

The Legislature of Rockland County



JAY HOOD, JR.
Legislator – District 3

Chair, Public Safety Committee

AGENDA
PUBLIC SAFETY COMMITTEE
TUESDAY, MARCH 25, 2014
5:15 PM

ROLL CALL
PLEDGE OF ALLEGIANCE

ADOPTION OF MINUTES, MEETING OF FEBRUARY 25, 2014

1. REF. #6580 - REQUESTING THAT THE NEW YORK STATE ASSEMBLY PASS BILL A.08621 AND THE NEW YORK STATE SENATE ENACT SIMILAR LEGISLATION – AN ACT TO AMEND THE EDUCATION LAW IN RELATION TO REQUIRING PUBLIC AND PRIVATE SCHOOLS TO PROVIDE TO THE COMMISSIONER OF EDUCATION COPIES OF THEIR CURRENT CERTIFICATE OF OCCUPANCY AND MOST RECENT FIRE REPORT PRIOR TO RECEIPT OF APPROPRIATION FUNDS OR A BASIS EDUCATION DATA SYSTEM CODE
(DOUGLAS J. JOBSON, COUNTY LEGISLATOR)

2. REF. #5327 - APPROVING INTERMUNICIPAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF HAVERSTRAW FOR REIMBURSEMENT TO THE TOWN OF HAVERSTRAW IN AN AMOUNT NOT TO EXCEED \$21,000 (NCTD) USING PREVIOUSLY BUDGETED FEDERAL FORFEITURE FUNDS TO COVER THE COST OF CASE MANAGEMENT SOFTWARE LICENSES FOR THE PERIOD JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 AND AUTHORIZING EXECUTION OF THIS AGREEMENT BY THE COUNTY EXECUTIVE [OFFICE OF THE SHERIFF] (\$21,000)
(LOUIS FALCO, SHERIFF)

3. REF. #5327 - APPROVING AMENDMENT AND EXTENSION TO AGREEMENT IN EXCESS OF \$100,000 WITH EAGLE PROFESSIONAL SERVICES CORP. IN THE ADDITIONAL AMOUNT OF \$93,218 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$368,372 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 JANUARY 1, 2014 THROUGH DECEMBER 31, 2014 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [SHERIFF'S DEPARTMENT] (\$368,372)
(LOUIS FALCO, SHERIFF)

4. REF. #6704 - APPROVING INTERMUNICIPAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF ROCKLAND AND THE VILLAGE OF SUFFERN POLICE DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$5,000 (NCTD) SO THAT THE COUNTY CAN SEND THIS AMOUNT (THAT WAS PART OF GRANT FUNDING PREVIOUSLY APPROPRIATED FOR THE PERIOD OCTOBER 1, 2013 THROUGH SEPTEMBER 30, 2014) TO SAID VILLAGE SO THAT SAID VILLAGE CAN PURCHASE VIDEO RECORDING OF STATEMENTS EQUIPMENT AND AUTHORIZING EXECUTION OF THIS AGREEMENT BY THE COUNTY EXECUTIVE
[OFFICE OF THE DISTRICT ATTORNEY] (\$5,000)
(THOMAS ZUGIBE, DISTRICT ATTORNEY)

5. REF. #6704 - APPROPRIATION OF FEDERAL FORFEITURE FUNDS REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY TO BE USED FOR EXPERT TESTIMONY, CONSULTANTS AND INVESTIGATIVE COSTS
[OFFICE OF THE DISTRICT ATTORNEY] (\$400,000)
(THOMAS ZUGIBE, DISTRICT ATTORNEY)

6. REF. #9361 - AUTHORIZING INTERMUNICIPAL COOPERATION AGREEMENTS BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF CLARKSTOWN (\$96,062), TOWN OF ORANGETOWN (\$20,932), TOWN OF RAMAPO (\$12,436), TOWN OF STONY POINT (\$6,764), VILLAGE OF SOUTH NYACK (\$835), VILLAGE OF SPRING VALLEY (\$18,452), AND THE TOWN OF HAVERSTRAW (\$46,490) FOR PARTIAL REIMBURSEMENT OF OVERTIME COSTS INCURRED IN CONNECTED WITH A LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM (LETPP) GRANT AND A STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT AND AUTHORIZING THE EXECUTION OF THESE AGREEMENTS BY THE COUNTY EXECUTIVE
[SHERIFF'S DEPARTMENT] (\$201,971)
(LOUIS FALCO, SHERIFF)

"The Rockland County Legislature is committed to full compliance with the Americans with Disabilities Act. To that end, the Legislature is committed to creating an accessible environment for all. To request accommodations that you may require, please call Damaris Alvarez at 845-638-5248 (845-708-7899 for TTY/TDD). Please request these accommodations three (3) days in advance so that we can seek to meet your needs."

DRAFT

Introduced by:
Hon. Douglas J. Jobson, Sponsor

Referral No.

RESOLUTION NO. OF 2014
REQUESTING THAT THE NEW YORK STATE ASSEMBLY PASS BILL
A.08621 AND THE NEW YORK STATE SENATE
ENACT SIMILAR LEGISLATION -
- AN ACT TO AMEND THE EDUCATION LAW IN RELATION TO REQUIRING
PUBLIC AND PRIVATE SCHOOLS TO PROVIDE TO THE COMMISSIONER
OF EDUCATION COPIES OF THEIR CURRENT CERTIFICATE OF
OCCUPANCY AND MOST RECENT FIRE REPORT PRIOR TO RECEIPT OF
APPORTIONMENT FUNDS OR A BASIS EDUCATION DATA SYSTEM CODE

WHEREAS, the health and safety of our children are of paramount importance to the residents of Rockland County, and as such it is essential that school facilities be inspected on a regular basis to ensure the facilities comply with all building, zoning and health department rules and regulations; and

WHEREAS, enactment of A.08621 will require certain documents that demonstrate the safety of school buildings prior to the issuance of a registration code that entitles public and private schools to certain apportionment and grants; and

WHEREAS, this act will require that all public and private schools provide to the commissioner of education copies of their current certificate of occupancy, issued by the municipality in which the school building is located and the most recent fire safety report, prior to receipt of apportionment funds or a Basis Educational Data System code; and

WHEREAS, this act will also require a statement of the maximum capacity of the building being used for education purposes as set by the local government and list of additional occupants at the same address that is registered as a non-public school; and

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

RESOLVED, the Legislature of Rockland County requests that the New York State Assembly Pass Bill A.08621 and the New York State Senate enact similar legislation to amend the Education Law in relation to requiring public and private schools to provide to the Commissioner of Education copies of their current certificate of occupancy and most recent fire report prior to receipt of apportionment funds or a basis education data system code; and be it further

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

LG3321
RM/cs
3/11/14

A08621 Summary:

BILL NO A08621
 SAME AS No same as
 SPONSOR Zebrowski
 COSPNSR Jaffee, Montesano
 MLTSPNSR Mosley, Sweeney

Amd S552, add S409-1, Ed L

Requires public and private schools to provide to the commissioner of ed copies of their current certificate of occupancy and most recent fire sa report prior to receipt of apportionment funds or a Basis Educational Da System code.

A08621 Text:

S T A T E O F N E W Y O R K

8621

I N A S S E M B L Y

January 28, 2014

Introduced by M. of A. ZEBROWSKI -- read once and referred
Committee on Education

AN ACT to amend the education law, in relation to requiring publ
private schools to provide to the commissioner of education cc
their current certificate of occupancy and most recent fire
report prior to receipt of apportionment funds or a Basis Educ
Data System code

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND
BLY, DO ENACT AS FOLLOWS:

- 1 Section 1. Section 552 of the education law, as added by chap
- 2 of the laws of 1972, is amended to read as follows:
- 3 S 552. Applications, reports, regulations. Each qualifying
- 4 which seeks an apportionment pursuant to this article shall su
- 5 the commissioner an application therefor, at such times, in suc
- 6 and containing such information as the commissioner may by reg
- 7 prescribe in order to carry out the purposes of this article.

8 applications shall include an audited statement of the expendit
 9 maintenance and repair of such qualifying school for the base y
 10 COPY OF THE QUALIFYING SCHOOL'S CURRENT CERTIFICATE OF OCCUPANCY
 11 ISSUED BY THE MUNICIPALITY IN WHICH THE SCHOOL BUILDING IS LOCAT
 12 A COPY OF THE MOST RECENT FIRE SAFETY REPORT PURSUANT TO SECTION
 13 HUNDRED SEVEN-A OF THIS CHAPTER. A TEMPORARY CERTIFICATE OF OC
 14 AND USE DOES NOT SATISFY THE REQUIREMENTS OF THIS SECTION.

15 S 2. The education law is amended by adding a new section 40
 16 read as follows:

17 S 409-L. NON-PUBLIC SCHOOL BUILDING REQUIREMENTS IN RELATION TO
 18 AND SAFETY. 1. PRIOR TO THE ISSUANCE OF A BASIS EDUCATIONAL DATA
 19 (BEDS) CODE TO A NON-PUBLIC SCHOOL, THE NON-PUBLIC SCHOOL SH
 20 REQUIRED TO SUBMIT TO THE COMMISSIONER, AT MINIMUM, VALID COPIES
 21 FOLLOWING:

- 22 (A) A CERTIFICATE OF INCORPORATION;
- 23 (B) A CURRENT CERTIFICATE OF OCCUPANCY AND USE ISSUED BY THE
- 24 PALITY WHERE THE SCHOOL BUILDINGS ARE LOCATED;

EXPLANATION--Matter in ITALICS (underscored) is new; matter in b
 [] is old law to be omitted.

LBD132

A. 8621

2

- 1 (C) A RECENT FIRE INSPECTION COMPLETED BY AN ELIGIBLE AUTHORITY
- 2 ANT TO SUBDIVISION THREE OF SECTION EIGHT HUNDRED SEVEN-A OF THIS
- 3 (D) A STATEMENT OF THE MAXIMUM CAPACITY OF THE BUILDING BEING U
- 4 EDUCATIONAL PURPOSES AS SET BY THE LOCAL GOVERNMENT; AND
- 5 (E) A LIST OF ADDITIONAL OCCUPANTS AT THE SAME ADDRESS TH
- 6 REGISTERED NON-PUBLIC SCHOOL.

7 2. A TEMPORARY CERTIFICATE OF OCCUPANCY AND USE DOES NOT SATIS
 8 REQUIREMENTS OF THIS SECTION.

9 3. NOTHING IN THIS SECTION SHALL LIMIT THE COMMISSIONER'S AUTHC
 10 REQUIRE ADDITIONAL DOCUMENTATION FROM NON-PUBLIC SCHOOLS AS
 11 NECESSARY.

12 4. ON OR BEFORE DECEMBER THIRTY-FIRST, TWO THOUSAND FOURTEE
 13 NON-PUBLIC SCHOOLS THAT CURRENTLY HAVE A BASIS EDUCATIONAL DATA
 14 (BEDS) CODE REGARDLESS OF WHEN IT WAS FIRST ISSUED SHALL PROVI
 15 VALID COPIES OF THE ITEMS PURSUANT TO SUBDIVISION ONE OF THIS SEC
 16 THE DEPARTMENT. A FAILURE TO PROVIDE THESE DOCUMENTS BY DECEMBE
 17 TY-FIRST, TWO THOUSAND FOURTEEN WILL RESULT IN REIMBURSEMENTS
 18 NON-PUBLIC SCHOOL BEING WITHHELD AND IF NOT RECEIVED WITHIN NINEI
 19 AT THE DISCRETION OF THE COMMISSIONER, CAN RESULT IN A REVOCATION
 20 SCHOOL'S BASIS EDUCATIONAL DATA SYSTEM (BEDS) CODE.

21 S 3. This act shall take effect immediately.

Introduced by:

Referral No.

DRAFT

**RESOLUTION NO. OF 2014
APPROVING INTERMUNICIPAL COOPERATION AGREEMENT
BETWEEN THE COUNTY OF ROCKLAND
AND THE TOWN OF HAVERSTRAW
FOR REIMBURSEMENT TO THE TOWN OF HAVERSTRAW
IN AN AMOUNT NOT TO EXCEED \$21,000 (NCTD)
USING PREVIOUSLY BUDGETED FEDERAL FORFEITURE FUNDS
TO COVER THE COST OF CASE MANAGEMENT SOFTWARE LICENSES
FOR THE PERIOD JANUARY 1, 2014 THROUGH DECEMBER 31, 2014
AND AUTHORIZING EXECUTION OF THIS AGREEMENT
BY THE COUNTY EXECUTIVE
[OFFICE OF THE SHERIFF]
(\$21,000)**

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, By Resolution 164 of 2013, the Rockland County Legislature approved the appropriation of \$220,000 of federal forfeiture funds for various police agencies; and

WHEREAS, The County of Rockland, through its Office of the Sheriff, and the Town of Haverstraw desire to enter into an intermunicipal cooperation agreement in an amount not to exceed \$21,000, in order to reimburse the Town of Haverstraw for the cost of case management software licenses for the period January 1, 2014 through December 31, 2014; and

WHEREAS, Sufficient funding for this agreement exists within Sheriff forfeiture Dept. FS01 and, therefore, no County tax dollars (NCTD) are required to execute this agreement; and

WHEREAS, The
considered and

Committees of the Legislature have met,
approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the execution of an intermunicipal cooperation agreement between the County of Rockland, through its Office of the Sheriff, and the Town of Haverstraw in an amount not to exceed \$21,000, in order to reimburse the Town of Haverstraw for the cost of case management software licenses for the period January 1, 2014 through December 31, 2014, and authorizing execution of this agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement exists within Sheriff forfeiture Dept. FS01 and, therefore, no County tax dollars (NCTD) are required to execute this agreement.

MB:lo
2014-00482
2-6-14

WHEREAS, By Resolution No. 360 of 2012, the Legislature of Rockland County approved an amendment to the contract with Eagle Professional Services Corp. in the additional amount of \$38,804 for a total contract amount not to exceed \$172,853 and extending the contract term from June 16, 2012 through November 16, 2012; and

WHEREAS, The County entered into said amendment to the contract with Eagle Professional Service Corp., on July 26, 2012; and

WHEREAS, By Resolution No. 559 of 2012, the Legislature of Rockland County approved an amendment to the contract with Eagle Professional Services Corp. in the additional amount of \$10,583 for a total contract amount not to exceed \$183,436 and extending the contract term from November 16, 2012 through December 31, 2012; and

WHEREAS, The County entered into said amendment to the contract with Eagle Professional Service Corp., on January 18, 2013; and

WHEREAS, By Resolution No. 71 of 2013, the Legislature of Rockland County approved an amendment to the contract with Eagle Professional Services Corp. in the additional amount of \$91,718 for a total contract amount not to exceed \$275,154 and extending the contract term from January 1, 2013 through December 31, 2013; and

WHEREAS, The County entered into said amendment to the contract with Eagle Professional Service Corp., on March 11, 2013; 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 January 1, 2014 through December 31, 2014, in an additional amount of \$93,218, for a total contract sum not to exceed \$368,372, for Director of Police Academy services at the Rockland County Police and Public Safety Academy; and

WHEREAS, Sufficient funding for said additional amount to this agreement exists within the 2014 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 Committee of the Legislature has met, considered and approved this resolution; 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 January 1, 2014 through December 31, 2014 in an additional amount of \$93,218, for a total contract sum not to exceed \$368,372 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 said additional amount to this agreement exists in the 2014 Budget of the Sheriff's Department 3120-E4090.

MB:wg
2014-00496
2-6-14

DRAFT

RESOLVED, That the Legislature of Rockland County hereby approves the execution of an intermunicipal cooperation agreement between the County of Rockland, through its Office of the District Attorney, and the Village of Suffern Police Department in an amount not to exceed \$5,000, so that the County can send this amount (that was part of grant funding previously appropriated for the period October 1, 2013 through September 30, 2014) to said village so that said village can purchase video recording of statements equipment, and authorizing execution of this agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this agreement exists within District Attorney grant Dept. GA26 (Video Recording of Statements Equipment Grant) and, therefore, no County tax dollars (NCTD) are required to execute this agreement.

MB:lo
2014-00486
2-18-14

DRAFT

RESOLUTION NO. OF 2014
AUTHORIZING INTERMUNICIPAL COOPERATION AGREEMENTS
BETWEEN THE COUNTY OF ROCKLAND AND THE
TOWN OF CLARKSTOWN (\$96,062), TOWN OF ORANGETOWN (\$20,932),
TOWN OF RAMAPO (\$12,436), TOWN OF STONY POINT (\$6,764),
VILLAGE OF SOUTH NYACK (\$835), VILLAGE OF SPRING VALLEY (\$18,452),
AND THE TOWN OF HAVERSTRAW (\$46,490) FOR PARTIAL REIMBURSEMENT
OF OVERTIME COSTS INCURRED IN CONNECTION WITH A
LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM (LETPP) GRANT
AND A STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT
AND AUTHORIZING THE EXECUTION OF THESE
AGREEMENTS BY THE COUNTY EXECUTIVE
[SHERIFF'S DEPARTMENT]
(\$201,971)

WHEREAS, By Resolution 229 of 2012, the Legislature of Rockland County approved the acceptance of a \$343,746 Homeland Security Grant through the New York State Law Enforcement Terrorism Prevention Program (LETPP) to the Rockland County Sheriff's Department in order to assist law enforcement in Rockland County with terrorism prevention and preparedness efforts for the period September 1, 2011 through August 31, 2014; and

WHEREAS, By Resolution 275 of 2012, the Legislature of Rockland County approved the acceptance of a \$673,254 Homeland Security Grant through the New York State Homeland Security Program (SHSP) to the Rockland County Sheriff's Department in order to fund the County's counter-terrorism teams so that they can be better prepared in the event of a terrorist attack or mass casualty incident for the period September 1, 2011 through August 31, 2014; and

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 Sheriff of Rockland County is recommending that the County enter into separate intermunicipal agreements with the following municipalities in the amounts shown:

Town of Clarkstown	\$ 96,062
Town of Orangetown	\$ 20,932
Town of Ramapo	\$ 12,436
Town of Stony Point	\$ 6,764
Village of South Nyack	\$ 835
Village of Spring Valley	\$ 18,452
Town of Haverstraw	<u>\$ 46,490</u>
Total	\$201,971

for partial reimbursement of overtime connected with said LETPP and SHSP grants; and

WHEREAS, Funding for these agreements is currently appropriated within said LETPP grant (Dept. GS28) and said SHSP grant (Dept. GS29); and

WHEREAS, The _____ Committee of the Legislature has met, considered and _____ this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves intermunicipal cooperation agreements between the County of Rockland and the municipalities in the amounts shown below:

Town of Clarkstown	\$ 96,062
Town of Orangetown	\$ 20,932
Town of Ramapo	\$ 12,436
Town of Stony Point	\$ 6,764
Village of South Nyack	\$ 835
Village of Spring Valley	\$ 18,452
Town of Haverstraw	<u>\$ 46,490</u>
Total	\$201,971

for partial reimbursement of overtime connected with said LETPP and SHSP grants; and be it further

RESOLVED, That funding for these agreements is currently appropriated within said LETPP grant (Dept. GS28) and said SHSP grant (Dept. GS29).

MB:lo
2014-00732
2/27/14
3/19/14 rev.