to the Legislature, a detailed explanation of how the estimated cost of hook-up fees, if any, to, and the cost of the increase and improvement of facilities to, the "typical property" and, if different, the typical one or two family home was computed; and

WHEREAS, Pursuant to applicable provisions of Section 268 of the County law, as amended by Chapter 397 of the Laws of 1995, the consent of the State Comptroller is not required prior to the expenditure of funds for said increased cost and improvement because the cost thereof to the Typical Property (as defined in the County Law) is \$1.10 (\$0.82 for a two-family home) for those in the Town of Ramapo and \$0.68 (\$0.98 for a two-family home) for those in the Town of Clarkstown which are below the Average Cost of \$6.00 to the Typical Properties for similar types of expenditures, as computed by the State Comptroller; and

WHEREAS, It is necessary to call a public hearing to consider said increased cost of the increase and improvement in accordance with the provisions of Section 254 of the County Law, and NOW, THEREFORE, BE IT

RESOLVED, That the Legislature of Rockland County hereby sets the **19th day of September, 2012 at 7:05 o'clock P.M.**, for the purpose of conducting a public hearing upon the aforesaid proposed increased cost of the increase and improvement of facilities of the District, and for such other action on the part of said County Legislature in relation thereto as may be required by law or proper in the premises, and BE IT FURTHER

RESOLVED, That the estimated cost of the increased cost and improvement of facilities to a "typical property" in the District, as defined in the County Law, is \$1.10 (\$0.82 for a two-family home) for those in the Town of Ramapo and \$0.68 (\$0.98 for a two-family home) for those in the Town of Clarkstown and the estimated cost of hook-up fees to property owners of a "typical property" in connection with the increase and improvement of facilities, as defined in the County Law, is \$150 and the Board of Sewer Commissioners has heretofore caused to be prepared and filed for public inspection with the Clerk to the Legislature, a detailed explanation of how the estimated cost of the increase and improvement of facilities and the estimated cost of hook-up fees to the typical property were computed, and BE IT FURTHER

RESOLVED, That the notice of such public hearing shall be in substantially the following form.

NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a meeting of the County Legislature of the County of Rockland, New York, shall be held at 11 New Hempstead Road, New City, New York, in said County on the 19th day of September, 2012, at 7:05 o'clock P.M., for the purpose of conducting a public hearing upon a proposed increased cost and improvement of facilities of Rockland County Sewer District No. 1 (the "District") in said County.

The increase and improvement of such facilities consists of the construction and/or reconstruction of various sewer facilities within the District, being the Clarkstown Pump Station and collection system upgrade project consisting of eight (8) pump stations in need of mechanical/electrical/structural improvements which include pumps, piping valves, pump controls, emergency by-pass, lighting, access, HVAC and alarm system improvements, standby power engine generators, wet well capacity improvements and electrical and site work, in the Town of Clarkstown within the District, all as more fully described in the report and estimate of cost dated February, 2009, which has been filed with the County Legislature and which has been previously approved.

The maximum estimated cost of such increase and improvement of facilities was \$10,000,000 and is now determined to be \$11,000,000 as a result of additional sanitary sewer improvements, which amount is to be assessed, levied and collected from the real property in the District, in the same manner and at the same time as other County charges, on the basis of the equalized assessed value of lots and parcels of land. The annual expense of operation and maintenance for the project shall be assessed, levied and collected on the basis of unit charges, in the same manner and at the same time as the expense of the improvement is assessed, levied and collected.

The estimated cost of the increased cost of the increase and improvement of facilities to a "typical property" in the District, as defined in the County Law, is \$1.10 (\$0.82 for a two-family home) for those in the Town of Ramapo and \$0.68 (\$0.98 for a two-family home) for those in the Town of Clarkstown. The estimated cost of hook-up fees to property owners of a "typical property" in connection with the increase and improvement of facilities, as defined in the County Law, is \$150. The Board of Commissioners of the District has heretofore caused to be prepared and filed for public inspection with the Rockland County Clerk and the Clerk to the Rockland County Legislature, a detailed explanation of how such costs were computed, as incorporated in said report and estimate of cost prepared by and for the Rockland County Sewer District No. 1.

Dated: New City, New York
July 11, 2012

BY ORDER OF THE COUNTY
LEGISLATURE OF THE COUNTY OF
ROCKLAND

BY: _____
Clerk, Rockland County Legislature

and BE IT FURTHER

RESOLVED, that the Clerk to the Legislature is hereby authorized and directed to cause a copy of the Notice of Public Hearing as set forth in the second resolved clause herein be published once in the "Rockland Journal News," and once in the "Rockland County Times" not less than ten nor more than twenty days before the date set herein for said public hearing and the Clerk to the Legislature is further authorized and directed to file a certified copy of the Notice of Public Hearing with the Comptroller of the State of New York on or about the date of the publication of the Notice of Public Hearing, and BE IT FURTHER

RESOLVED, that prior to such publication, the Clerk to the Legislature is hereby authorized and directed to file in the office of the County Clerk to the County of Rockland the report and estimate of cost prepared by and for the Rockland County Sewer District No. 1 which includes the detailed explanation of how such costs were computed

Introduced by:

Referral No. 5906

- Hon. Alden H. Wolfe, Sponsor
- Hon. Aney Paul, Sponsor
- Hon. Douglas J. Jobson, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Philip Soskin, Sponsor

**RESOLUTION NO. 343 OF 2012
 APPROVING ACCEPTANCE OF A GRANT FROM THE U.S. ENVIRONMENTAL
 PROTECTION AGENCY IN THE AMOUNT OF \$485,000 WITH A REQUIRED
 LOCAL SHARE OF \$396,818 SAID GRANT TO BE APPLIED TOWARDS THE
 WESTERN RAMAPO SEWER EXTENSION (WRSE) PROJECT'S PUMPING STATIONS
 CONTRACT WR03-01A TO HELP OFFSET \$881,818 OF CONSTRUCTION COSTS
 ALREADY FUNDED BY CAPITAL PROJECT NO. 6150 (WRSE)
 AND AUTHORIZING THE EXECUTION OF ALL NECESSARY DOCUMENTS
 BY THE COUNTY EXECUTIVE
 [ROCKLAND COUNTY SEWER DISTRICT NO. 1]
 (\$485,000)**

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

WHEREAS, The Executive Director of the Rockland County Sewer District No. 1 ("Sewer District") has advised the County Executive and the Legislature that a grant from the U.S. Environmental Protection Agency in the amount of \$485,000 has been awarded to the Sewer District; and

WHEREAS, The Board of Sewer Commissioners, by Resolution No. 32 of 2012, approved the acceptance of this grant and requests that the Legislature of Rockland County approve acceptance of this grant; and

WHEREAS, This \$485,000 grant will be applied towards the Western Ramapo Sewer Extension (WRSE) project's pumping stations Contract WR03-01A to help offset \$881,818 of the WRSE construction costs required to receive said grant, resulting in a local share of \$396,818; and

WHEREAS, Said construction costs are already funded by Capital Project No. 6150 (WRSE) and, therefore, this grant does not need to be appropriated; 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 acceptance of a grant from the U.S. Environmental Protection Agency in the amount of \$485,000 to the Sewer District and authorizes execution of all necessary documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That this \$485,000 grant will be applied towards the Western Ramapo Sewer Extension (WRSE) project's pumping stations Contract WR03-01A to help offset \$881,818 of WRSE construction costs required to receive said grant, resulting in a local share of \$396,818; and be it further

RESOLVED, That said construction costs are already funded by Capital Project No. 6150 (WRSE) and, therefore, this grant does not need to be appropriated.

**RESOLUTION NO. 344 OF 2012
WAIVE THE RULES OF THE LEGISLATURE
TO CONSIDER PROPOSED RESOLUTION
AS AN IMMEDIATE NEED**

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

RESOLVED, that the Rules of the Legislature be waived to consider the next proposed resolution as an immediate need.

Introduced by:
Hon. Ilan S. Schoenberger, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor

Referral No. 5906

**RESOLUTION NO. 345 OF 2012
APPROVING ACCEPTANCE OF AN ANAEROBIC DIGESTER GAS
ELECTRICITY PROGRAM GRANT FROM THE NEW YORK STATE ENERGY
RESEARCH AND DEVELOPMENT AUTHORITY (NYSERDA)
IN THE AMOUNT OF \$690,560 (NCTD) TO BE USED TOWARDS THE
REPLACEMENT OF THE COGENERATION UNITS AT THE WASTEWATER
TREATMENT PLANT IN ORANGETBURG, NY AND AUTHORIZING THE
EXECUTION OF ALL NECESSARY DOCUMENTS BY THE COUNTY EXECUTIVE
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]
(\$690,560)**

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

WHEREAS, The Executive Director of the Rockland County Sewer District No. 1 ("Sewer District") has advised the County Executive and the Legislature that a grant from New York State Energy Research and Development Authority (NYSERDA) in the amount of \$690,560 has been awarded to the Sewer District; and

WHEREAS, The Board of Sewer Commissioners, by Sewer Resolution No. 92 of 2011, approved the acceptance of the grant funds and requested that the Legislature of Rockland County approve acceptance of this award; and

WHEREAS, These funds will be used towards the replacement of the cogeneration units at the Waste Water Treatment Plant in Orangetburg, NY; and

WHEREAS, The entire project cost is estimated to be \$3,160,000; and

WHEREAS, The Sewer District intends to include replacement of the cogeneration units under an energy performance contract (EPC); and

WHEREAS, Through EPC, capital projects can be completed with no up front costs, no increase in annual expenditures, and are paid back through future energy savings; and

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

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of a grant from the New York State Energy Research and Development Authority in the amount of \$690,560 to the Sewer District and authorizes execution of all necessary documents by the County Executive, subject to the approval of the County Attorney; and be it further

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

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

SEWER FUND - 2012

| | | |
|--|------------------------------------|---------|
| <u>Increase Approp. Acct. (Credit):</u> | | |
| G-SWR-8130-E5060 | Program Costs | 690,560 |
| <u>Increase Est. Rev. Acct. (Debit):</u> | | |
| G-SWR-8130-R3980 | Home & Community Services Grant(s) | 690,560 |

EXHIBIT A
TOTAL CONTRACTED PROJECT INCENTIVE

Contractor Name: Rookland Co. Wastewater Treatment Plant #1
Agreement Number: ADO 138N

Project Name: Ithaca Area Wastewater Treatment Facility

| Contracted Capacity (kW) | Minimum Annual Contracted Generation ¹ (kWh) | Total Capacity Incentive ² | Total Performance Incentive ³ | Total Contracted Project Incentive ⁴ |
|--------------------------|---|---------------------------------------|--|---|
| 200 | 1,401,600 | \$200,000 | \$490,560 | \$690,560 |

Notes:

- The Minimum Annual Contracted Generation is calculated by multiplying the Contracted Capacity by 8760 hours/year by an 80% Capacity Factor.
- The applicant is replacing 220 kW existing capacity with 260 kW new capacity. Therefore, only the incremental capacity is eligible for capacity incentives. The Total Capacity Incentive is calculated by multiplying the incremental capacity by \$1,000/kW; it is capped at \$850,000 or 50% of the Total Eligible Capital Expenses, whichever is less.
- The applicant's existing capacity generated 842,018 kWh/year. The new system is anticipated to generate 1,026,308 kWh/year; an increase of 1,844,290 kWh/year. The Total Performance Incentive is calculated based on EITHER by 1) multiplying the 1,844,290 by \$0.07/kWh by 5 years OR 2) subtracting the Total Capacity Incentive from \$1 million. The method producing the lowest Total Performance Incentive is used.
- The Total Contracted Project Incentive is capped at the sum of the Total Capacity Incentive and the Total Performance Incentive or \$1,000,000, whichever is less.

Introduced by:

Referral No. 6394

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

**RESOLUTION NO. 346 OF 2012
AUTHORIZING THE CLERK TO THE LEGISLATURE
TO ADVERTISE FOR BIDS – REPAIRS TO THE
SAMSONDALE AVENUE BRIDGE OVER CSXT RAILROAD
(\$250,000)
[HIGHWAY DEPARTMENT]**

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

WHEREAS, This project involves repairs to the Samsondale Avenue Bridge over the CSXT Railroad River Line; and

WHEREAS, The bridge was “Red Flagged” by the New York State Department of Transportation (NYSDOT) in October of 2011 for decay to the existing concrete piers; and

WHEREAS, The Superintendent of Highways has recommended that the Clerk to the Legislature be authorized and directed to advertise for bids for the repairs to the Samsondale Avenue Bridge over the CSXT Railroad River Line, pursuant to plans and specifications being prepared by the Rockland County Highway Department, estimating that construction will cost \$230,000.00; and

WHEREAS, Sufficient funding for this project exists in 2012 Capital Account 3397 in the amount of \$250,000; 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 Clerk to the Legislature is hereby authorized and directed to advertise for bids for the repairs to the Samsondale Avenue Bridge over the CSXT Railroad River Line, pursuant to plans and specifications being prepared by the Rockland County Highway Department, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this project exists in 2012 Capital Account 3397 in the amount of (\$250,000).

Introduced by:

Referral No. 6394

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

**RESOLUTION NO 347 OF 2012
 AMENDING THE 2012 CAPITAL BUDGET IN THE AMOUNT OF \$1,300,000
 INCREASING THE ESTIMATED PROJECT COST FROM
 \$32,000,000 TO AN AMOUNT NOT TO EXCEED \$33,300,000 TO PROPERLY
 INSPECT AND VERIFY THE WORK MEETS OR EXCEED THE FEDERAL
 STANDARDS RECONSTRUCTION OF NEW HEMPSTEAD ROAD,
 TOWNS OF RAMAPO AND CLARKSTOWN CAPITAL PROJECT NO. 3273
 [HIGHWAY DEPARTMENT]
 (\$33,300,000)**

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

WHEREAS, The Legislature of Rockland County previously authorized a Capital Project for the reconstruction of New Hempstead Road in the Towns of Ramapo and Clarkstown and created an account in the Capital Budget, under Capital Account No. 3273; and

WHEREAS, The County Legislature previously approved \$28,000,000 for the project in Capital Account No. 3273; and

WHEREAS, Approximately \$7,500,000 has been expended or is encumbered for design, right-of-way, incidentals and acquisition and other essential costs, with the balance remaining of \$20,500,000 (plus \$4,000,000 in utility costs to be paid by Orange and Rockland and United Water) being \$4,000,000 less than required for construction; and

WHEREAS, By Resolution 134 of 2011, the Rockland County Legislature approved an amendment to the 2011 Capital Budget in the amount of \$4,000,000 increasing the estimated project cost from \$28,000,000 to \$32,000,000; and

WHEREAS, As part of the overall construction budget process through the New York State Department of Transportation (NYSDOT), the construction inspection fee was set at \$1,500,000, typically this fee is within 10%-12% of the estimated construction costs and is a reimbursable expense through federal aid; and

WHEREAS, The construction cost estimate was based on a scope of work established five to six years previous (\$14,000,000-\$15,000,000) and also based on a smaller scaled project; and

WHEREAS, The Superintendent of Highways requests that the Legislature of Rockland County, after reviewing the current progress and effort of work to complete the project, amend the 2012 Capital Budget in an additional amount of \$1,300,000 increasing the estimate project costs needed to properly inspect and verify the work meets or exceeds the federal standards; and

WHEREAS, The original staff consisted of a Resident Engineer, Office Engineer and two Field Inspectors, however, typical staffing of this project has been the addition of one Office Engineer and two Field Inspectors; and

WHEREAS, Proposed staffing, with this increase will consist of a Resident Engineer, two Office Engineers and four Field Inspectors; and

WHEREAS, Additional inspection has been needed due to complexities arisen from utility relocations, additional work crews scheduled by the contractor and a milder winter where staff reductions are normally anticipated; and

WHEREAS, The project is currently funded by an agreement between the County of Rockland and New York State Department of Transportation (NYSDOT) up to the amount of \$23,917,000; and

WHEREAS, The Superintendent of Highways is pursuing additional federal and state funding to cover this proposed construction inspection cost increase; 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 \$1,300,000 for a total project amount not to exceed \$33,300,000 Capital Account No. 3273, for reconstruction of New Hempstead Road in the, Towns of Clarkstown and Ramapo; and be it further

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

CAPITAL PROJECTS FUND

Increase Approp. Acct.:

| | | |
|-------|---|-----------|
| H3273 | Reconstruction of New Hempstead Road | 1,300,000 |
|-------|---|-----------|

Increase Est. Rev. Acct.:

| | | |
|-------|---------------------|-----------|
| H5710 | Proceeds from Bonds | 1,300,000 |
|-------|---------------------|-----------|

BOND RESOLUTION NO. 348 OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED JULY 10, 2012, AUTHORIZING FINANCING FOR THE RECONSTRUCTION OF NEW HEMPSTEAD ROAD, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$33,300,000, APPROPRIATING \$1,300,000 IN ADDITION TO THE \$32,000,000 HERETOFORE APPROPRIATED FOR SUCH PURPOSE IN RESOLUTION NOS. 415 OF 2000; 517 OF 2005; 80 OF 2009; 404 OF 2010 AND 135 OF 2011, 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 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. 3273 for the Department of Highways, consisting of the preparation of engineering studies and preliminary plans and specifications, as well as right-of-way acquisition and incidental costs, and construction and construction inspection costs, including professional services in connection therewith, relating to the reconstruction of New Hempstead Road from Palisades Interstate Parkway to Route 304, and improvements to Congers Lake Road, from Route 304 to Main Street, New City, New York, including road reconstruction, drainage, curbing sidewalks and incidental improvements, as well as design and engineering costs related to this portion of the project. The current estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$33,300,000 and \$1,300,000 is hereby appropriated therefor in addition to the \$2,300,000 heretofore appropriated for such purpose in Resolution No. 415 of 2000, the \$1,015,000 heretofore appropriated for such purpose in Resolution No. 517 of 2005, the \$2,000,000 heretofore appropriated for such purpose in Resolution No. 80 of 2009, the \$22,685,000 heretofore appropriated for such purpose in Resolution No. 404 of 2010, and the \$4,000,000 heretofore appropriated for such purposes in Resolution No. 135 of 2011. 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, within the limitations of Section 11.00 a. 20(c) of the Law is fifteen (15) 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 Legislator Douglas J. Jobson and duly put to a vote on roll call, which resulted as follows:

AYES: 16 (Legislators Carey, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell)

NOES: 0

ABSENT: 1 (Legislator Day)

The resolution was declared and adopted.

Roll Call:

Legislator Carey – Yes.

Legislator Earl – Yes.

Legislator Grant – Yes.

Legislator Hood, Jr. – Yes.

Legislator Jobson – Yes.

Legislator Low-Hogan – Yes.

Legislator Meyers – Yes.

Legislator Moroney – Yes.

Legislator Murphy – Yes.

Legislator Paul – Yes.

Legislator Schoenberger – Yes.

This \$33,300,000 is 80% Federally funded, 15% State funded and the County tax impact is 5%.

Legislator Soskin – Yes.

Legislator Sparaco – Yes.

Legislator Wieder – Yes.

Vice Chairman Wolfe – Yes.

Chairwoman Cornell – Yes.

Introduced by:

Referral No. 6394

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

**RESOLUTION NO. 349 OF 2012
 APPROVING AMENDMENT TO AGREEMENT IN EXCESS OF \$100,000 WITH
 HUDSON VALLEY ENGINEERING ASSOCIATES, P.C.
 IN THE ADDITIONAL AMOUNT OF \$1,300,000
 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$2,800,000
 FOR PROFESSIONAL SERVICES-CONSTRUCTION INSPECTION FOR THE
 NEW HEMPSTEAD ROAD CAPITAL PROJECT NO. 3273 FOR THE
 PERIOD AUGUST 18, 2010 THROUGH DECEMBER 31, 2013
 AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HIGHWAYS]
 (\$2,800,000)**

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

WHEREAS, By Resolution No. 408 of 2010, the Legislature of Rockland County approved a contract in excess of \$100,000 with Hudson Valley Engineering Associates, P.C., 560 Route 52, Suite 201, Beacon, New York 12508, to provide Professional Services-Construction Inspection Services for the reconstruction of New Hempstead Road Project, in amount not to exceed \$1,500,000, for the period commencing upon Notice and terminate on December 31, 2013; and

WHEREAS, It has become necessary to add services that were not anticipated in the original scope of work requiring a contract increase because of the need for additional right-of-way acquisition tasks; and

WHEREAS, The Superintendent of Highways is recommending that the County enter into an amendment to the agreement with Hudson Valley Engineering Associates, P.C., 560 Route 52, Suite 201, Beacon, New York 12508, for additional services for the project in the additional amount of \$1,300,000, for a total contract sum not to exceed \$2,800,000 for the Professional Services-Construction Inspection Services for the New Hempstead Road Project; and

WHEREAS, Funding for this amendment is available in 2012 Capital Budget, Capital Account No. 3273, Professional Services-Construction Inspection Services; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the amendment to the agreement in excess of \$100,000 with Hudson Valley Engineering Associates, P.C., 560 Route 52, Suite 201, Beacon, New York 12508, for the additional services for Professional Services-Construction Inspection Services for the New Hempstead Road Project, in the additional amount of \$1,300,000, for a total contract sum not to exceed \$2,800,000 and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and be it further

RESOLVED, That funding is available in 2012 Capital Project, Capital Project Account No. 3273, Professional Services-Construction Inspection Services.



Introduced by:

Referral No. 4124

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

**RESOLUTION NO. 350 OF 2012
 APPROVING ACCEPTANCE OF CONTINUATION GRANT
 IN THE AMOUNT OF \$117,901 (NLS) FROM THE
 NEW YORK STATE DEPARTMENT OF HEALTH FOR THE
 SAFE DRINKING WATER PROGRAM
 FOR THE PERIOD APRIL 1, 2012 THROUGH MARCH 31, 2013
 AND AUTHORIZING EXECUTION OF ALL NECESSARY
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HEALTH]
 (\$117,901)**

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

WHEREAS, The Commissioner of Health has advised the County Executive and the Legislature that the Rockland County Health Department has been awarded a \$117,901 Safe Drinking Water Program continuation grant from the New York State Department of Health to enhance regulatory oversight in the supervision of the public water supply for Rockland County for the period April 1, 2012 through March 31, 2013; and

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

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

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

WHEREAS, The 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 acceptance of a \$117,901 Safe Drinking Water Program continuation grant from the New York State Department of Health to enhance regulatory oversight in the supervision of the public water supply for Rockland County for the period April 1, 2012 through March 31, 2013, and authorizes execution of all necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

| | | | |
|-------------|--------|--------------------------|--------|
| A-DOH -4058 | -E1100 | Salaries, Employees | 72,795 |
| | -E1910 | Health | 22,000 |
| | -E1911 | Dental | 1,400 |
| | -E1912 | Vision | 300 |
| | -E1920 | Retirement | 8,500 |
| | -E1930 | Social Security | 5,570 |
| | -E1940 | Unemployment Insurance | 100 |
| | -E1950 | Workers' Compensation | 165 |
| | -E1980 | MTA Mobility Tax | 250 |
| | -E3130 | Office Supplies | 1,150 |
| | -E3290 | Operational Supplies | 200 |
| | -E4040 | Travel | 500 |
| | -E4140 | Conferences and Seminars | 1,700 |
| | -E4220 | Licenses | 2,771 |
| | -E4230 | Dues | 500 |

Increase Est. Rev. Acct. (Debit):
A-DOH -4058 -R3480 Health Grant(s) 117,901
UNEMPLOYMENT FUND - 2012

Increase Approp. Acct. (Credit):
Q -PER -9050 -E8010 Employee Benefits 100

Increase Est. Rev. Acct. (Debit):
Q -PER -9050 -R2809 Interfund Revenues 100

and be it further

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

Introduced by:

Referral No. 8894

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

**RESOLUTION NO. 351 OF 2012
 APPROVING ACCEPTANCE OF CONTINUATION GRANT
 IN THE AMOUNT OF \$73,277 (NCTD)
 AND POSSIBLE C.O.L.A. OF NO MORE THAN 10% OR \$7,327 (NCTD)
 FOR A TOTAL GRANT AWARD NOT TO EXCEED \$80,604 (NCTD) UNDER THE
 ADOLESCENT TOBACCO USE PREVENTION ACT (ATUPA)
 FOR ACTIVITIES RELATED TO ADOLESCENT TOBACCO ENFORCEMENT
 FROM APRIL 1, 2012 TO MARCH 31, 2013
 AND AUTHORIZING THE EXECUTION OF ALL NECESSARY
 GRANT DOCUMENTS BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HEALTH]
 (\$80,604)**

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

WHEREAS, The Commissioner of Health has advised the County Executive and the Legislature that the Rockland County Health Department has been awarded a \$73,277 Adolescent Tobacco Use Prevention Act (ATUPA) continuation grant for activities related to adolescent tobacco enforcement for the period April 1, 2012 through March 31, 2013; and

WHEREAS, This grant award may be followed by a COLA that is estimated to be no more than 10% or \$7,327, for a total grant award not to exceed \$80,604; and

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

WHEREAS, Personnel/program expenses and estimated revenue connected to said total grant award are already budgeted in Dept. 4010 for 2012 and are anticipated to be adopted for 2013 so, therefore, this resolution does not require a funding clause; 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 acceptance and execution of a \$73,277 Adolescent Tobacco Use Prevention Act (ATUPA) continuation grant for adolescent tobacco enforcement activities for the period April 1, 2012 through March 31, 2013 and a possible COLA that is estimated to be no more than 10% or \$7,327, for a total grant award not to exceed \$80,604, subject to the approval of the County Attorney, and be it further

RESOLVED, That No County tax dollars (NCTD) are required to accept said total grant award; and be it further

RESOLVED, That personnel/program expenses and estimated revenue connected to said total grant award are already budgeted in Dept. 4010 for 2012 and are anticipated to be adopted for 2013 so, therefore, this resolution does not require a funding clause.

Introduced by:

Referral No. 4249

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

**RESOLUTION NO. 352 OF 2012
 APPROVING ACCEPTANCE OF CONTINUATION GRANT
 IN THE AMOUNT OF \$151,339
 FROM THE NEW YORK STATE DIVISION OF CRIMINAL
 JUSTICE SERVICES (DCJS # VW11543345) FOR THE
 STOP VIOLENCE AGAINST WOMEN PROGRAM (DEPT. 1164)
 FOR THE PERIOD JANUARY 1, 2012 THROUGH DECEMBER 31, 2012,
 WITH A LOCAL SHARE OF \$82,405
 AND AUTHORIZING EXECUTION OF ALL NECESSARY
 DOCUMENTS BY THE COUNTY EXECUTIVE
 [OFFICE OF THE DISTRICT ATTORNEY]
 (\$151,339)**

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

WHEREAS, The District Attorney has advised the County Executive and the County Legislature that his office has been awarded a continuation grant from the New York State Division of Criminal Justice Services in the amount of \$151,339 for the Stop Violence Against Women Program (Dept. 1164) for the period January 1, 2012 through December 31, 2012, with a local share of \$82,405; and

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

WHEREAS, \$130,000 of said grant was estimated as revenue in the 2012 Adopted Budget of the Stop Violence Against Women Program and, therefore, remaining \$21,339 will be appropriated by this resolution; and

WHEREAS, said \$82,405 local share was already appropriated in the 2012 Adopted Budget of the Stop Violence Against Women Program; and

WHEREAS, These funds will be used to reduce the severity and number of incidents of domestic violence against women in Rockland County; to improve the treatment of sexual assault victims by promoting effective coordination between medical, law enforcement, prosecutors and victim services agencies and to enhance the availability of services to sexual assault victims, including the improvement of the collection of forensic evidence and encouraging victim's participation in the judicial process; 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 acceptance of a continuation grant from the New York State Division of Criminal Justice Services in the amount of \$151,339 for the Stop Violence Against Women Program (Dept. 1164) for the period January 1, 2012 through December 31, 2012, with a local share of \$82,405, and authorizes execution of all necessary documents by the County Executive, subject to the approval of the County Attorney; and be it further

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

| | | | |
|---------------|--------|------------------------|--------|
| A - DA - 1164 | -E3130 | Office Supplies | 1,500 |
| | -E4140 | Conferences & Seminars | 2,500 |
| | -E6600 | Appropriation Reserve | 17,339 |

Increase Est. Rev. Acct. (Debit):

| | | | |
|---------------|--------|-----------------------------|--------|
| A - DA - 1164 | -R4389 | Federal Aid - Public Safety | 21,339 |
|---------------|--------|-----------------------------|--------|

; and be it further

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

Introduced by:

Referral No. 7099

- 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. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor

**RESOLUTION NO. 353 OF 2012
 APPROVING ACCEPTANCE OF ADDITIONAL FUNDS
 IN THE AMOUNT OF \$75,000 (NCTD)
 FOR A TOTAL AMOUNT NOT TO EXCEED \$115,261
 PURSUANT TO AN AMENDMENT TO A COOPERATIVE AGREEMENT
 WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
 FOR THE COUNTY'S FAIR HOUSING PROGRAM
 FOR THE PERIOD JUNE 1, 2012 THROUGH May 31, 2013
 AND RATIFYING ITS EXECUTION BY THE COUNTY EXECUTIVE
 (COMMISSION ON HUMAN RIGHTS)
 (\$115,261)**

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

WHEREAS, By Resolution No. 509 of 2011 the Legislature of Rockland County hereby approved the acceptance of funds in the amount of \$40,261 pursuant to a Cooperative Agreement with the U.S. Department of Housing and Urban Development (HUD Assistance Instrument No. FF202K112001), for Federal Fiscal Year 2011 (October 1, 2010 through September 30, 2011), for the County's fair housing program, which supports the County's fair housing efforts and provides incentive funds to expand the Fair Housing Board's complaint processing, training, administrative costs, special enforcement efforts, and partnership initiative; and

WHEREAS, The County Executive and the Legislature of Rockland County have been advised that the Rockland County Commission on Human Rights has been awarded additional funds in the amount of \$75,000, for a total amount not to exceed \$115,261, from the U.S. Department of Housing and Urban Development (HUD Assistance Instrument No. FF202K112001), for the period June 1, 2012 through May 31, 2013, for the County's fair housing program, which supports the County's fair housing efforts and provides incentive funds to expand the Fair Housing Board's complaint processing, training, administrative costs, special enforcement efforts, and partnership initiative; and

WHEREAS, On May 18, 2012, the County Executive executed an amendment to the Cooperative Agreement on behalf of the County; and

WHEREAS, Attachment "C" ("Rollover of Funds") of the Cooperative Agreement explicitly permits the Rockland County Commission on Human Rights to "rollover" the funds awarded by the Cooperative Agreement "to one or more successive fiscal years, if the monies continued to be utilized for the purposes agreed to in this cooperative agreement, i.e., for furtherance of fair housing within the County of Rockland;" and

WHEREAS, With these additional funds the County's fair housing program will provide funds to partner with Helping Hands Interfaith Coalition for the Homeless of Rockland County Inc., the Women Veteran's Association of Hudson Valley Inc., and the County's Veteran's Service Agency serving recently discharged Veteran's in order to promote fair housing; and

WHEREAS, Westchester Residential Opportunities, Inc. will conduct fair housing testing, provide fair housing education and outreach to local Veteran's; and

WHEREAS, These funds will also be used to explore long term solutions to the housing issues faced by both homeless and veteran populations in the County; and

WHEREAS, Fair housing testing will also be conducted in multi-family housing to identify patterns of discrimination; and

WHEREAS, No County Tax Dollars (NCTD) are required to accept said funds: and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of these additional funds in the amount of \$75,000, for a total amount not to exceed \$115,261, pursuant to an amendment to a Cooperative Agreement with the U.S. Department of Housing and Urban Development (HUD Assistance Instrument No. FF202K112001), for the period June 1, 2012 through May 31, 2013, for the County's fair housing program, which supports the County's fair housing efforts and provides incentive funds to expand the Fair Housing Board's complaint processing, training, administrative costs, special enforcement efforts, and partnership initiative; and be it further

RESOLVED, That the Legislature of Rockland County hereby ratifies the execution of the amendment to the Cooperative Agreement by the County Executive; and be it further

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-HRC-8040-GR04-E6600 Appropriation Reserve 75,000

Increase Est. Rev. Acct. (Debit):

A-HRC-8040-GR04-R4980 Home & Community Services Grant(s) 75,000

Introduced by:

Referral No. 6704

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

**RESOLUTION NO. 354 OF 2012
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS
 REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY
 THAT WILL BE USED TO PURCHASE THE NECESSARY
 EQUIPMENT TO UPGRADE AND INTEGRATE THE
 ROCKLAND INTEL AND DRUG TASK FORCE UNITS
 WIRETAP SYSTEMS CURRENTLY USED BY ALL
 POLICE AGENCIES IN ROCKLAND COUNTY
 [OFFICE OF THE DISTRICT ATTORNEY]
 (NO COUNTY TAX DOLLARS)
 (\$192,430)**

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

WHEREAS, The Office of the District Attorney has requested that \$192,430 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 the necessary equipment to upgrade and integrate the Rockland Intel and Drug Task Force Units wiretap systems currently used by all police agencies; 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 \$192,430 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 Budget and Finance Committee of the Legislature has 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-DA-1165-FA01-E2500 | Forfeiture Funds - Equipment | 192,430 |
|----------------------|------------------------------|---------|

Increase Approp. Fund Bal. (Debit):

| | | |
|------------------|---|---------|
| A-UNC-9990-R5990 | (Designated for Law Enforcement - Federal Proceeds) | 192,430 |
|------------------|---|---------|

Introduced by:

Referral No. 6704

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

**RESOLUTION NO. 355 OF 2012
 APPROPRIATION OF FEDERAL FORFEITURE FUNDS
 REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY
 TO BE USED TO PURCHASE FOUR VEHICLES AND
 TO COVER THE COST OF VARIOUS VEHICLE LEASES
 [OFFICE OF THE DISTRICT ATTORNEY]
 (NO COUNTY TAX DOLLARS)
 (\$140,000)**

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

WHEREAS, The Office of the District Attorney has requested that \$140,000 of federal forfeiture funds in balance sheet account A-8890 (Designated for the DA - Federal Proceeds) be appropriated to the District Attorney's 2012 Budget to be used to purchase four vehicles and to cover the cost of various vehicles leases; and

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

WHEREAS, This is an authorized use of forfeiture funds under applicable rules; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County funds since sufficient funds to cover total \$140,000 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 Budget and Finance Committee of the Legislature has 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-DA-1165-FA02-E2500 | Forfeiture Funds – Equipment | 120,000 |
| -E4500 | Forfeiture Funds - Services | 20,000 |

Increase Approp. Fund Bal. (Debit):

| | | |
|------------------|--|---------|
| A-UNC-9990-R5990 | (Designated for the DA - Federal Proceeds) | 140,000 |
|------------------|--|---------|

Introduced by:

Referral No. 8007/9372

- 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. Alden H. Wolfe, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Michael M. Grant, Sponsor

**RESOLUTION NO. 356 OF 2012
 APPROVING AMENDMENT TO AGREEMENT IN EXCESS OF \$100,000
 BY FORMAL PURCHASE ORDER WITH BIO-REFERENCE LABORATORIES INC.,
 IN THE ADDITIONAL AMOUNT OF \$25,000 FOR A TOTAL
 CONTRACT SUM NOT TO EXCEED \$265,000 FOR THE PURCHASE
 OF REFERENCE LABORATORY TESTING SERVICES FOR THE
 DEPARTMENTS OF HOSPITALS, HEALTH AND MENTAL HEALTH
 UNDER RFB-RC-2010-082
 FOR THE PERIOD FROM NOVEMBER 1, 2010 THROUGH OCTOBER 31, 2012
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF HOSPITALS]
 (\$265,000)**

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

WHEREAS, The Director of Purchasing had advertised for bids for reference laboratory services under RFB-RC-2010-082 for a two year period from November 1, 2010 through October 31, 2012, with the option to renew for one (1) additional one year term; and

WHEREAS, The County Purchasing Division received three bids for these services. Quest Diagnostics Inc. was the lowest bidder, however was deemed non-responsive as their bid did not meet the required specifications. Therefore, Bio-Reference Laboratories, Inc. was the lowest responsible bidder; and

WHEREAS, The original bid was accepted for \$240,000 and an agreement was entered into by the County with Bio-Reference Laboratories, Inc. for \$240,000 for a two-year period from November 1, 2010 through October 31, 2012; and

WHEREAS, The Director of Purchasing recommends that the County enter into an amendment to the agreement with Bio-Reference Laboratories Inc., 481 Edward H. Ross Drive, Elmwood Park, New Jersey 07407, for reference laboratory testing services under RFB-RC-2010-082, in the additional amount of \$25,000 for a total amount not to exceed \$265,000, for the period from November 1, 2010 through October 31, 2012; and

WHEREAS, The Department of Hospital and its Laboratory have requested these additional funds be approved due to an increase in testing and type of tests required by the Hospital Patients, Residents and County of Rockland Health Department Clinics; and

WHEREAS, It is anticipated that expenditures during these contract years of November 1, 2010 through October 31, 2012 term of the agreement shall not exceed \$265,000; and

WHEREAS, All purchases will be initiated by formal purchase order in accordance with the approved budgets of the Departments of Hospitals, Health and Mental Health; 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, Sufficient funding for this agreement exists in the 2012 Budgets of the Department of Hospitals, Department of Health and Department of Mental Health, 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 an amendment to the agreement in excess of \$100,000 with Bio-Reference Laboratories Inc., 481 Edward H. Ross Drive, Elmwood Park, New Jersey 07407, for the period from November 1, 2010 through October 31, 2012, in the amount of \$25,000 for a total amount not to exceed \$265,000, and further approves all purchases of reference laboratory testing services initiated by formal purchase order, and authorizes execution of the agreement by the County Executive, subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That sufficient funding for this project is provided in the 2012 Budgets of the Department of Hospitals, Department of Health and Department of Mental Health.

Introduced by:

Referral No. 8981

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

**RESOLUTION NO. 357 OF 2012
 ESTABLISHING A PETTY CASH ACCOUNT
 IN THE DEPARTMENT OF HEALTH IN THE AMOUNT OF \$500 (NCTD)
 FOR PURCHASES RELATED TO THE ANNUALLY AWARDED
 ADOLESCENT TOBACCO USE PREVENTION ACT (ATUPA) GRANT
 [DEPARTMENT OF HEALTH]
 (\$500)**

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

WHEREAS, The Commissioner of Health has requested a separate petty cash account in the amount of \$500 for purchases related to the annually awarded Adolescent Tobacco Use Prevention Act (ATUPA) Grant from the New York State Department of Health; and

WHEREAS, The ATUPA grant awarded to the Rockland County Department of Health supports the prevention of tobacco access to youth less than 18 years of age; and

WHEREAS, In order for Department of Health staff assigned to implement this grant to properly provide training and education to county-wide vendors, as well as conduct on-site inspections and compliance checks of tobacco vendors, a separate petty cash account is necessary; and

WHEREAS, No County tax dollars (NCTD) are required to establish this petty cash account; and

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

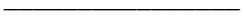
RESOLVED, That the Legislature hereby authorizes the Acting Commissioner of Finance to establish a separate petty cash account in the amount of \$500 for purchases related to the annually awarded Adolescent Tobacco Use Prevention Act (ATUPA) Grant from the New York State Department of Health; and be it further

RESOLVED, That no County tax dollars (NCTD) are required to establish this petty cash account.

**RESOLUTION NO. 358 OF 2012
 WAIVE THE RULES OF THE LEGISLATURE
 TO CONSIDER PROPOSED RESOLUTIONS
 AS AN IMMEDIATE NEED**

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

RESOLVED, that the Rules of the Legislature be waived to consider the next proposed Resolution No.'s 359, 360, 361, 362, 363 and 364 of 2012 as an immediate need.



Introduced by:

Referral No. 8183

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

**RESOLUTION NO. 359 OF 2012
 APPROVING THE ACCEPTANCE OF CERTAIN CONVEYANCES
 OF REAL PROPERTY WHICH ARE BEING GRATUITOUSLY
 OFFERED TO THE COUNTY OF ROCKLAND BY VARIOUS GRANTORS
 AND AUTHORIZING THE COUNTY EXECUTIVE TO
 EXECUTE ANY DOCUMENTS TO EFFECTUATE THE
 ACCEPTANCE OF SUCH CONVEYANCES
 [DEPARTMENT OF HIGHWAYS]**

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

WHEREAS, The County Executive and the Legislature of Rockland County have been advised by the Superintendent of Highways that certain conveyances of real property of Highways are being gratuitously offered to the County of Rockland by the owners of the real property, as identified on the annexed Schedule A; and

WHEREAS, The Superintendent of Highways recommends that the Legislature of Rockland County approve the acquisition of said real property for highway and/or drainage purposes; and

WHEREAS, County Law §215(3) authorizes the Legislature to accept by gift real property for lawful County purposes; and

WHEREAS, It is necessary to have the Legislature formally accept these conveyances of real property; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of certain conveyances of real property which are being gratuitously offered as, identified on the annexed Schedule A to the County of Rockland, and authorizes the County Executive to execute any documents to effectuate the acceptance of such conveyances, subject to the approval of the County Attorney; and be it further

RESOLVED, That the title to said real property that is conveyed to the County shall be good and marketable title and be acceptable to the County Attorney; and be it further

RESOLVED, That the Land Acquisition Officer for the Department of Highways is requested to record said deeds when all legal requirements have been satisfied.

| "June 2012" Grantor | Dedications Gratuitous to the County of Rockland Address | Schedule A Town | Tax ID | Road Widening |
|--------------------------------|---|--------------------|----------------------------|---------------|
| 1 Yeshiva of Spring Valley | College Road, Suffern | Ramapo | p/o 49.14-1-76 | Road Widening |
| 2 Congregation Ribnitz | Old Nyack, Turnpike, Monsey | Ramapo | p/o 56.20-3-54,7,54,8,8,55 | Road Widening |
| 3 Macy's Retail Holdings, Inc. | Middletown Road, Nanuet | Clarkstown | p/o 63.08-3-7 | Road Widening |
| 4 The Retail Property Trust | Middletown Road, Nanuet | Clarkstown | p/o 63.08-3-8 | Road Widening |
| 5 Highview Hills, LLC | Highview Road, Monsey | Ramapo | p/o 49.17-2-66 | Road Widening |
| 6 Andrew S. & Jean M. McKeon | Orangeburg Road, Pearl River | Orangetown | p/o 69.18-2-2 | Road Widening |
| 7 Call Hollow Developers, Inc. | Call Hollow Road, Haverstraw | Haverstraw | p/o 19.10-1-3,17,3,18,3,1 | Road Widening |
| 8 Glen Jacobsen | N. Little Tor Road, New City | Clarkstown | p/o 43.14-1-19 | Road Widening |
| 9 MYTY Construction Corp. | S. Airmont Road, Airmont | Ramapo | p/o 61.07-1-4 | Road Widening |
| 10 Felicia Paige Emuna | p/o 129 Grandview Avenue, Wesley Hills | Ramapo | p/o 41.15-1-29 | Road Widening |
| 11 Tiferes Yisrael | p/o 57 Lime Kiln Road, Wesley Hills | Ramapo | p/o 41.06-1-21 | Road Widening |

Introduced by:

Referral No. 5327

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

**RESOLUTION NO. 360 OF 2012
APPROVING AMENDMENT AND EXTENSION TO AGREEMENT
IN EXCESS OF \$100,000 WITH EAGLE PROFESSIONAL SERVICES CORP.
IN THE ADDITIONAL AMOUNT OF \$38,804 FOR
A TOTAL CONTRACT SUM NOT TO EXCEED \$172,853
FOR CONSULTANT SERVICES AS DIRECTOR OF THE POLICE ACADEMY AT
THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY
UNDER RFP-RC-2010-23 FOR THE PERIOD
FROM JUNE 16, 2012 THROUGH NOVEMBER 16, 2012
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[SHERIFF'S DEPARTMENT]
(\$172,853)**

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

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

WHEREAS, The award for Director of the Police Academy was made to Eagle Professional Services Corp., 805 Sherman Avenue, Thornwood, New York, 10594; and

WHEREAS, The County entered into an agreement with Eagle Professional Services Corp., 805 Sherman Avenue, Thornwood, New York, 10594, for said services, on February 17, 2011 in an amount not to exceed \$91,718, for the period from January 1, 2011 through December 31, 2011; and

WHEREAS, By Resolution No. 165 of 2012 the Legislature of Rockland County approved the extension of and amendment to the agreement in excess of \$100,000 with Eagle Professional Services Corp., 805 Sherman Avenue, Thornwood, New York 10594 for Consultant Services as Director of the Police Academy at the Rockland County Police & Public Safety Academy under RFP-RC-2010-23 in the additional amount of \$42,331, for the term period from January 1, 2012 through June 15, 2012, and for a total contract not to exceed \$134,049; and

WHEREAS, The Sheriff recommends that the County enter into an amendment and extension to the agreement with Eagle Professional Services Corp., 805 Sherman Avenue, Thornwood, New York, 10594, for the extended period from June 16, 2012 through November 16, 2012, in an additional amount of \$38,804, for a total contract sum not to exceed \$172,853, for Director of Police Academy services at the Rockland County Police and Public Safety Academy; and

WHEREAS, Sufficient funding for this agreement exists within the 2012 budget of the Sheriff's Department 3120-E4090; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the amendment and extension, in excess of \$100,000 with Eagle Professional Services Corp., 805 Sherman Avenue, Thornwood, New York, 10594, for the period from June 16, 2012 through November 16, 2012, in an additional amount of \$38,804, for a total contract sum not to exceed \$172,853 for Director of Police Academy services at the Rockland County Police and Public Safety, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

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

"SCHEDULE A"

Academy Director

Eagle Professional Services Corporation, (the Contractor) will work under a job performance based evaluation, for a fee of \$38,804.15 payable bi-weekly at a rate of \$3,527.65.

Term of the contract: June 16, 2012 to November 16, 2012.

The contractor shall receive during this period, time off without penalty for professional conferences and other professional responsibilities as agreed upon between the Contractor and The Governing Board of the Academy.

Notwithstanding any provisions to the contrary, the Contractor shall be reimbursed for those professional conferences, schools and training sessions, that he is directed to attend by the Governing Board of the Academy.

The Contractor shall be indemnified under Local Law # 10 of 1996.

The contractor shall perform the duties outlined in the attached appendix.

Introduced by:
Hon. Ilan S. Schoenberger, Sponsor
Hon. Harriet D. Cornell, Sponsor
Hon. Philip Soskin, Sponsor
Hon. Toney L. Earl, Sponsor

Referral No. 5327

**RESOLUTION NO. 361 OF 2012
APPROVING AMENDMENT AND EXTENSION TO AGREEMENT
IN EXCESS OF \$100,000 WITH PTD SYSTEMS, INC.
IN THE ADDITIONAL AMOUNT OF \$32,458, FOR
A TOTAL CONTRACT SUM NOT TO EXCEED \$144,584
FOR USE OF FORCE COORDINATOR SERVICES AT
THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY
UNDER RFP-RC-2010-23
FOR THE PERIOD FROM JUNE 16, 2012 THROUGH NOVEMBER 16, 2012
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[SHERIFF'S DEPARTMENT]
(\$144,584)**

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

WHEREAS, The Director of Purchasing let bids for services at the Rockland County Police and Public Safety Academy under RFP-RC-2012-23 for management, training and consultant services; and

WHEREAS, The award for Use of Force Coordinator was made to PTD Systems, Inc., 2 Edgebrook Lane, Monsey, New York 10952; and

WHEREAS, The County entered into an agreement with PTD Systems, Inc., 2 Edgebrook Lane, Monsey, New York 10952, for said services, on February 14, 2011 in an amount not to exceed \$76,718, for the period from January 1, 2011 through December 31, 2011; and

WHEREAS, By Resolution No. 166 of 2012 the Legislature of Rockland County approved the extension of and amendment to the agreement in excess of \$100,000 with PTD Systems, Inc. 2 Edgebrook Lane, Monsey, New York 10952 for Use of Force Coordinator Services at the Rockland County Police Academy under RFP-2010-23 in the additional amount of \$35,408, for the term period from January 1, 2012 through June 15, 2012, and for a total contract not to exceed \$112,126; and

WHEREAS, The Sheriff recommends that the County enter into an amendment and extension to the agreement with PTD Systems, Inc., 2 Edgebrook Lane, Monsey, New York 10952, for the period from June 16, 2012 through November 16, 2012, in an additional amount of \$32,458, for a total contract sum not to exceed \$144,584, for Use of Force Coordinator services at the Rockland County Police and Public Safety Academy, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and

WHEREAS, Sufficient funding for this agreement exists within the 2012 budget of the Sheriff's Department 3120-E4090; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the amendment and extension to the agreement, in excess of \$100,000 with PTD Systems, Inc., 2 Edgebrook Lane, Monsey, New York 10952, for the period from June 16, 2012 through November 16, 2012, in an additional amount of \$32,458, for a total contract sum not to exceed \$144,584, for Use of Force Coordinator services at the Rockland County Police and Public Safety Academy, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and be it further

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

SCHEDULE 'A'

Use of Force Coordinator

Police Training Division, (the Contractor) will work under a job performance based evaluation, for a fee of \$32,458.03 payable bi-weekly at a rate of \$2,950.73.

Term of the contract: June 16, 2012 to November 16, 2012.

The Contractor will insure that ALL equipment is installed properly and operational as required for training at the Tilcon firearms Training Facility for the term of this contract. The Contractor will train selected instructors to use these state-of-the-art computer controlled reactive targets and running targets.

The Contractor shall receive during this period, time off without penalty for professional conferences and other professional responsibilities as agreed upon between the Contractor, the Director and the Governing Board of the Academy.

Notwithstanding any provisions to the contrary, the Contractor shall be reimbursed for those professional conferences, schools and training sessions that he is directed to attend by the Governing Board of the Academy.

The Contractor shall be indemnified under Local Law # 10 of 1996.

The Contractor shall perform the duties outlined in the attached appendix.

Introduced by:

Referral No. 5327

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

**RESOLUTION NO. 362 OF 2012
APPROVING AMENDMENT AND EXTENSION TO AGREEMENT
IN EXCESS OF \$100,000 WITH STEVEN HEUBECK
IN THE ADDITIONAL AMOUNT OF \$32,111, FOR
A TOTAL CONTRACT SUM NOT TO EXCEED \$143,041
FOR IN-SERVICE AND SPECIALIZED TRAINING COORDINATOR AT
THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY
UNDER RFP-RC-2010-23
FOR THE PERIOD FROM JUNE 16, 2012 THROUGH NOVEMBER 16, 2012
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[SHERIFF'S DEPARTMENT]
(\$143,041)**

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

WHEREAS, The Director of Purchasing let bids for services at the Rockland County Police and Public Safety Academy under RFP-RC-2012-23 for management, training and consultant services; and

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

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

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

WHEREAS, The Sheriff recommends that the County enter into an amendment and extension to the agreement with Steven Heubeck, 185 Old Kings Highway North, Darien, CT 06820, for the period from June 16, 2012 through November 16, 2012, in an additional amount of \$32,111, for a total contract sum not to exceed \$143,041 for In-Service and Specialized Training Coordinator at the Rockland County Police and Public Safety Academy; and

WHEREAS, Sufficient funding for this agreement exists within the 2012 budget of the Sheriff's Department 3120-E4090; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the amendment and extension to the agreement, in excess of \$100,000 Steven Heubeck, 185 Old Kings Highway North, Darien, CT 06820, for the period from June 16, 2012 through November 16, 2012, in an additional amount of \$32,111, for a total contract sum not to exceed \$143,041, for In-Service Specialized Training Coordinator at the Rockland County Police and Public Safety Academy, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and be it further

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

SCHEDULE "A"

In-Service and Specialized Training Coordinator

Steven Houbeck, (the Contractor) will work under a job performance based evaluation, for a fee of \$32,111.53 payable bi-weekly at a rate of \$2,919.23.

Term of the contract: June 16, 2012 to November 16, 2012.

The contractor shall receive during this period, time off without penalty for professional conferences and other professional responsibilities as agreed upon between the Contractor, the Director and the Governing Board of the Academy.

Notwithstanding any provisions to the contrary, the Contractor shall be reimbursed for those professional conferences, schools and training sessions, that he is directed to attend by the Governing Board of the Academy.

The Contractor shall be indemnified under Local Law # 10 of 1996.

The contractor shall perform the duties outlined in the attached appendix.

The next item on the agenda, 10 A 18, Referral No. 2994 - Determining That The Variances Identified In The Bids Of Brega Transport Corp., MV Transportation And Rockland Transit Corp. Are Material And Rejecting Said Bids As Non-Responsive To The Requirements Of RFB-RC-2012-002 For Transit Operations And Maintenance, was pulled, because no action was taken at the Budget and Finance Committee meeting.

Introduced By:

Referral No. 9075

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

**RESOLUTION NO. 363 OF 2012
 AUTHORIZING AND APPROVING THE SALE OF COUNTY
 OWNED REAL PROPERTY LOCATED AT
 2 NEW HEMPSTEAD ROAD, NEW CITY, NEW YORK
 [DEPARTMENT OF BUDGET AND FINANCE]**

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

WHEREAS, By Resolution No. 191 of 2012, the Legislature of Rockland County authorized the sale of County owned real property located at 2 New Hempstead Road, New City, New York, by public advertisement in accordance with County Law §215; and

WHEREAS, The Director of Purchasing advertised for public sale the County owned real property located at 2 New Hempstead Road, New City, New York in accordance with County Law §215; and

WHEREAS, The Director of Purchasing solicited bids for the sale of the County owned real property located at 2 New Hempstead Road, New City, New York under RFP-RC-2012-009 (the "RFP"); and

WHEREAS, Two (2) interested parties responded and submitted bids: (1) Koenig Management and (2) JP Morgan Chase & Co.; and

WHEREAS, JP Morgan Chase & Co. submitted the highest and best offer at Four Million Dollars (\$4,000,000.00); and

WHEREAS, The Real Property Tax Officer recommends that the Legislature of Rockland County approve the sale of the parcel known as 2 New Hempstead Road, New City, New York, for the amount of \$4,000,000.00 to JP Morgan Chase & Co.; 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 this Legislature has met, considered and approved this resolution, however, it was approved within 120 hours of the full legislative meeting and was deemed an immediate need by its Chair, now, therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the sale of the parcel known as 2 New Hempstead Road, New City, New York to JP Morgan Chase & Co. for the amount of \$4,000,000.00, approves the transfer of title to the parcel by deed, and authorizes execution by the County Executive of all necessary documents, subject to the approval of the County Attorney.

Debate:

Chairwoman Cornell

This property is the Bank of New York building, which is owned by the County of Rockland. It is being sold to the tenant JP Morgan Chase for \$4,000,000.00.

Mr. Meyers

What did we pay for the building? Were there other bidders for the building?

Mr. Schoenberger

I don't recall what we paid for it, because it was six or seven years ago. Staff is telling me \$2,500,000 is what they believed we paid for it. There were three bidders and I believe we have a million dollars outstanding that still has to be paid off. Plus we had rented it to the Bank of New York for all these years and in between to continue the lease the Bank of New York at one point gave us a flat sum of \$1,000,000 in addition to rent.

Mr. Meyers

For all I can tell this seems like a very good deal for us in the current market. I am surprised we actually did so well. The one reservation that I have, but it is not something that would cause me not to vote for it, because we need the money, one that I think Madam Chair shared, which is Rockland County government will be back at some point and I just hope that the expense of getting additional space convenient to and close to our government offices will not be higher than what we are selling this for now. I worry about that.

Introduced By:

Referral No. 5614

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

**RESOLUTION NO. 364 OF 2012
 AUTHORIZING AND APPROVING THE SALE OF COUNTY
 OWNED REAL PROPERTY LOCATED AT
 185 NORTH MAIN STREET, SPRING VALLEY, NEW YORK
 [DEPARTMENT OF BUDGET AND FINANCE]**

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

WHEREAS, By Resolution No. 184 of 2012, the Legislature of Rockland County authorized the sale of County owned real property located at 185 North Main Street, Spring Valley, New York, by public advertisement in accordance with County Law §215; and

WHEREAS, The Director of Purchasing advertised for public sale the County owned real property located at 185 North Main Street, Spring Valley, New York in accordance with County Law §215; and

WHEREAS, The Director of Purchasing solicited bids for the sale of the County owned real property located at 185 North Main Street, Spring Valley, New York under RFP-RC-2012-008 (the "RFP"); and

WHEREAS, Three (3) interested parties responded and submitted bids: (1) Village of Spring Valley (2) JR, LLC and (3) Cong. Khal Bais Shmiel; and

WHEREAS, Cong. Khal Bais Shmiel submitted the highest and best offer at Four Million Two Hundred Thousand Dollars (\$4,200,000.00); and

WHEREAS, The Real Property Tax Officer recommends that the Legislature of Rockland County approve the sale of the parcel known as 185 North Main Street, Spring Valley, New York, for the amount of \$4,200,000.00 to Cong. Khal Bais Shmiel; 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 this Legislature has met, considered and approved this resolution, however, it was approved within 120 hours of the full legislative meeting and was deemed an immediate need by its Chair, now, therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the sale of the parcel known as 185 North Main Street, Spring Valley, New York to Cong. Khal Bais Shmiel for the amount of \$4,200,000.00, approves the transfer of title to the parcel by deed, and authorizes execution by the County Executive of all necessary documents, subject to the approval of the County Attorney.

Debate:

Mr. Earl

What was the property appraised for? Is there money owed on it?

Mr. Schoenberger

The Village of Spring Valley bid something like \$1,700,000, and the other bidder bid something like \$3,000,000 and this bidder bid \$4,200,000. I do not recall the appraised value, but it is far below what we are getting paid for it. This property has been owned free and clear by Rockland County for many years.

Mr. Earl

So the Village of Spring Valley was never considered with such a low bid?

Mr. Schoenberger

When this was first put up for bid we amended the resolution sent over from the administration to add that any municipality who wished to bid could bid as well. The resolution was originally written to a private sale and we amended it to add that a municipality could be bidder as well. As it turns out Spring Valley bid something like \$1,700,000 and another bidder bid \$4,200,000. I wouldn't mind selling it to Spring Valley, but we have to get the most money we can for the County of Rockland.

These two sales together will generate something like \$8,200,000. The County Executive originally purposed the sale of these two buildings in the 2012 budget for \$5,000,000 as the projected amount for the sale to be used to offset the deficit. We can do that now, put \$5,000,000 to offset the deficit and still have \$3,00,000 for operating expenditures or put the whole \$8,200,000 to the reduction of the deficit.

Mr. Meyers

Imagine the County Executive underestimating revenues. I thought I had seen and heard every thing since I have been in County government, but that is a new one.

Mr. Schoenberger

It only goes to show that the estimation of revenue, certainly in County government, is not an exact science.

Introduced by:

Referral No. 5614

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

**RESOLUTION NO. 365 OF 2012
 APPROVAL OF AN AMENDMENT TO THE PAYMENT IN LIEU
 OF TAXES (PILOT) AGREEMENT BETWEEN
 DER SPECIALTY PRODUCTS, LLC AND D & E REALTY CO.,
 TOWN OF CLARKSTOWN, CLARKSTOWN CENTRAL SCHOOL DISTRICT,
 COUNTY OF ROCKLAND, AND THE COUNTY OF ROCKLAND INDUSTRIAL
 DEVELOPMENT AGENCY, LLC, FOR PROPERTY LOCATED AT
 200 NORTH ROUTE 303, WEST NYACK, NEW YORK
 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
 [DEPARTMENT OF FINANCE]
 [PILOT]**

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

WHEREAS, By Resolution No. 410 of 2011 the Legislature of Rockland County approved the agreement with DER Specialty Products, LLC and D & E Realty Co., located at 200 North Route 303, West Nyack, New York; and

WHEREAS, The owner, D & E Realty Co., and the occupant and tenant, DER Specialty Products, LLC, have asked that the affected taxing jurisdictions waive the requirement of providing a Letter of Credit to secure the PILOT payments and in place thereof establish an escrow account for the PILOT Payments as they become due with the Rockland County Industrial Development Agency and the Rockland Economic Development Corporation; and

WHEREAS, It has been determined that it would be in the best interest of all parties that this amendment be allowed for an escrow of PILOT Payments in the manner that a bank provides for an escrow of tax payments in connection with a mortgage; and

WHEREAS, The Rockland Economic Development Corporation will serve as the escrow agent pursuant to the Amendment to the Pilot Agreement, a copy of which is annexed hereto; and

WHEREAS, The Town of Clarkstown, the Clarkstown School District, the County of Rockland Industrial Development Agency and the Rockland Economic Development Corporation have approved the agreement, and

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

RESOLVED, That the Legislature of Rockland County hereby approves the amendment to the Payment In Lieu of Taxes (PILOT) agreement with DER Specialty Products, LLC and D & E Realty Co., Town of Clarkstown, Clarkstown School District, County of Rockland and County of Rockland Industrial Development Agency for payment to the County of Rockland for monies in lieu of taxes as set forth in the attached agreement, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and only upon the agreement of all parties.

AMENDMENT TO PILOT AGREEMENT

WHEREAS, DER SPECIALTY PRODUCTS, LLC, a New York limited liability company with offices at 200 North Route 303, West Nyack, New York ("Lessee") and D & E REALTY CO., a New Jersey corporation with an address at Mandelbaum & Mandelbaum, 80 Main Street, Suite 510, West Orange, New Jersey 07052, Attention: David Mandelbaum, Esq. ("Owner"), the TOWN OF CLARKSTOWN, New York (the "Town"), the CLARKSTOWN CENTRAL SCHOOL DISTRICT, New York (the "School District"), the COUNTY OF ROCKLAND, New York (the "County") and the COUNTY OF ROCKLAND INDUSTRIAL DEVELOPMENT AGENCY, a New York public benefit corporation with offices at Two Blue Hill Plaza, Pearl River, New York 10965 (the "Agency"). have entered into a Payment in Lieu of Taxes Agreement ("PILOT Agreement") dated September 4, 2011 regarding premises located at 200 North Route 303, West Nyack, New York (the "Premises"); and

WHEREAS, as security for payment of the amounts due pursuant to the PILOT Agreement, the PILOT Agreement requires the Lessee to provide a Letter of Credit in an amount equal to the real estate taxes and school taxes which would be due and payable with respect to the first year of the PILOT Period as if Lessee were the record owner of the Project.; and

WHEREAS, in lieu of the Letter of Credit for security for the PILOT Payments, the Lessee has requested to use the escrow arrangement made available by the Agency with the ROCKLAND ECONOMIC DEVELOPMENT CORPORATION ("REDC"), which escrow arrangement requires an initial deposit plus monthly payments to an account maintained by the REDC for payment of the PILOT Payments.

NOW THEREFORE, in consideration of the mutual promises set forth herein and other valuable consideration, which the parties acknowledge is sufficient and adequate consideration, the parties hereby agree as follows:

1. Insert new Paragraph 9 (c) to the PILOT Agreement which shall read as follows:

“(c) Owner and Lessee acknowledge and agree that the County is a party to this Agreement solely for notice and collection/payment purposes. Owner and Lessee agree to pay the full amount of the County tax which Owner and Lessee would have paid if the Agency were not involved in the Project. Owner and Lessee further agree that if the County PILOT Payment is not paid when due, it shall be subject to a late payment penalty and shall bear interest in accordance with the provisions of paragraph 4 of this Agreement.”

2. Paragraph 9 (b) of the PILOT Agreement shall be and hereby is amended to read as follows:

“Failure of Lessee to comply with the terms of the PILOT Escrow Agreement referred to in Paragraph 20 of this Agreement; or”

3. Paragraph 11 is amended to read as follows:

“The parties agree that the Agency shall have the authority to appoint a PILOT Escrow Agent to perform the duties and obligations contained herein. The Agency hereby appoints the Rockland Economic Development Corporation to act as the PILOT Escrow Agent. Lessee agrees to pay the PILOT Payments when due to the PILOT Escrow Agent, by check or bank draft payable at a bank in Rockland County, New York. The County, Town and School District consent to and agree that the Rockland Economic Development Corporation (“REDC”) shall act as their PILOT Escrow Agent pursuant to this Agreement, and shall allocate and pay to the School District, County and Town their respective payments as and when received.”

4. Paragraph 20 of the PILOT Agreement shall be and hereby is amended to read as follows:

“As security for the PILOT Payments or other payments required pursuant to this Agreement, Lessee shall enter into a PILOT Escrow Agreement with the Agency and the Rockland Economic Development Corporation (“REDC”) pursuant to which Lessee shall deposit with REDC amounts as set forth in the PILOT Escrow Agreement sufficient to pay fire district taxes, special district benefits or user charges, sewer and water rents, solid waste charges and other assessments or fees imposed on the Project Realty (collectively, “Special District Taxes”) and the PILOT Payments. Lessee hereby authorizes (a) the County, Town and School District and the PILOT Escrow Agent to send notices of all payments due for PILOT Payments and Special District Taxes to REDC and (b) REDC to pay such

PILOT Payments and Special District Taxes with funds deposited with REDC pursuant to the PILOT Escrow Agreement. If Lessee shall fail to make the payments required pursuant to the PILOT Escrow Agreement, this Agreement shall terminate upon notice from REDC as set forth in the PILOT Escrow Agreement.”

5. Paragraph 24(f) is amend to read as follows:

“If to PILOT Escrow Agent, to the Rockland Economic Development Corporation, Two Blue Hill Plaza, Pearl River, New York 10965, Attention: President.”

6. Capitalized terms used herein and not defined herein shall have the meanings set forth in the PILOT Agreement.

7. All provisions of the PILOT Agreement, except as amended herein, shall continue in full force and effect as set forth in the PILOT Agreement.

8. This Amendment may be executed in counterparts, each of which shall be deemed an original and all of which shall constitute one and the same instrument.

IN WITNESS WHEREOF, the parties have executed this Amendment as of the _____ day of March, 2012.

ATTEST/WITNESS:

DER SPECIALTY PRODUCTS, LLC

By:

Name: Daniel Reisen
Title: Managing Member

ATTEST/WITNESS:

D & E REALTY CO.

By:

Name: David Mandelbaum
Title: President

ATTEST/WITNESS:

TOWN OF CLARKSTOWN

By:

Name: Alexander J. Gromack
Title: Supervisor

ATTEST/WITNESS:

CLARKSTOWN CENTRAL
SCHOOL DISTRICT

By:

Name:
Title: Superintendent

ATTEST/WITNESS:

_____, Clerk
to the Rockland County Legislature

COUNTY OF ROCKLAND

By:

Name: C. Scott Vanderhoef
Title: County Executive

ATTEST/WITNESS:

COUNTY OF ROCKLAND
INDUSTRIAL DEVELOPMENT
AGENCY

By:

Name: Steven Porath
Title: Executive Director

ACCEPTED AND CONSENTED TO:

TOWN COMPTROLLER,
TOWN OF CLARKSTOWN

By:

Name:
Title: Comptroller

ACCEPTED AND CONSENTED TO:
PILOT ESCROW AGENT

ROCKLAND ECONOMIC
DEVELOPMENT CORPORATION

By:

Name:
Title:

**RESOLUTION NO. 366 OF 2012
WAIVE THE RULES OF THE LEGISLATURE
TO CONSIDER PROPOSED RESOLUTION
UNDER NEW BUSINESS**

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

RESOLVED, that the Rules of the Legislature be waived to consider Item 12 A, Resolution No. 367 of 2012 under New Business.

Introduced by:

Referral No. 8097

- Hon. Ilan S. Schoenberger, Sponsor
- Hon. Harriet D. Cornell, Sponsor
- Hon. Toney L. Earl, Sponsor
- Hon. Jay Hood, Jr., Sponsor
- Hon. Nancy Low-Hogan, Sponsor
- Hon. John A. Murphy, Sponsor
- Hon. Philip Soskin, Sponsor
- Hon. Frank Sparaco, Sponsor
- Hon. Aron B. Wieder, Sponsor
- Hon. Alden H. Wolfe, Sponsor

**RESOLUTION NO. 367 OF 2012
RESOLUTION OF INTENT AND AUTHORIZING THE COUNTY EXECUTIVE
TO DEVELOP A PLAN REGARDING THE FUTURE OF THE NURSING
HOME SO A DECISION CAN BE EFFECTUATED BY THE LEGISLATURE
AND EXECUTIVE BEFORE THE END OF YEAR 2012, INCLUDING BUT
NOT LIMITED TO SALE, LEASE, CLOSURE OR REDUCTION TO A
SIZE AND SCOPE BY WHICH IT CAN BE PROFITABLE**

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

WHEREAS, Rockland County owns and operates a Nursing Home at its Pomona Health Complex, which Nursing Home has 341 of beds, of which 255 are currently occupied; and

WHEREAS, the Nursing Home, which was once a profitable operation for the County, has been operating at a loss for the last few years, which has contributed to a negative cash flow to the County of Rockland; and

WHEREAS, Rockland County has a deficit, which is currently estimated to be somewhere between 80 million and 95 million dollars; and

WHEREAS, the Legislature of Rockland County and the County Executive have worked to reduce the deficit so as to stabilize the finances of Rockland County and have taken remedial action, including raising property taxes, developing new sources of revenue, initiating charge-backs as authorized by State Law, instituting three early retirement incentives (two Rockland County retirement incentives and one New York State retirement incentive) which have reduced the number of employees in Rockland County government by 583, below the number of County employees in 1983, and various other measures designed to reduce the cost of county government; and

WHEREAS, in calendar year 2012, Rockland County government will raise approximately 80 million dollars in real property taxes, but will pay over 150 million dollars a year in unfunded state mandates; and

WHEREAS, the State of New York is chronically late and delayed in making the payment of state funds due and owing Rockland County at an average of 30 – 50 million dollars at any given time—sometimes for more than a year; and

WHEREAS, Rockland County's financial rating was recently downgraded by Moody's; and

WHEREAS, after the Moody's downgrade, the legislative leadership, the County Executive and members of the administration met with Moody's, Standard and Poor's and Fitch Ratings to discuss the financial health of Rockland County; and

WHEREAS, as a result of that meeting, Moody's removed the negative watch on Rockland County's finances and further stated in their report "The negative outlook reflects...continued pressures from the county run nursing home..." and further states under the category titled "What Could Make the rating Go Up (Removal of the Negative Outlook)" "Clear and decisive plans to reduce the county's liability to the nursing homes annual losses"; and

WHEREAS, Rockland County has 12 collective bargaining units whose contracts expired on December 31, 2010, and to date, there has not been a successful conclusion to the negotiations for new collective bargaining agreements with those unions; and

WHEREAS, until those collective bargaining agreements are concluded, under State law, the "Triborough Rule" applies so that the terms and conditions of employment cannot be unilaterally changed by the County of Rockland; and

WHEREAS, Rockland County hired consultants who recently issued a report commonly known as the "Toski Report", which recommended that Rockland County transfer the Nursing Home to a public benefit corporation, which report was presented to the Legislature and our State representatives; and

WHEREAS, in 2011 the County of Rockland asked the State Legislature to allow the County of Rockland to create a Public Benefit Corporation to pursue the option of transferring the Nursing Home and related facilities to a Public Benefit Corporation; and

WHEREAS, in both the 2011 and 2012 sessions of the State Legislature, the State refused to pass a law to allow Rockland County to create a Public Benefit Corporation; and

WHEREAS, in January 2012, Rockland County requested of the New York State Legislature, a deficit bond in the amount of 80 million dollars to be paid back over 10 years, which would be financed by an increase in sales tax of 3/8 of 1 percent sales tax to be placed in a lock box and used to fund the deficit bond, which sales tax would have had a minimal impact on residents and shoppers; and

WHEREAS, this home rule request was bi-partisanly introduced in the State Assembly by Assemblywomen Jaffee and Rabbitt and a similar modified bill was proposed by Assemblyman Zebrowski; and

WHEREAS, Rockland County's State Senator David Carlucci refused to introduce that home rule request into the State Senate since the home rule request proposed an increase of sales tax of 3/8 of one percent; and

WHEREAS, as a result thereof, the Legislature of Rockland County supported a new home rule request (Assembly Bill A10707 and Senate Bill S7736) for a deficit bond for 80 million dollars to be paid over ten years without requesting the state to authorize any increase in taxes since the County was led to believe that such a request would be more favorably received by the State; and

WHEREAS, Assembly Bill A10707, with strong support by Assemblypersons Ellen Jaffee, Annie Rabbitt and Kenneth P. Zebrowski, passed the New York State Assembly; and

WHEREAS, Senate Bill S7736 while sponsored by State Senator Carlucci, was never even placed on the agenda of the appropriate committee and as a result thereof, Rockland County did not receive state authorization for the much needed deficit bond; and

WHEREAS, as a result of the failure of the State Legislature to act on behalf of Rockland County and give Rockland County the same kind of relief and support that it has given numerous other municipalities in New York State, Rockland County has no choice but to further cut services to Rockland County residents and to find additional increases in revenue; now therefore be it

RESOLVED, that the Legislature of Rockland County, working with the County Executive, hereby sets forth our intention to decide the future of the County Nursing Home located at the Pomona Health Complex before the end of year 2012, since to sell or transfer it to a Public Benefit Corporation as recommended in the Toski Report, is no longer a viable option, the County of Rockland is limited to either selling the Nursing Home to a private entity, selling it to a local development corporation (LCD), closing the Nursing Home entirely or reducing it to a size and scope by which it could be profitable; and be it further

RESOLVED, that the Legislature of Rockland County hereby authorizes the County Executive to devise a plan for the ultimate disposition of the Nursing Home, including but not limited to the above choices, including recommendations to be made to the County Legislature regarding personnel and staffing and other related operational costs within 90 days of the adoption of this resolution, and be it further

RESOLVED, that the County Executive is hereby authorized to make such applications as may be necessary and required to the New York State Department of Health and any other state agency as may be required to effectuate the purpose of this resolution; and be it further

RESOLVED, that it is the intention of the Legislature of Rockland County to work closely with the County Executive and to come up with a plan for the ultimate disposition of the Nursing Home by no later than the end of 2012.

The vote resulted as follows:

| | | |
|---------|----|--|
| Ayes: | 15 | (Legislators Carey, Earl, Grant, Hood, Jr., Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Sparaco, Wieder, Wolfe, Cornell) |
| Nays: | 01 | (Legislator Jobson) |
| Absent: | 01 | (Legislator Day) |

Debate:

Mr. Carey

My concern with this and why I didn't sign on to second this is that in the fourth Resolved from the end it says, "or reducing it to a size and scope by which it could be profitable" as an options. I sat here through all of the Toski presentations and what I came away with very clearly was that last sentence, which talks about "or reducing it to a size and scope by which it could be profitable." I feel based on what I heard that is not a viable alternative that the County Executive should consider. The reason I am stating that is because I heard very loud and clear that the revenues are dropping and will continue to drop. Through no fault of their own there is no way that is going to be turned into a profitable business. I think Legislator Schoenberger said it himself that it is very clear that the State wants to get out of this business. I also heard loud and clear that all services can be handled by the private sector, which was very clearly stated by the consultants. I also heard loud and clear something that they are not the provider of last resort. In fact it was stated by the consultants that those without money and means are not using those facilities. The reason I want to limit the scope here is really need to do something quickly. I know that the PBC has been taken off the table. I really feel this has to be taken off the table so the County Executive can really focus on what is viable. A potential idea is we can combine ours with other counties that are trying to get out of the business to make it more attractive to potential bidders rather than doing it piecemeal, because what was also made clear was scope is very critical in this business. One provider by itself does not have the scale needed to compete in a market such as the nursing homes. So for those reasons I am going to make a motion to amend.

Mr. Schoenberger

I am not going to accept the amendment. My recollection of the Toski report, page 26, described the nursing home's operating costs. The nursing home was losing about \$8,000,000 per year. The same chart next to it described the long-term acute care beds in the hospital and we were making a profit of approximately \$4,000,000 per year.

I wrote this resolution with help. In drafting the resolution I sent a copy to all Legislators asking them to sponsor it and anyone who had a comment was welcomed to submit the comments and changes were made to the resolution based upon the comments I received from other Legislators. The people who chose to sponsor it are sponsors with me.

I did not want to include any options from consideration. One of the things that was said by Toski representatives was that one of the options was to modify the nursing home in some way that it would be unique or special and therefore we could continue operating it. It could be rehabilitation hospital. It could do dialysis. We have an Alzheimer's and Dementia part. I did not want to preclude any option. When I asked about the possibility of converting it to an Alzheimer's and Dementia facility the Toski representative said that he didn't believe that could be profitable, because he felt that it required more employees and more hands on service. Just because he opined that off the top of his head doesn't necessarily make it correct or fully binding upon all of us until something is more flushed out and studied.

The purpose of this resolution is to make a public statement and a statement to the rating agencies that we are prepared to separate from the nursing home. We want to separate the loss and keep the profit part. The loss being the nursing home and the profit being the long-term acute care beds. I don't want to tie the County Executive's hands in his review of this and take away options from him. He should have all the options available to him so that when he comes back to report to us we are able to weight those options.

It could be that you are completely right, Legislator Carey. It could be correct that there is no way that this could be reduced in size and scope and made profitable, but I don't want to preclude that option from the County Executive's selective list of possibilities and therefore with all due respect to you I will not accept the amendment.

Mr. Earl

I think Legislator Schoenberger put it in the right context. I don't think that we should handicap the County Executive. I think we should explore all options with this. To revise this would be limiting ourselves.

Mr. Murphy

I wish to address my colleagues here to encourage them to support Legislator Schoenberger's perspective. There are very many options that exist out there specializing on nursing homes that have not been explored. I will give you two examples. Right now there is a facility in New Jersey that specializes in machine dependent bed restricted people. These are people that alive on machines that help them breathe. It is mostly filled with New York State residents. New York State has over the years made inquiries about the facility being duplicated in New York so we could keep our Medicaid money in New York. Another alternative is the one that Billy Riccaldo, from the union, is exploring about us contracting with Castle Point or Montrose VA Hospital. There are two VA hospitals very far away from here, which makes it very inconvenient for veteran's needing medical services. So Billy is exploring that, which I think is exciting.

I would not want to leap to the conclusion that we could not find a smaller scale specialized nursing home operation. I myself have looked at the machine dependent one and I am excited about that. There is the whole question of dementia. I know that people think it is too expensive to operate a facility for dementia patients only, but I don't believe that is really true. I provide serves to people with dementia and I think that as we know more about the disease and as we develop a greater skill with it there is a possibility that we could develop a program to provide services for that population.

If you have a mom or pop go through the process of aging and contracted dementia and their son or daughter can no longer care for the, but they don't need the full services of bedside nursing care they windup in assisted living. Assisted living bankrupts them. Assisted living right now is \$8,000 to \$16,000 per month. So somebody who is essentially medically or physically healthy except for the condition of arterial sclerosis or dementia they could afford to pay less money in a better facility like we could build for them. There is a whole new exciting world out there of human care. It is coming around mostly because we have come to realize that the average citizen is living far longer than anybody ever anticipated. Regrettably, they are having diseases that require care that their children can't provide, but prevent them from living independently.

I would think this is an opportunity for us to explore it. If our research leads us to the conclusion that it is too expensive and we would lose money we don't have to implement them. I ask everybody, with due respect to my colleague Legislator Carey, to please leave that clause in there so that whatever resources our County Executive uses to explore all the possible small scale operations is done. Thank you.

Mr. Meyers

This resolution is not binding on the County Executive. The County Executive could still explore whatever options he wants. The main reason that I didn't sign on to it was because it was a non-binding resolution, which I assumed was designed to perhaps give some comfort to the rating agencies, as Legislator Schoenberger said, that we are willing to separate ourselves from the hospital. This clause runs contrary to that in essence by conveying to the rating agencies that maybe our options are broader, maybe we will keep it and reduce it a little bit and that doesn't sent clear guidance to the rating agencies. As far as the County Executive is concerned this resolution isn't really for him. He can do whatever he wants. He can explore whatever options he wants. He can present anything to this Legislature. I have the Toski report and reducing the size was not one of the options presented except for response to questions. Our consultants did discuss that and in many cases they seemed fairly negative on the idea of just reducing the size. I would like to narrow the option list to the options that were presented and the options that the State Legislature left us with and not include this, but if the County Executive wants to revisit it or people want to encourage it so be it. For the narrow purposes this resolution is for it is better to keep it narrower.

Mrs. Paul

I agree with Legislator Murphy's opinion about looking into different options. Expanding acute care beds we can get more reimbursement. The hard to take care at home patients need a place and it is an option if you increase the number of acute care beds in the nursing home.

Mr. Sparaco

I agree with pretty much everything that my colleagues were saying. I have the utmost respect for Legislator Murphy and I believe he is probably right about a whole new exciting world of human care out there. The bottom line is, in my opinion, in my five years of being involved in County government I have very rarely seen if there were options on the table the right option chosen. I am afraid, in my opinion, that keeping the hospital open by downsizing it is the least appealing option in my mind. I feel that whoever replaces me whenever will be dealing with this hospital and the problems that come with it for as long as this government exists with this hospital hung around its neck. I think that selling the hospital and putting the property on the tax rolls is something that years of inaction have brought us to.

I vote for the PBC and then I voted against the PBC, because the bottom line is I just don't feel like we can leave the wrong option on the table, because this government is going to take the wrong path. If I was in a casino and there were people from this government there betting on red I would bet black. Every decision I see them make most are wrong. I look it as my obligation to try to stop them from making those wrong decision and if that means taking the option off the table I am all for it.

Mr. Schoenberger

Legislator Meyers is correct when he says that this is non-binding on the County Executive. This Legislature cannot bind the County Executive. This Legislature cannot order the County Executive to do anything. We are a separate, but equal branch of government. One branch of government cannot order another branch of government to do something.

This resolution, when it was drafted, was not only sent by me to all Legislators it was also sent to the County Executive's office. As a result of my conversations with his staff the second Resolved, which wanted a response by the County Executive within ninety days of adoption of the resolution was originally written for sixty days. It was his staff that asked me to make it ninety days to give them more time to weigh their options. His office has had input into this resolution already. I did that intentionally, because I have found that it is better to cooperate and try to work harmoniously when you are dealing with issues as major as this than it is to get into territorial disputes over a number of days or anything else. To the extent that we don't have the power to order the County Executive or the resolution is not binding upon the County Executive that is absolutely correct. In that respect Legislator Meyers is correct.

Mr. Carey

Right now the layoffs and things that we are looking at are tactical. We are clearly at a point where we need strategic decisions. I think the peanut spreading of cuts across all departments is hamstringing the County government. There are some departments and services that only the County can do and we should be investing in those. Instead we are equally sharing the pain across. While it sounds good in reality it is not the way to get out of the hole we are in.

What I did hear loud and clear from the consultant was we are talking about industries that are roughly 2.9% margins, very tight margins. When I asked him in his experience what would it take and could the way we approach it today work his answer was that it would only happen under the auspices of a Control Board. Regarding the LTCH beds, our crown jewel, I heard loud and clear that in December of this year there is going to be decisions made about the status of them. They are frozen as they are now. We could move them to somewhere else. Potentially the feeling of the consultants is that the freeze would be lifted in December and we could do with that what we will. I also heard them tell us that the Federal government does not like the fact that they have to reimburse counties at a higher rate for the LTCH services than they can at a regular hospital. Their feeling was that over time they would take away that differential and therefore that crown jewel would probably be negated and business as usual.

I really think that we have to take a long hard look at this, make a strategic decision and invest in the areas that government can do and does best. If there are functions that could be better served in the private sector, as painful as that is, we are not having this conversation if we are \$90,000,000 in debt. The problem is that business model has shifted and it shifted towards companies with 300 hospitals that have one CFO and one CEO. They can spread the high costs across 300, but we have one and those numbers don't work. I just hope that folks can consider that instead of jeopardizing the whole body we might have to sacrifice an arm.

Mr. Murphy

I want to add some clarity visa-vie specificity for the purpose of our TV audience and frankly the people that are in this room. There are three distinct operations up in Summit Park. We own a hospital that has 100 long-term acute care beds. It is a hospital and it is not part of this resolution. They are inter-using hospital and nursing home and they shouldn't be. We have a 100-bed hospital, which is very profitable. It has 100 of the only 400 such beds in the nation. Half of those beds are for medical care and the other are inpatient psychiatric beds. The inpatient psychiatric beds have been reduced to about twenty and they are going to disappear and reappear in Nyack Hospital. We are talking about a 340 plus traditional bedside care nursing home in this resolution, not the hospital and not the long-term care beds. I believe we should not and cannot operate the nursing home. I do believe the space and the license can be used not for a smaller traditional bedside nursing care facility, but for specialty facilities, for example, renal care where everybody has to have dialysis or machine dependent people. I think we have to get out of the traditional bedside nursing home business. This kind of definitiveness and specificity is being lost by mixing up the hospital and nursing home. Thank you.

Mr. Earl

This referral is actually asking the County Executive to explore options. It looks like we are trying to hash it out here and we are pulling the cart before the horse. Why don't we go ahead and give this to the County Executive. I am very curious and interested to see what he comes back with. This is not etched in stone. We have equal participation with whatever decision he comes back with.

Chairwoman Cornell

I really appreciate Legislator Carey's depths of interest and the hard work he has put in to attending all of the meetings and listening carefully. I didn't here the same thing you did, Legislator Carey, with regard to the Toski folks turning down or not giving us an option with regard to a smaller facility. Be that as it may, I think that it is very important to recognize the fact that the Certificate of Need that we have to build a smaller more modern facility is actually quite a valuable opportunity for us. I do remember them talking a number of times about finding a niche for the Summit Park Nursing Home that could make it possible. Nor did I entirely agree with Mr. Bonk when he felt that all of the nursing home patients could be placed in private sector nursing homes. I think that is something that we have to explore more. I think there are people that are difficult to place and there is a mission for the County in terms of providing a haven and a place for people who are hard to place for whatever reason.

I certainly want to leave that option in there. As Legislator Schoenberger said just to give the County Executive this scope of opportunities in terms of coming back to us. The whole idea however of all of this is that a decision be made and that we not let this go on and on, but make a decision on one way to proceed. I would not vote for the amendment, but I do appreciate all the work that you have put into coming up with this thought and spending as much time as you did on the report.

Mr. Carey made a motion to amend to eliminate the words “or reducing it to a size and scope by which it could be profitable” from the first Resolved, which was not accepted by Mr. Schoenberger, but was seconded by Mr. Sparaco and failed.

The vote resulted as follows:

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|---------|----|--|
| Ayes: | 04 | (Legislators Carey, Jobson, Meyers, Sparaco) |
| Nays: | 12 | (Legislators Earl, Grant, Hood, Jr., Low-Hogan, Moroney, Murphy, Paul, Schoenberger, Soskin, Wieder, Wolfe, Cornell) |
| Absent: | 01 | (Legislator Day) |

Mr. Meyers

I support this resolution. I am not going to vote no just because the amendment that I favored did not pass. I am disappointed with the timetable. I would like to see a fast timetable in terms of having a resolution ready for our August meeting seeking evaluation and authorizing expenditure for evaluation. I would like to see the County Executive's office be spending the balance of this month, before our next meeting, drafting a request for bids so we can go out for bids in August. I don't want to see that we are only first deciding what direction we want to go in at the end of the year and then we first need to get evaluations. How could the County Executive determine what direction he wants to recommend without have evaluation, without seeing what sort of bids are out there for different scenario's and actually the Toski group did recommend doing that at the earliest opportunities. I would like to see the County Executive put forth those resolutions in time for our August meeting so we can evaluate the options and so we can hit the ground running should we want to take one of those options.

I have to disagree with my colleague Legislator Earl; I am not exciting about the County Executive weighing the various options. If past history is any guide he sought a PBC without any investigation or really ideas at all to plug a budget hole that he was presenting. Then he sought he defund the hospital altogether the next year, which wasn't even a legal thing to do. So in terms of deliberateness I don't see that area of the building coming up with a lot of deep thinking and deep thoughts. I don't think we should count on that. I think if we want to have deep thinking and deep thoughts it better come from us working with Toski and looking at the evaluation. If he doesn't come up with a resolution for evaluation we should do it at our next meeting. We should start having people draft an RFP, because if we are counting on him to weigh the various options in a very deliberate Supreme Court kind of way you are looking for the wrong person to do that kind of task. Thank you.

Mr. Carey

I want to thank my colleagues for considering my amendment. I just want to help give the Executive some direction coming from us. I understand where we stand as a body on this. I am not going to stand in the way of this motion and I am going to support it. I will just make sure I keep giving my 2-cents as this thing progresses. Thank you.

Mr. Grant

My faith has also been shaken in the ability in the administration to move projects forward in a timely fashion. At this critical juncture I am torn between supporting this resolution and opposing it. It doesn't seem to me that there has been this critical need to focus energy and to have a sense of urgency to move not just this item forward, but we heard last night and tonight again about a \$70,000,000 bus project that hasn't been moved to conclusion yet. The contract negotiations for our largest union and eleven other unions have not been moved to successful conclusion yet. The successful conclusion of those contract negotiations would add clarity to the process of resolving this hospital issue and that has not been done yet. We spent a lot of time this Winter and Spring trying to move the financial discussion forward, trying to resolve the deficit problem and trying to implement a plan that would meet our financial needs, and allow us to operate, address the deficit problem and position us for a better more accurate and reasonable budget next year. We have not been able to focus our greatest attention on this very important issue of the hospital, nursing home and mental health quite yet. I am a little bit reluctant to direct a resolution to the County Executive and abdicating our authority, responsibility and energy to get it done. I expressed some of my concerns regarding timing to the sponsor and the Chair. I would hope there would have been a date that preceded the budget, because in the past we have had holes in the budget. The original proposal for the PBC, which we place our faith in and it didn't get done and the subsequent bonding of the PBC or the cost that were imposed by the bonding the PBC that followed. I was hoping that we would have had some direction before the budget was submitted so that if the proposals were rejected or accepted there would be greater clarity for the budget process going forward.

I appreciate the intent of the sponsor and recognize the importance of sending signals to the financial community about how the hospital will proceed. My hope would have been that the leadership on this issue would have come from the administration and that the administration would have come to the Legislature with a laid out plan for the next 30-60-90 days in dealing with the hospital requesting authorization to do it. He should have asked us to support his effort and we have not seen that so the alternative becomes a resolution like this. I appreciate the sponsor Legislator Schoenberger moving it forward. I am not convinced that it will necessarily get the job done. If we are going to take the greater responsibility for it recognizing that we move a lot slower than the administration can, because everything we do has to be done in public and with the utmost transparency. I am not suggesting that there is anything amidst, but they get to work with department heads with the County Executives staff together in working through problems and discussing options, but here it becomes a little bit stickier. When doing it in public for all to see there is often political posturing, often ideas that haven't been fleshed out before we get to the meeting and often a lack of information, because this Legislature does not have the breathe and depth of staff necessary to accomplish the same things that the administration can. It is very difficult for us to do.

If we are going to take on any additional role here the work of the Legislature has to come first. It is going to be inconvenient, because we are in summer session, which typically requires us to meet less frequently. We can't meet the quorums that are necessary for a committee. Last night it was intended to be a joint Planning and Public Works Committee with Budget and Finance Committee meeting, but it become clear last Thursday to the Clerk to the Legislature that there wouldn't be a sufficient number of Planning and Public Works Committee members available for that part of the meeting so I abdicated to Budget and Finance Committee to take on those items so they wouldn't be slowed down so we would be able to move forward and not be accused of dragging our feet or not getting the work done. Despite those best efforts of Budget and Finance Committee there were items left on the table that did not get discussed tonight. The work of the Legislature has to come first and has to be a priority. I know people have other obligations and meetings that they want to attend and other things they want to do and planned vacations, but to get this very important work done would require that we all make a commitment to be here for the next couple of months.

I am hoping that other people have suggestions just how we do that. I am not sure that this resolution, as important as it might be to send the signals that it sends, will actually accomplish what we want to accomplish. Thank you.

Mr. Meyers offered a motion that the Rules of the Legislature be waived to consider Item 12 B, Referral No. 9309 - Resolution Calling Upon Governor Andrew Cuomo To Veto A10722A/S7722A Relating To Determinations Of Appropriate Educational Programs For Certain Students, under New Business, which was seconded by Mr. Sparaco and the motion failed.

The vote resulted as follows:

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|---------|---|---|
| Ayes: | 7 | (Legislators Carey, Grant, Low-Hogan, Meyers, Murphy, Sparaco, Cornell) |
| Nays: | 9 | (Legislators Earl, Hood, Jr., Jobson, Moroney, Paul, Schoenberger, Soskin, Wieder, Wolfe) |
| Absent: | 1 | (Legislator Day) |

Debate:

Chairwoman Cornell

Legislator Meyers, would you like to move the Waiver of the Rules and just state why you think it is an emergency as you put into your email.

Mr. Meyers

Madam Chair, I would be happy to, but first as a point of information I want to point out that the New Business item that we just did the mover was not asked to state why it was an emergency.

Chairwoman Cornell

For whatever reason it was on the agenda and this one was not.

Mr. Meyers

New Business is covered by Rule 149-11d. Whether it is added to the agenda or not it is still a new business item.

Chairwoman Cornell

It still needed a waiver and the sponsor did indicate to my recollection. I don't see the point of arguing that unless you wish to argue it. Would you like to move for a Waiver of the Rules?

Mr. Meyers

I would like to move for a Waiver of the Rules, because Rule 149-11d does require that the mover state why it is an emergency. Even though we never do that, we never ask the mover to state why it is an emergency, the reason here is fairly obvious. The State Senate and Assembly have passed the bill and it is sitting on the Governor's desk waiting for his action. Having this resolution go through committee might very well take place after the Governor had already made his decision so that is the emergency.

I would also want to point out to Madam Chair that under the rule the mover has to state why it is an emergency. It does not say in the rule, of course people can vote anyway they want, but it doesn't say in the rule that people should vote no, because they don't agree with the substance of it. It just requires that the mover state why it is an emergency in order to be considered by the Full Legislature under New Business. I would urge my colleagues not to vote no on the procedural issue just because they want to vote no on the substance. That is not the spirit or the wording of the rules and procedure of this body.

Chairwoman Cornell

Legislator Meyers has moved to Waive the Rules. Legislator Sparaco are you seconding it?

Mr. Sparaco

I second.

Chairwoman Cornell

There is a motion to Waive the Rules for this item of New Business. Everyone in favor of Waiving the Rules please raise your hands.

Legislator Meyers, Legislator Murphy, Legislator Carey, Legislator Sparaco, Legislator Grant, Legislator Low-Hogan, Legislator Cornell.

Those who are opposed to Waving the Rules please raise you hand.

Legislators Paul, Hood, Wieder, Schoenberger, Wolfe, Soskin, Moroney, Jobson, Earl.

Read the vote.

Mary Widmer, Deputy Clerk

7 Ayes, 9 Nays, 1 Absent.

Chairwoman Cornell

The Waiver of the Rules did not pass and therefore this particular item will not be taken up under New Business. It can go to a committee or it might be a better idea to write a letter that those who wish can sign and send it to the Governor. Even if we had voted on it tonight it still goes to the County Executive and might not be back in time be sent as a resolution.

Mr. Meyers

I have comments.

Chairwoman Cornell

To speak about what?

Mr. Meyers

This.

Chairwoman Cornell

No, we've passed this now, there is no Waiver and there is nothing else.

Mr. Meyers

We can do it under Legislators comments.

**RESOLUTION NO. 368 OF 2012
RECEIVE AND FILE 2011 ANNUAL REPORT FOR THE
ROCKLAND COUNTY DEPARTMENT OF SOCIAL SERVICES**

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

RESOLVED, that the Year 2011 Annual Report for the Rockland County Department of Social Services be and it is hereby received and filed.

The vote resulted as follows:

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|-----------|----|---|
| Ayes: | 15 | (Legislators Carey, Earl, Grant, Hood, Jr., Jobson, Low-Hogan, Meyers, Moroney, Murphy, Paul, Schoenberger, Soskin, Wieder, Wolfe, Cornell) |
| U.A. Nay: | 01 | (Legislator Sparaco) |
| Absent: | 01 | (Legislator Day) |

Comments from Legislators:Mr. Wolfe

I just wanted to make a comment tonight about the vote on the appointment. I certainly respect my colleagues right to vote as they see fit, however, I am disappointed with the process, which essentially was a use of Parliamentary Procedure to accomplish what can only really be characterized as recess appointment. I feel that it was an abdication of our right and our responsibility under our Charter to either confirm or reject an appointment. I don't think it is good government.

Mr. Meyers

I want to thank the seven Legislators that supported Waiving the Rules on my last motion. Please let me know if you would like to sign a joint letter to the Governor, which would probably have to go out tomorrow or Friday. I think that it was a mistake of this body and a wrong thing to do to not consider the substance of that resolution and actually was a violation of our rules. That is regrettable, because one of the things that this body supposedly prides itself on is congeniality and fairness and that was not fair and not a correct use of the rules. Also, the entire idea of stating what the emergency is total bologna. We pass resolutions all the time under New Business. We did so after there was an earthquake in Haiti and a variety of occasions. It is never about emergencies. It is only about emergency on the two occasions when I sought to do New Business. Either you apply the rules uniformly or you don't. It wasn't even asked for what the emergency was for the resolution that came right before this one.

The vote on Mr. Fortunato was another example, I feel, of lack of congeniality on this body. Yes, in Washington they are very good as using Procedural Rules to squelch debate and that sort of thing. New York State does that and was deemed to be one of the most dysfunctional State in the country. We are not supposed to be that way here. For people to craft a strategy of immediately going to table a resolution so that nobody can say anything unpleasant or disagreeable about Mr. Fortunato is just plain not the way this body should be operating. I think, my personal viewpoint, that if this body is going to move in the direction of these kind of things then certain leadership people in this body are going to find that they don't have the support of all of the people who they have counted on in the past for support and the leadership unit will breakdown. So that was a mistake.

I do not support Mr. Fortunato. Every indication that I have gotten from anyone outside of this body and from members inside this body who are in a position to know indicate that he does not have the temperament or the competence to do that job. I would have said that on the record before and I am saying it on the record now. It wasn't right that some of the people in this body saw to squelch the debate and discussion of other people of this body. We don't usually do that sort of thing.

The last comment I want to make is on the Brega contract. I know that some people are saying that they want more information. Something is rotten in Denmark and that has been apparent on the Brega contract from the beginning. Let's just get it over with and award to the lowest responsible bidder already. We don't have to wait a year to do that. I remember when we were in our meeting two weeks ago, Budget and Finance and Planning and Public Works committees, I questioned a very senior member of the Planning Department about the fact that we were told that a resolution has been sent to our Clerk for consideration and I asked, "What was the resolution?" His response was, "I was told not to say what the resolution was." So we are being told that our Clerk to the Legislature has gotten information and nobody will tell us what the information was that we have gotten. Something is rotten in Denmark and it is very obvious. I hope that at our August meeting we will put these people out of their misery. This gentleman's resume was nearly as long as Mr. Valentine's resume. Obviously these people are qualified and it is becoming an embarrassment.

Mrs. Low-Hogan

I just want to take a minute to talk about the bills that the Assembly and the Senate voted on that has to do with the special education and the amendment to the Education Law. I really want people to understand, and if you don't I want you to look it up and find out about it, because this, in my opinion, is absolutely atrocious. I want to speak about the substance and why this is wrong.

First, I just want to read one sentence from the bill, "That a school district must take into account any possible educational impact differences between the schools environment and the child's home environment and family background when placing a child in a Special Ed placement." In other words, these bills are proposing that if there is something in a child's family background or home environment and a case is made that the child therefore because of that difference go to a public school to get their Special Education needs met they would be able to go to a private school, which would be paid for my public funds to get that Special Education. This is a very serious and important issue in my opinion. This is an issue of fairness. In my view, if you want to go to a private school whether you are wealthy and you want your child to go to a private school or you are Catholic and you want you child to go to a Catholic School or you are Jewish and you want your child to go to a Jewish school or anybody else that should not be paid for by public funds. The reason you have public schools is so everybody can get the same quality of care and education.

It is very important that Governor Cuomo understand that this is a fairness issue. The New York State Association of Superintendents is against this. Ellen Jaffee voted against it. Speak to the teachers, talk to them and ask parents of Special Education students. I feel very strongly about this and I wanted to share that view. Thank you for listening to me.

Mr. Schoenberger

I just wanted to say that all of us were provided a packet of papers by Legislator Meyers. I want to read from that packet the part here that says, "State Senator David Carlucci, D-New City, represents all of Rockland and part of Orange counties. His district includes East Ramapo, where about two-thirds of children attend private schools, mostly yeshivas." He voted for the Senate bill and his statement, "I believe this bill had such broad, bipartisan support in both chambers because parents of special-education students had informed my colleagues and I of the consistent problems they face with affording tuition transfers and reimbursements. I can understand the concerns raised by some advocates in regards to specific school districts, and I will certainly continue working with those advocates to prevent any negative impacts from the bill." Now Senator Carlucci and I don't always agree, but he represents all of Rockland County and apparently he believes that this bill is appropriate for Rockland County. Thank you.

Mr. Hood, Jr.

I want to back to the issue of the appointment of the County Attorney. I am disappointed in the process. I feel a need to speak about it, because it seemed to take a life of its own on me personally. My picture was online today in Newsday so it sort of seemed like I was the point man for this rejection. I don't really agree with that, because during Multi-Services it was four to two and two of those votes were switched tonight, which was a bit of a surprise to me after all we had discussed in the Multi-Services Committee so that is very disappointing.

My opinion of Mr. Fortunato was not based on personal characteristics or even much personal knowledge on my part. It was people that I talked to whether they be Judges, past or present Judges, attorneys and even present and past employees of the County. There was just so many things that I heard and that email that everybody saw from and attorney that was laid off so you can discount some of it for the fact that he was laid off. I checked up on the facts of that email and I believe that they were mostly accurate in my view. So that is why I had the opinion I had. It was not because I dislike him. To be honest with you, I had two dealings with him, one outside the County and one in the County and he has been a gentleman to me.

I just didn't seem him being the top attorney for our County. Maybe second in command would be fine, but you have to have a certain temperament, like Legislator Meyers said, to deal with employees and I am not sure he has that from what I have heard. So that is what I wanted to say on a personal level and how it affected me.

Sean Mathews still hasn't called me back from a week ago. I don't know if you are listening out there Sean, but maybe you can call me back now that this is over. It is frustrating that he couldn't even call me back to discuss the matter.

I wanted to say how I felt and how I got to that opinion.

A couple of Legislators have already said it, terrible government tonight, terrible. To not only take the vote away so you can't even say yes or no, but also I couldn't even speak to the issue, because you can't debate a motion to table. If you want to say to everybody behind closed doors or your personal conversation one-on-one or whatever deal was made today and all the conversations that were had say okay well let's vote him yes then and let us vote not and have our say. That was just totally wrong. You can open your mail and read your mail I can, but I am really directing this towards you in a way. Are you listening? This is all calculated, because there will be no vote on this, because our August meeting will be past the time the man will be appointed and that is fine as long as it was vote aye or nay then I could live with that and at least be able to say my peace when I should have said my peace. Now it is at the end of the meeting and Mr. Fortunato left and he can't hear what I said, Sean left, the TV is finished at 9:00 p.m. so nobody gets to see what I said except for the few people that are here and I am glad that you are.

I don't know how much more I can be that if you are proud of that yes vote tonight to table that there is something wrong with your thinking. Thank you.

Mr. Schoenberger

I am a little disturbed that you are not equally outraged at the fact that the committee meeting was had, Mr. Fortunato was not present, that decisions were made in Executive Session to the exclusion of everybody, and allegations were made against his name and reputation and he was never even given the opportunity to speak. If you think this process is bad what happened tonight emanates from that process, which by the way you participated in and you were a large part of. I think there is a lot to be said about the process that was used where an individual is behind their back chastised, things are said about them and they never have an opportunity to answer and now you complain about this process. I think Jay you should look a little bit behind it.

Mr. Hood, Jr.

I hear what you are saying. Maybe that process was not perfect, but he had every opportunity to be there. If Sean Mathews told him not to be there that is their fault. He could have been there. From what Sean told me that is what happened. He told him to go home or whatever.

Chairwoman Cornell

Let me just say this, because I am not sure we should continue this. Basically, the Chair of the Multi-Services Committee had indicated to Sean Mathews that it wasn't going to come up at the Multi-Services Committee and therefore Sean Mathews then told Mr. Fortunato, his family and his children that he didn't need to attend the meeting, because it wasn't going to come up. So it was an unfortunate series of events that took place and now we are discussing the aftermath.

Mr. Hood, Jr.

That was their choice not to be there and that is my opinion. It did reach the floor and we took a vote. I am sorry that it went that way, but that is the way the process works if it is brought to the floor. So we took a vote. You are saying allegations were made, dispersions on his character whatever, that email came out I don't know how long ago and we never heard anything from him as far as it is not true and he is not like that. Even after the meeting and after the four to two vote I couldn't get a call back from Sean to discuss it and I didn't get a call from Mr. Fortunato. He had every opportunity to defend himself for tonight. He did. If you went around and had the votes tonight why didn't we vote yes or no? That is what I want to know. I think there were probably people that didn't want to vote at all, because they see what they are voting for. I think they wouldn't have vote yes, but they would table it so he gets it by default. I think that happened a little bit tonight. I have a problem with that and that is just my opinion. I just wanted my chance to say it and I am sorry it is at the end of the night. I just wanted to have my chance to talk, because I am the one who took the brunt of this thing. I did. Now they are probably still upset with me, which I hope that I can make up for. Sean, I hope I can make up for that later, because it wasn't anything personal to anybody. I will call him tomorrow again and I will try to make my peace I hope. Thank you for listening.

Mr. Wolfe

Jay, I will back you up and say that I am not ashamed to say that I was a big part of the road to betting here tonight and that is because I opposed the appointment. I am not ashamed of using the procedure however we can and I understand that. It is disappointing how it played out tonight. Again, I think that it was unfortunate that there was a miscommunication about the committee meeting with Mr. Fortunato. The reality is that this administration has a proven record of trying to protect its own and shielding them from our inquiry and the light of day. We have seen it with the Medical Examiner who was told not to come to a committee meeting when his actions or inactions were to be criticized. Mr. Fortunato, who I have to say I wouldn't even recognize. I saw him over there, because he is the only guy that I thought looked like a lawyer and I don't think I have ever met the man. He had every opportunity for six months to reach out to us as Acting, but after this email came out with allegations he had weeks to respond or even say that it isn't true and defend himself. When you are a political appointee your character, reputation and everything is under scrutiny and that is just the nature of the process. I know that my right under the Charter is to vote however I see fit for whatever reason, for no reason and that is my prerogative and that is the right I have sitting here.

I chose to oppose his appointment. I had a problem with the process tonight. Under our Charter when there is not action by the Legislature, which means neither a rejection nor a confirmation then at the expiration of this time period it automatically goes in. We abdicated our duty and responsibility tonight. I think it is a terrible lesson in government and terrible precedent to set.

Mr. Soskin

I am Chairman of the Multi-Services Committee. We operated our meeting as we do on most committees. We made certain decisions. When a committee decides to act in one way and then changes its mind and I didn't somehow follow the rules at the end of the committee, because I listened to somebody who said something in the background and I made a mistake. So it came here tonight. Based upon the actions and my conversation with the committee members I told Mr. Mathews and Mr. Fortunato, I do not know and I have never met Mr. Fortunato, not to come to the meeting. Based upon certain things that happened at the meeting and based upon a certain email this whole thing came about. I do not wish to go into the details, because that was the reason why we had an Executive Session. In government you don't always discuss details in public, because people have reputations and if they are not there to defend their reputations you don't discuss things. I tried to have a special meeting of the Multi-Services Committee before this evening and unfortunately people were on vacation and people didn't want to take the time to come down for whatever reason.

Every Legislator has the right to vote the way they want. We have rules here. We followed the rules tonight as we did at the committee meeting. People here don't agree with it that is fine. Everybody is entitled to their opinion. I will not say anything to anybody without giving them the chance to defend themselves. There were time elements involved. Nobody on either side of the letter did anything and I am not going into any details. Everybody here has the right to do something in the way they feel and they can vote that way and that is the way that vote took place tonight. I just wanted for the record to go down as saying that.

We have a number of people here this evening who always come down to the Legislature when it comes to education matters. They always tell us, "We are here for the children." We have some members who came tonight who said that also. Let's look into the matter of the Special Education. Are we spending too much money on these special needs kids? We don't want them to grow up to be normal people. We can't give them a chance to go to special schools. The schools we are talking about are public schools in another County. We send them there, because our East Ramapo School system does not provide the Special Education that these kids need. That is what this is all about. It is about the kids. It is not about saving money, because most of you don't care about saving money. You want the best for your kids. We want the same thing.

I have a grandchild who has a problem and she is in public school here in East Ramapo and she is not getting the care that she needs. She is in second grade and she can't read fully. So it is about the kids. I want you folks out here to think about it. You who always come down here and talk about the kids. So let's think about that. That is the only reason why this thing probably went up there and I am not fully familiar with the bill, because I have been busy and I haven't followed it. I don't sit behind a computer all day to look at what is going on in Albany, because I am not computer literate yet. I need Special Education also probably.

Let's remember that we are all complaining that we are spending money on a lot of things. We have kids coming into East Ramapo as a result of several problems we had throughout the world. People who have English as a second language. We didn't say at that time that we can't take care of the kids. We took care of the kids. We did everything we could to make those kids comfortable and made sure they learned. So why suddenly do we close our eyes. This group of kids can't have the Special Education benefits. We are not talking about religious education. We are talking about Special Education. Let's all talk to same language. We are all here to work for other people of Rockland County. You have to do that and we have to do that.

To put through Memorializing resolutions to get the Governor to do this and that is very discriminatory. You can call it reverse discriminatory or whatever you want to call it. We want the kids to have good education, because be it your kids or our kids education produces better citizens and better citizens produce a better country. That will help you and it will help us. When I say you and us I am not trying to divide groups. It will help all of us to have better citizens and a better country and maybe even some better economics. So please think about that, put yourself in the position of the people who need Special Education.

I am sorry that I had to blow up like this, but I feel very strongly about this, because I see a sample of what is going here in East Ramapo. You don't have those problems, but many people here do. Try and understand and if you don't understand let's get together and talk, because we want the best for everybody. Thank you.

Mr. Sparaco

I just want to suggest that we all prepare ourselves for the future. We have had a tough year. We have disagreed on some things. Jay, I have been on the receiving end of some angry moments myself and it can get really frustrating. For the next eighteen months we are basically a platoon without a platoon leader. We have no leadership and we are going to start to turn on each other, fight with each other and get angry and disagree. Just know it is going to get harder and let's just try to keep the composure, try not to fight back and forth and get personal. I think that maybe you guys should have a Democratic caucus. There are some serious problems coming our way. There is serious indecisiveness on this body. I just want to suggest that we learn to disagree with each other peacefully and understand that there are a lot of ingredients that goes into the soup. Right Ian? Thank you.

Chairwoman Cornell

Well thank you for inviting us to have Democratic caucus, because we do have them. It is helpful when everybody comes to the caucus.

I actually want to say a word about the Special Education, but I think I really need to say something about the appointment of the County Attorney. I think it is very important for people to recognize the fact that the County Legislature cannot appoint anybody to departments or to positions like the County Attorney's position. The County Executive makes these appointments, they come to the Legislature and we can either reject them or approve them, but we can't recommend anybody else for those positions. A position like a County Attorney really has to be somebody that the County Executive trusts and who he believes in this person's capability. It is the lawyer for the County Executive. We may not love this person. We may doubt whether this person is the best person. We may wonder why ten other people weren't considered. That is not our position and not what we can do. We do have that ability. I think it is important to know that however we feel, and certainly if there is an egregious reason to reject we should do that and that would be our responsibility. I have heard a lot of rumors myself, but just about personality problems, etcetera. I have heard nothing in terms of any specific thing so I think that the County Executive deserves to have his appointment.

With regard to the issue that we didn't pass the Waiver on, the Special Education, I just want to say that every parent that I know wants the best for their child. They want the best education and the best future for their child. We need to understand this. Clearly we can see from Legislator Soskin with someone in his family he sees the needs. I have had a grandchild myself who needed to have special help, which was terrific, because he had a learning disability and he is now the greatest reader on earth, practically. I know how important these things are.

I think that State lawmakers should really try to end the very frustrating process that parents go through. It is a very onerous and frustrating process in order to get placements for children with these learning challenges. I think State lawmakers should really be working on giving families the tools to work with their district to make sure that the Special Education program is respectful of their families needs.

I think that there are other issues here. Those of us who have gone through and are going through all of these painful issues in County government about the things that we would like and the things that we can afford you have to understand that these bills that passed the Senate and the Assembly can add enormous costs to school districts across the State. Legislator Soskin you need to realize that there are many other school districts where they are not going to be able to send their children to a public school even if the public school is in another County. They are going to have to send them to private schools in order get this kind of help. So the costs are going to be extraordinary. As one speaker indicated there has been no financial analysis really of this. This is something that is of great concern.

I appreciated Christine Webb remarks, which were certainly very cogent in terms of how those State education leaders, are responding to this with their concerns. So everybody has concerns. We are very cognizant of the desire by all parents to get the very best for their children we just have to figure out how to do that without bankrupting the rest of our school systems.

**ADJOURNMENT IN MEMORY OF
JOSEPH C. JAMIESON**

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 Joseph C. Jamieson.

**ADJOURNMENT IN MEMORY OF
DORIS "DORIE" McMASTER**

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 Doris "Dorie" McMaster.

**ADJOURNMENT IN MEMORY OF
RITA "GRAM" FILGATE**

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 Rita "Gram" Filgate.

**ADJOURNMENT IN MEMORY OF
HELEN ACERBO**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Helen Acerbo.

**ADJOURNMENT IN MEMORY OF
FRANK BIEHLER**

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

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Frank Biehler.

**ADJOURNMENT IN MEMORY OF
KATHERINE R. KILGANNON**

Mr. Moroney offered the following memorial, which was seconded by Mr. Sparaco and unanimously approved:

RESOLVED, that the Legislature of Rockland County adjourn this meeting in memory of Katherine R. Kilgannon.

**RESOLUTION NO. 369 OF 2012
ADJOURNMENT**

Mr. Murphy offered the following resolution, which was seconded by Mr. Sparaco and adopted (10:00 p.m.)

RESOLVED, that the meeting of the Legislature is hereby adjourned to Tuesday, August 7, 2012 at seven o'clock in the evening.

Respectfully Submitted,

DARCY M. GREENBERG
Proceedings Clerk