

The Legislature of Rockland County



MICHAEL M. GRANT
LEGISLATOR, DISTRICT 2
PLANNING AND PUBLIC WORKS, CHAIR

AGENDA PLANNING AND PUBLIC WORKS COMMITTEE TUESDAY, JULY 31, 2012 7:00 P.M.

- ROLL CALL
 - ADOPTION OF MINUTES OF 5/23/12 AND 6/26/12
1. **REFERRAL NO. 3936** CONFIRMING THE APPOINTMENT OF JOANNA GALDONE, NEW CITY, NEW YORK TO THE ROCKLAND COUNTY PARK COMMISSION (**SCOTT VANDERHOEF, COUNTY EXECUTIVE**) DL# 2012-02760
 2. **REFERRAL NO. 9252** SETTING A DATE FOR A PUBLIC HEARING PURSUANT TO EMINENT DOMAIN PROCEDURE LAW ARTICLE 2 WITH RESPECT TO THE ACQUISITION OF REAL PROPERTY LOCATED AT 10 EASTVIEW ROAD IN THE TOWN OF RAMAPO NECESSARY FOR THE COUNTY-WIDE PUBLIC SAFETY RADIO COMMUNICATIONS PROJECT (DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT) (**GERRY WALSH, COMMISSIONER OF DGS-PURCHASING**) DL# 2012-02607
 3. **REFERRAL NO. 9252** SETTING A DATE FOR A PUBLIC HEARING WITH RESPECT TO DETERMINING THE BALANCING OF PUBLIC INTERESTS IN FAVOR OF THE COUNTY OF ROCKLAND TO EXEMPT THE PUBLIC SAFETY RADIO COMMUNICATIONS PROJECT FROM THE REQUIREMENTS OF THE TOWN OF RAMAPO ZONING CODE (DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT) (**GERRY WALSH, COMMISSIONER OF DGS-PURCHASING**) DL# 2012-02608
 4. **REFERRAL NO. 9326** APPROVING AGREEMENT IN EXCESS OF \$100,000 WITH BREGA TRANSPORT CORP. FOR THE TRANSPORTATION OF PRE-SCHOOL AND EARLY INTERVENTION CHILDREN WITH SPECIAL NEEDS FOR THE HEALTH DEPARTMENT UNDER RFB-RC-2012-001 IN AN AMOUNT NOT TO EXCEED \$13,837,436.62 FOR THE PERIOD FROM SEPTEMBER 1, 2012 THROUGH AUGUST 31, 2015 WITH TWO (2) REMAINING ONE (1) YEAR OPTIONS AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF GENERAL SERVICES, DIVISION OF PURCHASING] (\$13,837,436.62) (**PAUL BRENNAN, DIRECTOR OF PURCHASING**) DL# 2012-02877

5. **REFERRAL NO. 5906** SETTING A DATE FOR A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING A PROPOSED INCREASE IN COST FOR THE WESTERN RAMAPO SEWER EXTENSION TO ROCKLAND COUNTY SEWER DISTRICT NO. 1 IN THE COUNTY OF ROCKLAND, NEW YORK (\$168,000,000) **(DIANNE PHILIPPS, EXECUTIVE, SEWER DISTRICT) DL# 2012-02910**

"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."

PPW92711AGN

Introduced by:

Referral No.

**RESOLUTION NO. OF 2012
CONFIRMING THE APPOINTMENT OF
JOANNA GALDONE,
NEW CITY, NEW YORK TO THE
ROCKLAND COUNTY PARK COMMISSION**

DRAFT

WHEREAS, Chapter 128 of the Laws of Rockland established the Rockland County Park Commission ("Commission") §128-2 provides that the commission shall be composed of seven residents of Rockland County (one member from each of the five towns and two at-large members), appointed by and serving at the pleasure of the Legislature; and

WHEREAS, The County Executive has appointed Joanna Galdone of New City, New York to the Rockland County Park Commission; and

WHEREAS Joanna Galdone is a resident of Clarkstown; and

WHEREAS With this appointment, there will be three vacancies on the Commission (one member from Orangetown and two-at large members); 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 confirms the appointment of Joanna Galdone of New City, New York to the Rockland County Park Commission, to serve at the pleasure of the County Executive; and be it further

RESOLVED, That the Clerk to the Legislature is hereby directed to forward a copy of this resolution to the Rockland County Park Commission and to the appointee, Joanna Galdone.

VWJ:lo
2012-02760
7/18/12

Referral No.

WHEREAS, The
considered and

Committee of the Legislature has met,
approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby sets the ____ day of _____, 2012, at ____ p.m., for a public hearing pursuant to Eminent Domain Procedure Law Article 2 to acquire the real property owned by CSC Holdings, Inc. located at 10 Eastview Road in the Town of Ramapo for the County-wide Public Safety Radio Communications Project; and be it further

RESOLVED, That the Clerk to the Legislature of Rockland County is hereby authorized and directed to cause a notice of said public hearing to be published at least ten (10) but not more than thirty (30) days before the hearing date in at least five (5) successive issues of a daily newspaper of general circulation in the County of Rockland, and further, to cause a notice of said public hearing to be sent at least ten (10) but not more than thirty (30) days before the hearing date, by certified mail, return receipt requested, to the assessment record billing owner of the real property that is to be acquired for such public project, such notices to be substantially in the following respective form, to wit:

{SEE ATTACHED FORM OF NOTICE}

TS: lo
2012-02607
07/09/2012

RAMAPO

Referral No.

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 sets the ____ day
of _____, 2012, at ____ p.m., for a public hearing to determine the balancing
of public interests in favor of the County to exempt the Public Safety Radio
Communications Project from the requirements of the Town of Ramapo Zoning Code to
permit the installation of seven (7) antennas and an equipment shelter on real property
owned by CSC Holdings, Inc. at 10 Eastview Road in the Town of Ramapo.

TS: lo
2012-02608
07/06/2012

agreement in excess of \$100,000 with Brega to provide transportation of pre-school and early intervention children with special needs for the Health Department under the RFB in an amount not to exceed \$13,837,436.62 for the period from September 1, 2012 through August 31, 2015 with the option to renew for two (2) additional one (1) year periods; and

WHEREAS, The not to exceed amount of \$13,837,436.62 accounts for a 2% estimated rate of inflation for the second and third years of the agreement; and

WHEREAS, Brega's bid represents an approximate 3.78% savings compared to current contract pricing, resulting in an estimated savings of \$177,627.70 annually and \$532,883.10 for the three (3) year agreement; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 Budget of the Health Department and is contingent upon 2013-2015 budget appropriations; and

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

WHEREAS, The 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 the agreement in excess of \$100,000 with Brega Transport Corp., 500 Corporate Court, Valley Cottage, New York 10989, to provide transportation of pre-school and early intervention children with special needs for the Health Department under RFB-RC-2012-001 in an amount not to exceed \$13,837,436.62 for the period from September 1, 2012 through August 31, 2015 with the option to renew for two (2) additional one (1) year periods, with all purchases to be made by formal purchase order, subject to the approval of the Director of Purchasing, and hereby authorizes the County Executive to execute the agreement, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for these purchases is provided for in the 2012 Budget of the Health Department and is contingent upon 2013-2015 budget appropriations.

BB:dc

2012-02877

7-20-12

DRAFT

Introduced by: _____

Referral No. _____, 2012

**RESOLUTION NO. _____ OF 2012
SETTING A DATE FOR A PUBLIC HEARING FOR THE PURPOSE OF
CONSIDERING A PROPOSED INCREASE IN COST FOR THE
WESTERN RAMAPO SEWER EXTENSION TO ROCKLAND COUNTY
SEWER DISTRICT NO. 1 IN THE
COUNTY OF ROCKLAND, NEW YORK
[\$168,000,000]**

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, the County Legislature previously approved the establishment of the Western Ramapo Sewer Extension of the District at a maximum estimated cost of \$125,000,000, covering sewer projects in unsewered areas and improvements to sewers in connection with extending service to the village of Hillburn, Sloatsburg and a portion of the unincorporated area of the Town of Ramapo; and

WHEREAS, there has been prepared by the County engineers a revised report and estimate of cost relating to the proposed Extension dated June, 2010 which has been approved by the Board of Commissioners of the District and filed with the County Legislature pursuant to Section 269 of the County Law; and

WHEREAS, the maximum estimated cost of the aforesaid Extension is now \$168,000,000 which amount is to be assessed, levied and collected from the real property in the District, as extended; and

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

WHEREAS, pursuant to applicable provisions of the County Law, the consent of the State Comptroller dated July 2, 2012 has been received approving the increase in cost which was required because the cost thereof to the Typical Property (as defined in the County Law) is \$437 (\$604 for a two-family home) for those in the Town of Ramapo and \$360 (\$642 for a two-family

home) for those in the Town of Clarkstown which are above the Average Cost of \$352 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 Extension in accordance with the provisions of Section 269 of the County Law, and NOW, THEREFORE, BE IT

RESOLVED, that the Legislature of Rockland County hereby sets the _____ day of _____, 2012 at _____ o'clock ____ .M., for the purpose of conducting a public hearing upon the aforesaid proposed increased cost of said District extension, 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 to a "typical property" in the District, as extended, as defined in the County Law, after such increase in cost, is \$437 (\$604 for a two-family home) for those in the Town of Ramapo and \$360 (\$642 for a two-family home) for those in the Town of Clarktown and the estimated cost of hook-up fees to property owners of a "typical property" in connection with the District extension, 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 of the Legislature, a detailed explanation of how the estimated cost of the District extension 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, to wit: