

# The Legislature of Rockland County



**MICHAEL M. GRANT**  
**LEGISLATOR – DISTRICT 2**  
**CHAIR, BUDGET & FINANCE COMMITTEE**

**MINUTES**  
**BUDGET & FINANCE COMMITTEE**  
**WEDNESDAY, FEBRUARY 13, 2012**  
**7:15 PM**

**Members Present:**

Leg. M. Grant, Chair  
Leg. J. Hood, Jr., Vice Chair  
Leg. A. Wolfe, 2nd Vice Chair  
Leg. Chairwoman H. Cornell  
Leg. I. Schoenberger  
Leg. T. Earl  
Leg. N. Low-Hogan  
Leg. P. Soskin  
Leg. Leg. J. Murphy  
Leg. F. Sparaco

**Others Present:**

Leg. C. Carey  
Leg. Wieder  
S. Mathews  
S. Grogan  
D. Greeley  
T. Zugibe  
Leg. D. Jobson  
E. Yeager, Esq.  
C. Woods  
S. DeGroat  
J. Licata  
S. Rutledge  
Leg. J. Meyers  
N. Doliner  
C. St. Lawrence  
A. Connors  
J. Silvestri

Chair Grant called the meeting to order at 7:25 pm with the adoption of minutes from January 29, 2013

**MOTION TO ADOPT:**  
**EARL/SCHOENBERGER**

**UNAN**

**1. BONDS/PUBLIC WORKS MATTER:**

1-PPW) REF. #8896 APPROVING AN AMENDMENT TO AGREEMENT IN EXCESS OF \$100,000 WITH USA CENTRAL STATION ALARM CORPORATION TO PROVIDE CENTRAL ALARM SERVICES TO 44 CONTROL FOR AN ADDITIONAL AMOUNT OF \$93,000 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$236,892.16 FOR THE PERIOD FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE (OFFICE OF FIRE AND EMERGENCY SERVICES) (\$236,892.16) (GORDON W. WREN, DIRECTOR FIRE & EMERGENCY) DL#2012-04932

**(TRANSFERRED FROM PPW 2/13/13 – ADDED SPONSORS:  
LEGS. SCHOENBERGER, WOLFE, GRANT, DAY, JOBSON)**

**ADDED SPONSORS: LEGS. HOOD, JR., CORNELL, EARL, SOSKIN,)**

**MOTION TO APPROVE:**  
**EARL/LOW-HOGAN**

**UNAN**

2. **GRANTS/DONATIONS:**

2A) REF. #5327 APPROVING PURCHASES IN EXCESS OF \$100,000 IN AN AMOUNT NOT TO EXCEED \$218,700 FROM EAC, INC. FOR MISDEMEANOR DRUG COURT CASE MANAGEMENT AND EVALUATION SERVICES PER THE DEPARTMENT OF JUSTICE ADULT DRUG COURT GRANT FOR THE PERIOD FROM OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2015 (DISTRICT ATTORNEY'S OFFICE) (\$218,700) (THOMAS ZUGIBE, DISTRICT ATTORNEY) DL#2012-04936)

(TRANSFERRED FROM PUBLIC SAFETY 2/13/13)

ADDED SPONSORS: LEGS. HOOD, JR., EARL, CORNELL, CAREY, DAY, PAUL)

ADDED SPONSORS: LEGS. GRANT, WOLFE, SCHOENBERGER, SOSKIN, JOBSON)

MOTION TO APPROVE:  
HOOD, JR./CORNELL

UNAN

2B) REF. #6704 APPROVING ACCEPTANCE OF CONTINUATION GRANT IN THE AMOUNT OF \$380,000 (NCTD) FROM THE NEW YORK STATE DIVISION OF CRIMINAL JUSTICE SERVICES (NYSDCJS) CRIMES AGAINST REVENUE PROSECUTION (CARP) PROGRAM FOR THE PERIOD JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 AND AUTHORIZING THE EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE (OFFICE OF THE DISTRICT ATTORNEY) (\$380,000) (THOMAS ZUGIBE, DISTRICT ATTORNEY) DL#2013-00450

(TRANSFERRED FROM PUBLIC SAFETY 2/13/13)

ADDED SPONSORS: LEGS. HOOD, JR., EARL, CORNELL, CAREY, DAY, PAUL)

ADDED SPONSORS: LEGS. GRANT, WOLFE, SCHOENBERGER, SOSKIN, JOBSON)

MOTION TO APPROVE:  
EARL/LOW-HOGAN

UNAN

2C) REF. #9263 APPROVING ACCEPTANCE OF CONTINUATION GRANT IN THE AMOUNT OF \$139,899 (NCTD) FROM THE NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES TO SUPPORT THE SPECIAL VICTIMS CENTER-CHILD ADVOCACY PROGRAM FOR THE PERIOD FEBRUARY 1, 2013 THROUGH JANUARY 31, 2014 AND AUTHORIZING EXECUTION OF ALL GRANT DOCUMENTS BY THE COUNTY EXECUTIVE (OFFICE OF THE DISTRICT ATTORNEY) (\$139,899) (THOMAS ZUGIBE, DISTRICT ATTORNEY) DL#2013-00366

(TRANSFERRED FROM PUBLIC SAFETY 2/13/13)

ADDED SPONSORS: LEGS. HOOD, JR., EARL, CORNELL, CAREY, DAY, PAUL)

ADDED SPONSORS: LEGS. GRANT, WOLFE, SCHOENBERGER, SOSKIN, JOBSON)

MOTION TO APPROVE:  
CORNELL/EARL

UNAN

2D) REF. #6760 APPROVING ACCEPTANCE OF GRANT IN THE AMOUNT OF \$622,356 (NCTD) FROM THE NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES TO IMPROVE THE QUALITY OF LEGAL SERVICES PROVIDED TO INDIGENT CLIENTS UNDER ARTICLE 18-B OF THE COUNTY LAW BY ESTABLISHING A SOCIAL WORKER COORDINATOR (PUBLIC DEFENDER) POSITION; ESTABLISHING A RECEPTIONIST ½ POSITION; REIMBURSING THE COUNTY FOR VARIOUS ITEMS, SERVICES AND TRAINING COSTS RELATED TO IMPROVING INDIGENT LEGAL SERVICES FOR A THREE (3) YEAR PERIOD BEGINNING WITH THE DATE OF SAID POSITIONS BEING FILLED; RENAMING PREVIOUSLY ESTABLISHED BUDGET LINE 1169 THE “INDIGENT LEGAL SERVICES PROGRAM” IN ORDER TO IMPLEMENT THIS GRANT; AND AUTHORIZING THE EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE (PUBLIC DEFENDER) (\$622,356) (JAMES LICATA, PUBLIC DEFENDER) DL#2012-04896

**ADDED SPONSORS: LEGS. GRANT, HOOD, JR., WOLFE, CORNELL, SCHOENBERGER, EARL, SOSKIN, JOBSON)**

**MOTION TO APPROVE: UNAN**  
**SCHOENBERGER/EARL**

2E) REF. #6704 APPROVING PURCHASES IN EXCESS OF \$100,000 IN AN AMOUNT NOT TO EXCEED \$233,910 FROM EAC, INC. FOR MENTAL HEALTH ATI CASE MANAGEMENT AND EVALUATION PER THE US DEPARTMENT OF JUSTICE’S JUSTICE AND MENTAL HEALTH COLLABORATION PROGRAM (JMHCP) GRANT FOR THE PERIOD FROM OCTOBER 1, 2012 THROUGH SEPTEMBER 30, 2014 (DISTRICT ATTORNEY’S OFFICE) (\$233,910) (THOMAS ZUGIBE, DISTRICT ATTORNEY) DL#2013-00330

(TRANSFERRED FROM PUBLIC SAFETY 2/13/13)  
**ADDED SPONSORS: LEGS. HOOD, JR., EARL, CORNELL, CAREY, DAY, PAUL)**

**ADDED SPONSORS: LEGS. GRANT, WOLFE, SCHOENBERGER, SOSKIN, JOBSON)**

**MOTION TO APPROVE: UNAN**  
**CORNELL/LOW-HOGAN**

**3. BUDGET ITEMS:**

3A) REF. #9481 - APPROPRIATING THE SUM OF \$1,500 TO AMERICAN LEGION FRED ELLER POST 1447, MONSEY, NEW YORK FOR PATRIOTIC OBSERVANCES IN 2013 (LEGS. ALDEN H. WOLFE, PHILIP SOSKIN, ILAN S. SCHOENBERGER, LEGISLATURE) LG#3194

**MOTION TO APPROVE: UNAN**  
**SOSKIN/EARL**

**ADDED CO-SPONSORS: LEGS. GRANT, HOOD, JR., CORNELL, EARL, JOBSON)**

3B) REF. #9473 - AMENDING THE 2012 BUDGET BY APPROVING THE ACCEPTANCE OF ADDITIONAL FUNDS IN THE AMOUNT OF \$63,994 (NCTD) FROM THE NEW YORK STATE OFFICE OF MENTAL HEALTH TO BE DISTRIBUTED TO JAWONIO, INC. AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY DOCUMENTS INCLUDING THE APPLICABLE CONTRACT AMENDMENT (DEPARTMENT OF MENTAL HEALTH) (\$63,994) (MARY ANN WALSH-TOZER, COMMISSIONER OF MENTAL HEALTH) DL#2012-04692

**ADDED SPONSORS: LEGS. GRANT, HOOD, JR., WOLFE, CORNELL, SCHOENBERGER, EARL, SOSKIN, JOBSON)**

**MOTION TO APPROVE: UNAN  
CORNELL/HOOD, JR.**

3C) REF. #6704 APPROPRIATION OF FORFEITURE FUNDS REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY TO COVER THE COST OF THE VEHICLE LEASES, CONSULTANTS, PROFESSIONAL ORGANIZATION DUES, STAFF TRAINING, ETC. (OFFICE OF THE DISTRICT ATTORNEY) (\$100,000) (THOMAS ZUGIBE, DISTRICT ATTORNEY) DL#2013-04992

(TRANSFERRED FROM PUBLIC SAFETY 2/13/13)

**ADDED SPONSORS: LEGS. HOOD, JR., EARL, CORNELL, CAREY, DAY, PAUL)**

**ADDED SPONSORS: LEGS. GRANT, WOLFE SCHOENBERGER, SOSKIN, JOBSON)**

**MOTION TO APPROVE: UNAN  
LOW-HOGAN/CORNELL**

3D) REF. #9481 APPROPRIATING THE SUM OF \$1500 TO LEO LADDERS AMERICAN LEGION POST 130, THIELLS, NEW YORK FOR PATRIOTIC OBSERVANCES IN 2013 (HONS. JAY HOOD, JR., MICHAEL M. GRANT, LEGISLATURE) LG#3195

**ADDED CO-SPONSORS: LEGS. WOLFE, CORNELL, SCHOENBERGER, EARL, SOSKIN, JOBSON)**

**MOTION TO APPROVE: UNAN  
HOOD, JR./SOSKIN**

**4. AUTHORIZATIONS:**

4A) REF. #9481 REVENUE ANTICIPATION NOTE RESOLUTION DATED \_\_\_\_\_, 2013 A RESOLUTION DELEGATING TO THE COMMISSIONER OF FINANCE OF THE COUNTY OF ROCKLAND, NEW YORK, THE POWER TO AUTHORIZE FROM TIME TO TIME DURING FISCAL YEAR 2013, THE SALE AND ISSUANCE OF NOT TO EXCEED \$45,000,000 REVENUE ANTICIPATION NOTES OF SAID COUNTY IN ANTICIPATION OF THE RECEIPT OF COUNTY SALES AND COMPENSATING USE TAX REVENUE, MORTGAGE RECORDING TAX REVENUES, AND REVENUES TO BE RECEIVED FROM THE STATE OF NEW YORK AND FROM THE UNITED STATES OF AMERICA (STEPHEN DEGROAT, COMMISSIONER, BUDGET & FINANCE) DL#2013-00254

**MOTION TO APPROVE: UNAN  
EARL/CORNELL**

4B) REF. #9481 TAX ANTICIPATION NOTE RESOLUTION DATED \_\_\_\_\_, 2013  
A RESOLUTION DELEGATING TO THE COMMISSIONER OF FINANCE  
OF THE COUNTY OF ROCKLAND, NEW YORK, THE POWER TO AUTHORIZE  
FROM TIME TO TIME DURING FISCAL YEAR 2013, THE SALE AND  
ISSUANCE OF NOT TO EXCEED \$55,000,000 TAX ANTICIPATION NOTES OF  
SAID COUNTY IN ANTICIPATION OF THE COLLECTION OF REAL ESTATE  
TAXES LEVIED IN FISCAL YEAR 2013 (STEPHEN DEGROAT, COMMISSIONER,  
BUDGET & FINANCE) DL#2013-00313

**MOTION TO APPROVE:  
CORNELL/HOOD, JR.**

**UNAN**

Mr. DeGroat stated the County issued an RFP for the notes. Seven (7) proposals were received from good quality bidders and they were for competitive rates. The County expects to work with Oppenheimer, which bid 1.45% for the RANs and 1.35% for the TANs.

Chair Grant questioned what rates other Counties were getting and Mr. DeGroat stated some counties with a Triple A rating are getting lower than 1% interest rates.

Mr. DeGroat explained the \$55M in TANs are being issued to “make the towns and villages whole”. Towns and villages collect the property taxes for themselves, the schools and the county. When payments are late, the towns and villages take their share, distribute the school districts share to them and the County is sent the balance and responsibility for collecting any shortfall.

The TANs help with the cash flow until delinquent taxes can be collected. The RANs enhance the County’s cash flow when the State promised reimbursements for various grants and aid are lagging months behind.

**5. CONTRACTS/AGREEMENTS:**

5A) REF. #5614 - APPROVAL OF PAYMENT IN LIEU OF TAXES (PILOT) AGREEMENT BETWEEN  
BASE REALTY LLC AND CAMBRIDGE SECURITY SEALS, LLC, TOWN OF  
HAVERSTRAW, NORTH ROCKLAND CENTRAL SCHOOL DISTRICT, COUNTY OF  
ROCKLAND, AND THE COUNTY OF ROCKLAND INDUSTRIAL DEVELOPMENT  
AGENCY FOR PROPERTY LOCATED AT ONE CAMBRIDGE PLAZA, POMONA,  
TOWN OF HAVERSTRAW, IN THE NORTH ROCKLAND CENTRAL SCHOOL  
DISTRICT, TAX MAP SECTION 25.20, BLOCK 2, LOT 2, AND AUTHORIZING  
ITS EXECUTION BY THE COUNTY EXECUTIVE (DEPARTMENT OF FINANCE)  
(PILOT) (S. DEGROAT, COMMISSIONER, FINANCE) DL#2013-00180

(TRANSFERRED FROM ECONOMIC DEVELOPMENT COMMITTEE 2/13/13  
ADDED SPONSORS: LEGS. GRANT, PAUL, CORNELL, DAY, JOBSON,  
SCHOENBERGER)

**ADDED SPONSORS: LEGS. HOOD, JR., WOLFE, EARL, SOSKIN)**

**MOTION TO APPROVE:  
HOOD, JR./EARL**

**UNAN**

5B) REF. #9372 APPROVING AMENDMENT AND EXTENSION TO A LEASE AGREEMENT BETWEEN DEPAULIS ENTERPRISES III, LTD. AND THE COUNTY OF ROCKLAND FOR PREMISES IN CONGERS, NEW YORK FOR AN ADDITIONAL \$33,949.20 FOR AN AMOUNT NOT TO EXCEED \$96,189.40 AND FOR AN ADDITIONAL PERIOD FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE (SHERIFF'S DEPARTMENT) (\$96,189.40) **(LOUIS FALCO, SHERIFF) DL#2013-00364**

**ADDED SPONSORS: LEGS. GRANT, HOOD, JR., WOLFE, CORNELL, SCHOENBERGER, EARL, SOSKIN, JOBSON)**

**MOTION TO APPROVE: UNAN**  
**HOOD, JR./SOSKIN**

5C) REF. #5327 APPROVING AMENDMENT AND EXTENSION TO AGREEMENT IN EXCESS OF \$100,000 WITH STEVEN HEUBECK IN THE ADDITIONAL AMOUNT OF \$75,900, FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$227,700 FOR IN-SERVICE AND SPECIALIZED TRAINING COORDINATOR AT THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY UNDER RFP-RC-2010-23 FOR THE PERIOD FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE (SHERIFF'S DEPARTMENT) (\$227,700) **(LOUIS FALCO, SHERIFF) DL#2013-00149**

**(TRANSFERRED FROM PUBLIC SAFETY 2/13/13)**

**ADDED SPONSORS: LEGS. HOOD, JR., EARL, CORNELL, CAREY, DAY, PAUL)**

**ADDED SPONSORS: LEGS. GRANT, WOLFE, SCHOENBERGER, SOSKIN, JOBSON)**

**MOTION TO APPROVE: UNAN**  
**EARL/LOW-HOGAN**

5D) REF. #6546 APPROVING THE PURCHASES IN EXCESS OF \$100,000 FROM CARDINAL HEALTH 411 INC. D/B/A CARDINAL HEALTH OF PHARMACEUTICALS AND DISTRIBUTION SERVICES FOR THE DEPARTMENT OF HOSPITALS IN AN AMOUNT NOT TO EXCEED \$2,528,000 FOR THE PERIOD JANUARY 1, 2013 THROUGH OCTOBER 31, 2013 IN ACCORDANCE WITH THE NEW YORK STATE CONTRACT NO. PC65140 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER (DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING) (\$2,528,000)  
**(GERRY WALSH, COMMISSIONER DGS-PURCHASING) DL#2012-04198**

**(TRANSFERRED FROM MULTI-SERVICES 2/13/13)**

**ADDED SPONSORS: LEGS. SOSKIN, HOOD, JR., EARL, JOBSON)**

**ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, SCHOENBERGER,)**

**MOTION TO APPROVE: UNAN**  
**CORNELL/SOSKIN**

5E) REF. #8983 APPROVING THE AGREEMENTS WITH VARIOUS LICENSED FOSTER CARE AGENCIES WHICH ARE LISTED ON THE ANNEXED SCHEDULE A AND WHICH MAY EXCEED \$100,000 WITH TOTAL EXPENDITURES NOT TO EXCEED THE DEPARTMENT OF SOCIAL SERVICES 2013 BUDGET FOR FOSTER CARE SERVICES AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE AGREEMENTS ON BEHALF OF THE COUNTY (DEPARTMENT OF SOCIAL SERVICES)  
(SUSAN SHERWOOD, COMMISSIONER SOCIAL SERVICES) DL#2013-00049

(TRANSFERRED FROM MULTI-SERVICES 2/13/13)  
ADDED SPONSORS: LEGS. SOSKIN, HOOD, JR., EARL, JOBSON)

ADDED SPONSORS: LEGS. GRANT, WOLFE, CORNELL, SCHOENBERGER)

MOTION TO APPROVE: UNAN  
CORNELL/EARL

**6. ALLOCATION/RECLASSIFICATION OF POSITIONS:**

6A) REF. #8270 ESTABLISHING THREE POSITIONS AND ABOLISHING THREE POSITIONS IN THE DEPARTMENT OF HIGHWAYS  
(CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAY) DL#2013-00361

ADDED SPONSORS: LEGS. GRANT, HOOD, JR., WOLFE, CORNELL, SCHOENBERGER, EARL, SOSKIN, JOBSON)

MOTION TO APPROVE: UNAN  
SPARACO/EARL

7. BIDS: NONE

8. TRANSFER OF FUNDS/OTHERS: NONE

9. TAX ITEMS: NONE

10. PUBLIC HEARINGS: NONE

**11. LOCAL LAWS/HOME RULES:**

11A) REF. #7070 REQUESTING THAT THE NEW YORK STATE LEGISLATURE INTRODUCE HOME RULE LEGISLATION EXTENDING THE ADDITIONAL FIVE-EIGHTHS OF ONE PERCENT (5/8%) AND EXTENDING THE ADDITIONAL THREE-EIGHTHS OF ONE PERCENT (3/8%) FOR A COMBINED ONE PERCENT (1%) OF SALES AND COMPENSATING USE TAXES SET TO EXPIRE NOVEMBER 30, 2013  
(S. DEGROAT, COMMISSIONER FINANCE) DL#2013-00449

ADDED SPONSORS: LEGS. GRANT, HOOD, JR., CORNELL, SCHOENBERGER, EARL, SOSKIN, JOBSON)

MOTION TO APPROVE: UNAN  
SCHOENBERGER/SPARACO

11B) REF. #7070 REQUESTING THAT THE NEW YORK STATE LEGISLATURE INTRODUCE HOME RULE LEGISLATION AUTHORIZING THE COUNTY OF ROCKLAND TO FINANCE A CERTAIN DEFICIT BY THE ISSUANCE OF BONDS  
**(S. DEGROAT, COMMISSIONER FINANCE) DL#2013-00079**

Commissioner of Finance Steve DeGroat told the Committee members that the actual budget deficit from 2012 may not be known until mid-summer when the audit is completed.

Leg. Carey stated his position was to look for a comprehensive plan combining bonding with a vote on the creation of the LDC. He felt this would resonate with bond agencies as well as with the State.

Leg. Sparaco agreed with Leg. Carey and wondered what the approximate date was for the LDC to be placed on the agenda for a vote.

Leg. Cornell, Chairwoman of the Legislature, felt that the two issues (deficit bonds and the LDC) should not be tied together. She noted the LDC would take at least 18 months to actually sell the hospital. She prefers making decisions based on good information.

Leg. Sparaco countered that the Legislature has spent many years gathering information and felt this was a delaying tactic.

Leg. Schoenberger noted that payment of an \$18M deficiency note in June of 2012 might help offset the anticipated additional shortfall in the 2012 budget. Leg. Schoenberger also stated that the County might be borrowing more than it needs because the final audit could show a lower deficit than \$96M. Mr. DeGroat stated the sale of the County owned building in Spring Valley for \$4M was expected to be finalized this week and he was working to have this revenue from the sale reflected in the 2012 audit.

Leg. Schoenberger said a memo from NYSAC that was brought to his attention indicates that Gov. Cuomo is open to signing home rule legislation that will allow counties to increase their sales tax rate as a way to better balance their sources of revenue without having to increase property taxes.

**ADDED SPONSORS: LEGS. GRANT, HOOD, JR., WOLFE, CORNELL, SCHOENBERGER, EARL, SOSKIN, JOBSON)**

**MOTION TO APPROVE:  
GRANT/CORNELL**

**UNAN**

**ACTION:  
COMMITTEE CLERK TO DISTRIBUTE COPY OF LETTER FROM NYSAC THAT EXPRESSES THAT THE GOVERNOR HAS CHANGED HIS STANCE REGARDING INCREASING LOCAL SALES TAX. COPIES SHOULD BE DISTRIBUTED TO ALL LEGISLATORS**

**12. PRESENTATIONS/DISCUSSIONS:**

12A) REF. #4817 DISCUSSION ITEM: ROCKLAND COMMUNITY COLLEGE (RCC) CHARGEBACKS  
(HON. MICHAEL M. GRANT, LEGISLATURE)

Chair Grant said Chairwoman of the Legislature Cornell had received a request from RCC President Cliff Wood to come before the committee and make a presentation regarding chargebacks.

Leg. Schoenberger requested that the committee defer this discussion until the resolution to rescind the \$1.7M in chargebacks to the towns was on the agenda simultaneously.

Chair Grant opposed putting the proposed resolution before the committee tonight because he had just received the proposed resolution the morning of the meeting and it did not include a funding mechanism. The resolution did not state where the funds would come from to pay the \$1.7M in chargebacks

Leg. Schoenberger stated he has changed his position on this issue and proposed that we should push the State to pay its 40% share of the college costs and not the 25% it is currently funding. He felt it was time to resolve this.

Dr. Wood explained that RCC received \$2.7M in revenue from chargebacks from out-of-county students attending the college while the County paid out \$1.7M in chargeback fees for Rockland residents attending other community colleges.

Dr. Wood also explained that more than half of RCC's chargebacks, approximately \$1M, were attributed to FIT (Fashion Institute of Technology). Dr. Wood stated that FIT was considered a "two plus two institution" meaning that Associates and Bachelor's degrees as well as Master's degrees were offered. A student had to earn an Associate's degree prior to pursuing a Bachelor's Degree.

The committee felt that chargebacks should be limited to the first two years only. Leg. Schoenberger noted that there were several pending lawsuits in other parts of the State regarding this issue.

Ramapo Supervisor St. Lawrence said he attended this meeting on behalf of himself and the other 4 Town Supervisors. It had been his understanding that the resolution would be voted on tonight and he asked that the committee reconsider and vote on the resolution to repeal the chargebacks.

Supervisor St. Lawrence also noted that Ramapo's chargebacks amounted to \$580,000. He said if FIT was limited to two years that number would be decreased to about \$183,000.

Chair Grant requested the clerk notify the Town Supervisors when this resolution is placed on the agenda.

**ACTION:**  
**COMMITTEE CLERK TO NOTIFY ALL TOWN SUPERVISORS WHEN RESOLUTION IS ON**  
**COMMITTEE AGENDA**

- 13. **MISCELLANEOUS:** NONE
- 14. **RECEIVE & FILE:** NONE
- 15. **CORRESPONDENCE – REVIEW AND DISCUSSION:** NONE

**ADDENDUM:**

- 1) REF. #6707 – RESCINDING RESOLUTION NO. 72 OF 2013 AND REPLACING  
9490 IT WITH THIS RESOLUTION EXCLUDING NON-UNION  
MANAGEMENT POSITIONS FILLED BY RETIREES OF THE NYS  
RETIREMENT SYSTEM FROM THE PROVISIONS OF THE ROCKLAND  
ASSOCIATION OF MANAGEMENT (RAM) MEMORANDUM OF  
AGREEMENT PARAGRAPH 1 (d) AS RELATES TO ARTICLE 10 OF  
THE RAM COLLECTIVE BARGAINING AGREEMENT CERTAIN  
LEAVE BENEFITS (DISTRICT ATTORNEY)  
**(T. ZUGIBE, DISTRICT ATTORNEY)**

District Attorney Zugibe thanked the Committee for revisiting this issue. DA Zugibe explained that several of his non-union management employees are also in the NYS Retirement system and the present Memorandum of Agreement, paragraph 1(d) provides for no vacation, holiday, sick, bereavement and personal leave. DA Zugibe felt this was an injustice and requested the Legislature exclude such employees.

Commissioner of Personnel Joan Silvestri explained that some non-union management follow RAM for benefit purposes only.

Chair Grant explained that the Legislators intent is to create equity for all employees affected. Chair Grant also said it was his understanding that this would require no additional funds.

Leg. Schoenberger said this needed to be adjusted fairly and appropriately.

**ADDED SPONSORS: LEGS. GRANT, HOOD, JR., WOLFE, CORNELL, SCHOENBERGER, EARL, SOSKIN, JOBSON)**

**MOTION TO APPROVE:  
GRANT/SCHOENBERGER**

**UNAN**

**ADDITIONAL DISCUSSION:**  
*RESOLUTIONS DETAILING VOLUNTARY SEPARATION INCENTIVE*

Leg. Schoenberger noted that at a previous meeting there was an action stemming from a discussion on the 2013 VSI program. The committee asked the Administration to keep the Legislators informed of any and all discussions with the unions concerning the programs. As of this date, no correspondence has been received from them. Chair Grant stated that as time lags on this could prove to compromise the Administration's ability to achieve the projected savings that the 2013 Budget is relying on.

**ACTION:**  
**COMMITTEE CLERK TO DRAFT MEMORANDUM FOR THE CHAIR TO BE SENT TO ADMINISTRATION REMINDING THEM OF ACTION FROM PREVIOUS MEETING (JANUARY 29, 2013):**

**ADMINISTRATION TO EXECUTE AMENDED AGREEMENTS TO CHANGE THE WORDING IN PARAGRAPH (1) OF THE PROGRAM DESCRIPTION AND REQUIREMENTS TO INCLUDE THAT IN ADDITION TO WRITTEN CONSENT OF THE COUNTY EXECUTIVE, THERE SHALL BE CONSENT FROM THE LEGISLATURE BY LEGISLATIVE RESOLUTION**

**MOTION TO ADJOURN: 9:30 PM**  
**WOLFE/EARL**

**UNAN**

"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."

B&FACTIONSHEET02/13/13:SED