

The Legislature of Rockland County



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

AGENDA PLANNING AND PUBLIC WORKS COMMITTEE TUESDAY, JUNE 26, 2012 7:00 P.M.

- ROLL CALL
 - ADOPTION OF MINUTES OF 6/12/12.
1. **REFERRAL NO. 2825** 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)** **(THOMAS VANDERBEEK, COMMISSIONER OF PUBLIC TRANSPORTATION) DL# 2012-02137**
 2. **REFERRAL NO. 2825** 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 DECEMBER 31, 2012 WITH ONE (1) THREE (3) MONTH EXTENSION OPTION (NO COUNTY TAX DOLLARS) AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF PUBLIC TRANSPORTATION (\$5,608,573.50) **(THOMAS VANDERBEEK, COMMISSIONER OF PUBLIC TRANSPORTATION) DL# 2012-02151**
 3. **REFERRAL NO. 8293** APPROVING CONTRACT IN EXCESS OF \$100,000 WITH HUDSON TRANSIT CORP. TO OPERATE THE TAPPAN ZEEEXPRESS FOR THE PERIOD FROM JULY 1, 2012 THROUGH DECEMBER 31, 2012 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$1,685,809.68 WITH ONE (1) THREE (3) MONTH EXTENSION OPTION (NO COUNTY TAX DOLLARS) AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF PUBLIC TRANSPORTATION] **(\$1,685,809.68) (THOMAS VANDERBEEK, COMMISSIONER OF PUBLIC TRANSPORTATION) DL# 2012-02149**
 4. **REFERRAL NO. 8293** APPROVING CONTRACT IN EXCESS OF \$100,000 WITH HUDSON TRANSIT LINES, INC. TO OPERATE TRANSPORT OF ROCKLAND (TOR) ROUTE 93 PARTIAL BUS SERVICE FOR THE PERIOD FROM JULY 1, 2012 THROUGH DECEMBER 31, 2012 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$148,043.46 WITH ONE (1) THREE MONTH EXTENSION OPTION (NO COUNTY TAX DOLLARS) AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF PUBLIC TRANSPORTATION] **(\$148,043.46) (THOMAS VANDERBEEK, COMMISSIONER OF PUBLIC TRANSPORTATION) DL# 2012-02148**

10. **REFERRAL NO. 2994** BOND RESOLUTION FO THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED 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 **(GERALD C. WALSH, COMMISSIONER OF DGS)**
LM# 2012-01291
DEFERRED FROM 5/15/12 LEGISLATIVE MEETING
DEFERRED FROM 6/12/12 PPW MEETING
11. **REFERRAL NO. 5906** APPROVING APPROPRIATION OF FUNDS IN THE AMOUNT OF \$249,539 (NCTD) FROM THE SEWER DISTRICT'S UNDESIGNATED FUND BALANCE TO THE SEWER DISTRICTS 2012 OPERATING BUDGET FOR THE PURCHASE OF A VAN WITH SEWER TELEVISIONING EQUIPMENT [ROCKLAND COUNTY SEWER DISTRICT NO. 1] **(\$249,539) (DIANNE PHILLIPS, DIRECTOR SEWER DISTRICT NO. 1) DL# 2012-02127**
12. **REFERRAL NO. 5906** APPROVING THE PURCHASE IN EXCESS OF \$100,000 FROM EAGLE EQUIPMENT INC. D/B/A PIERCE 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) (GERRY WALSH, COMMISSIONER DGS-PURCHASING) DL# 2012-02150**
13. **REFERRAL NO. 5906** SETTING A DATE FOR A PUBLIC HEARING FOR THE PURPOSE OF CONSIDERING A PROPOSED INCREASE IN THE 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 **\$1,000,000 (CAPITAL PROJECT NO. 6260) (DIANNE PHILIPPS, DIRECTOR SEWER DISTRICTS NO. 1) DL# 2012-01481**
14. **REFERRAL NO. 5906** AMENDING THE 2012 CAPITAL BUDGET IN THE AMOUNT OF \$1,000,000 INCREASING THE ESTIMATED PROJECT COST FROM \$10,000,000 TO \$11,000,000 AND APPROVING ACCEPTANCE OF AMENDMENT NO. 1 TO THE ENGINEERING REPORT FOR THE TOWN OF CLARKSTOWN PUMP STATION AND COLLECTION SYSTEM UPGRADE PROJECT CAPITAL PROJECT 6260 [ROCKLAND COUNTY SEWER DISTRICT NO. 1] **DIANNE PHILIPPS, DIRECTOR OF SEWER DISTRICTS NO. 1) DL# 2012-01169**
15. **REFERRAL NO. 5906** BOND RESOLUTION FO THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED 2012 AUTHORIZING FINANCING FOR THE INCREASE IN THE COST AND IMPROVEMENT OF FACILITIES OF THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$11,000,000 IN ADDITION TO THE \$10,000,000 HERETOFORE APPROPRIATED FOR SUCH PURPOSE IN RESOLUTION NO. 250 AND 2010, AND AUTHORIZING THE ISSUANCE OF \$1,000,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION [TOWN OF CLARKSTOWN PUMP STATIONS AND COLLECTION SYSTEM UPGRADE PROJECT-CAPITAL PROJECT NO. 6260] **(GERRY WALSH, COMMISSIONER DGS) DL# 2012-01263**

22. **REFERRAL NO. 6394** 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) (CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAY) DL# 2012-01989**
23. **REFERRAL NO. 2946** DISCUSSION ITEM: MINCISCEONGO CREEK, VILLAGE OF WEST HAVERSTRAW **(HON. JAY HOOD JR., LEGISLATURE)**

"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."

**RESOLUTION NO. _____ 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)**

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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 _____ and _____ Committees of the Legislature have met, considered and _____ 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

LHG:
6/4/12

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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 _____ and _____ Committees of the Legislature have met, considered and _____ 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 December 31, 2012 at a rate of \$934,762.25 per month for a total contract amount not to exceed \$5,608,573.50, with one (1) option for a three (3) month extension, 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.

LHG:
2012-02151
5/29/12
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Introduced by:

Referral No.

**RESOLUTION NO. 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 DECEMBER 31, 2012
FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$1,685,809.68
WITH ONE (1) THREE (3) MONTH EXTENSION OPTION
(NO COUNTY TAX DOLLARS)
AND AUTHORIZING ITS
EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF PUBLIC TRANSPORTATION]
(\$1,685,809.68)**

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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 December 31, 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 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 December 31, 2012 at a rate of \$280,968.28 per month for a total contract amount not to exceed \$1,685,809.68 with one (1) option for a three (3) month extension; 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

Referral No.

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 _____ and _____ Committees of the Legislature have met, considered and _____ 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 December 31, 2012 at a rate of \$280,968.28 per month for a total contract amount not to exceed \$1,685,809.68 with one (1) option for a three (3) month extension, 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.

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5/29/12
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Referral No.

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 _____ and _____ Committees of the Legislature have met, considered and _____ 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 December 31, 2012 at a rate of \$24,673.91 per month for a total contract amount not to exceed \$148,043.46 with one (1) option for a three (3) month extension, 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.

LHG:
2012-02148
5/29/12
r. 6/4/12
r. 6/5/12

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 _____ Committees of the Legislature have met, considered and _____ 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.

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2012-02002
5/23/12

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COUNTY OF ROCKLAND
DEPARTMENT OF GENERAL SERVICES
DIVISION OF PURCHASING

C. SCOTT VANDERHOEF
County Executive

Gerald Walsh
Commissioner

Building A, Second Floor
50 Sanatorium Road
Pomona, New York 10970
Telephone: 845-364-3820
Telefax: 845-364-3809

PAUL J. BRENNAN, C.P.M. CPPB
Director of Purchasing

TO: Hon. C. Scott Vanderhoef
County Executive

FROM: Paul Brennan CPPO, CPPB *PJB*

DATE: April 11, 2012

SUBJECT: Resolution Request Asphalt Bituminous, Hot in Place, Bid 2011-032
2012-027

I am requesting that a Legislative Resolution be drafted authorizing the purchase of Asphalt Bituminous, Hot in Place, in excess of \$100,000.00 under Bid RFB-RC-2012-027 from Highway Rehabilitation Corp., 2258 Route 22, Brewster, NY 10509. The Term of the bid will be from April 18, 2012 through April 17, 2013 with a one year option.

Two hundred and seven (207) vendors were notified of the bid, thirteen (13) viewed it on line and only one responded. We have contacted several firms both in New York and New Jersey as to they claim that they don't possess the equipment to do this kind of work and it's very expensive to purchase this equipment.

Purchases will be made by issuance of a formal Purchase Order for specific projects as they are identified and selected by the Department of Highways. Purchases will be made in accordance with the Department of Highways 2012 Budget and will not exceed \$600,000.00.

Please contact me directly if you have any additional questions.

Thank you.

Cc: C. Vezzetti
A. Connors
D.E. Barry

Encl: Award Analysis
Copy of Bid 2012-027
Cert. of Liability Insurance

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 Committees of the Legislature have met, considered and 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 equipment 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).

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2012-01898
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BOND RESOLUTION NO. _____ OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 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.

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.

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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

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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.

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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.

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

AYES:

NOES:

ABSENT:

The resolution was declared and adopted.

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LEGAL NOTICE

The bond resolution, a summary of which is published herewith, has been adopted on _____, 2012, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Rockland, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: New City, New York,

_____, 2012.

Clerk of the Legislature

BOND RESOLUTION NO. _____ OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 2012, AUTHORIZING FINANCING OF COURTHOUSE SECURITY SYSTEMS, 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.

Specific object or purpose:	Courthouse security systems upgrade
Period of probable usefulness:	10 years
Amount of additional bonds:	\$600,000

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BOND RESOLUTION NO. _____ OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 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.

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.

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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

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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.

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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.

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

AYES:

NOES:

ABSENT:

The resolution was declared and adopted.

* * * * *

LEGAL NOTICE

The bond resolution, a summary of which is published herewith, has been adopted on _____, 2012, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Rockland, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: New City, New York,

_____, 2012.

Clerk of the Legislature

BOND RESOLUTION NO. _____ OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 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.

Specific object or purpose:	Countywide HVAC improvements
Period of probable usefulness:	10 years
Amount of additional bonds:	\$500,000

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BOND RESOLUTION NO. _____ OF 2012.

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 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.

_____: UNAN.

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

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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

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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,

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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.

* * * * *

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LEGAL NOTICE

The bond resolution, a summary of which is published herewith, has been adopted on _____, 2012, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Rockland, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: New City, New York,
_____, 2012.

Clerk of the Legislature

BOND RESOLUTION NO. _____ OF 2012.

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 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.

Class of objects or purposes: Upgrade/improvements to County Radio Communications Room

Period of probable usefulness:	25 years
Amount of additional bonds:	\$650,000
Aggregate maximum amount of obligations to be issued:	\$8,650,000 bonds

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BOND RESOLUTION NO. _____ OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 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.

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.

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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

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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.

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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.

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LEGAL NOTICE

The bond resolution, a summary of which is published herewith, has been adopted on _____, 2012, and the validity of the obligations authorized by such resolution may be hereafter contested only if such obligations were authorized for an object or purpose for which the County of Rockland, New York, is not authorized to expend money, or if the provisions of law which should have been complied with as of the date of publication of this notice were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of publication of this notice, or such obligations were authorized in violation of the provisions of the Constitution.

A complete copy of the resolution summarized herewith is available for public inspection during regular business hours at the Office of the Clerk of the Legislature for a period of twenty days from the date of publication of this Notice.

Dated: New City, New York,
_____, 2012.

Clerk of the Legislature

BOND RESOLUTION NO. _____ OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 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.

Specific object or purpose:	Automotive garage improvements
Period of probable usefulness:	25 years
Amount of additional bonds:	\$500,000

Introduced by:

Referral No.

DRAFT

**RESOLUTION NO. 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)**

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 _____ of the Legislature have met, considered and 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:

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F
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SEWER FUND - 2012

Increase Approp. Acct. (Credit):

G-SWR-8120-E2030 Motor Vehicles 249,539

Increase Est. Rev. Acct. (Debit):

G-SWR-9952-R5990 Appropriated Fund Balance 249,539

VWJ:lo
2012-02127
6/14/12

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 Committees of the Legislature have met, considered and 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.

BB:lo
2012-02150
6/5/12
Rev.
6/21/12

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Introduced by:

Referral No. _____

RESOLUTION NO. _____ 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-\$1,000,000

DRAFT

: UNAN.

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 of 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 _____ day of _____, 2012 at _____ o'clock ____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 of 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.

Introduced by:

Referral No.

DRAFT

**RESOLUTION NO. OF 2012
AMENDING THE 2012 CAPITAL BUDGET
IN THE AMOUNT OF \$1,000,000
INCREASING THE ESTIMATED PROJECT COST
FROM \$10,000,000 TO \$11,000,000 AND
APPROVING ACCEPTANCE OF AMENDMENT NO. 1
TO THE ENGINEERING REPORT FOR THE
TOWN OF CLARKSTOWN PUMP STATION
AND COLLECTION SYSTEM UPGRADE PROJECT
CAPITAL PROJECT 6260
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]**

WHEREAS, The Town of Clarkstown Pump Station and Collection System Upgrade Project is included in the Rockland County 2012 Capital Budget under Project No. 6260 in the amount of \$10,000,000; and

WHEREAS, By Resolution No. 386 of 2009, the Legislature of Rockland County approved an engineering report prepared by H2M Group describing the details of the Town of Clarkstown Pump Station and Collection System Upgrade Project; and

WHEREAS, By Resolution No. 388 of 2009, the Legislature of Rockland County authorized an Intermunicipal Agreement with the Town of Clarkstown ("Town") for the Town of Clarkstown Pump Station and Collection System Upgrade Project, Capital Project No. 6220; and

WHEREAS, On April 30, 2009, the Sewer District entered into an Intermunicipal Agreement with The Town of Clarkstown, for the Town of Clarkstown Pump Station and Collection System Upgrade Project, Capital Project No. 6260; and

WHEREAS, The Intermunicipal Agreement with the Town requires that the Sewer District reimburse the Town for the actual cost of the improvements; and

WHEREAS, This project also includes sanitary sewer upgrades in the Town of Clarkstown which will reduce the volume of infiltration/inflow of extraneous sources of water into the collection system; and

WHEREAS, H2M Group has prepared Amendment No. 1 to the engineering report to include sewer upgrades on Main Street and Long Clove Road in New City, New Haven Avenue and Lake Nanuet Park in Nanuet, and North Greenbush Road in West Nyack; and

WHEREAS, The engineering report has been reviewed by staff of the Town of Clarkstown and the staff of the Sewer District and found to be acceptable; and

WHEREAS, By Resolution No. 86 of 2011, the Board of Sewer Commissioners approved Amendment No. 1 to the engineering report for the Town of Clarkstown increasing the estimated project cost by an additional \$1,000,000 from \$10,000,000 to \$11,000,000 for the Town of Clarkstown Pump Station and Collection System Upgrade Project, Capital Project No. 6260; and

WHEREAS, The Executive Director of the Sewer District requests that the Legislature approve Amendment No.1 to the engineering report for the Town of Clarkstown to reflect the increase in the estimated project cost by an additional \$1,000,000 from \$10,000,000 to \$11,000,000 for the Town of Clarkstown Pump Station and Collection System Upgrade Project, Capital Project No. 6260; and

WHEREAS, The Committees of the Legislature have met, considered and 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 the total estimated project cost from \$10,000,000 to \$11,000,000 by an increase in funding in the amount of \$1,000,000 to Capital Account No. 6260, for the Town of Clarkstown Pump Station and Collection System Upgrade Project; and

RESOLVED, That the Legislature of Rockland County hereby approves and accepts Amendment No. 1 to the engineering report prepared by H2M Group dated December 2011; and be it further.

RESOLVED, That the Legislature of Rockland County hereby approves the Amendment 1 to the engineering report for the Town of Clarkstown to reflect the increase in the cost estimate from \$10,000,000 to \$11,000,000 for the Town of Clarkstown Pump Station and Collection System Upgrade Project, Capital Project No. 6260 and, authorizes the County Executive to execute the amendment to the agreement, subject to review and approval of the County attorney; and be it further

RESOLVED, That the Acting Commissioner of Finance increase the accounts as follows:

CAPITAL PROJECTS FUND

Increase Approp. Acct.:

H6260	Pump Station Upgrade Town of Clarkstown	\$1,000,000
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Increase Est. Rev. Acct.:

H5710	Proceeds from Bonds	\$1,000,000
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DB :mf
2012-01169
3/23/12
rev.6/20/12VWJ

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BOND RESOLUTION NO. _____ OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 2012, AUTHORIZING FINANCING FOR THE INCREASE IN COST AND IMPROVEMENT OF FACILITIES OF THE ROCKLAND COUNTY SEWER DISTRICT NO. 1, STATING THE CURRENT ESTIMATED MAXIMUM COST THEREOF IS \$11,000,000, APPROPRIATING \$1,000,000 IN ADDITION TO THE \$10,000,000 HERETOFORE APPROPRIATED FOR SUCH PURPOSE IN RESOLUTION NO. 250 OF 2010, AND AUTHORIZING THE ISSUANCE OF \$1,000,000 BONDS OF SAID COUNTY TO FINANCE SAID APPROPRIATION. [TOWN OF CLARKSTOWN PUMP STATIONS AND COLLECTION SYSTEM UPGRADE PROJECT-CAPITAL PROJECT NO. 6260].

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. 6260, consisting 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. The current estimated maximum cost thereof, including preliminary costs and costs incidental thereto and the financing thereof, is \$11,000,000 and \$1,000,000 is hereby appropriated therefor in addition to the \$10,000,000 heretofore appropriated for such purpose for such purpose in resolution No. 250 of 2010. 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 2. 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 3. 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. 4 of the Law is forty (40) years; and
- b) The proposed maturity of the bonds authorized by this Resolution will exceed five (5) years.

Section 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 _____
and duly put to a vote on roll call, which resulted as follows:

AYES:

NOES:

ABSENT:

The resolution was declared and adopted.

* * * * *

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Introduced by:

Referral No.

**RESOLUTION NO. OF 2012
AUTHORIZING AN AMENDMENT TO
THE INTERMUNICIPAL COOPERATION AGREEMENT WITH THE
TOWN OF CLARKSTOWN
INCREASING THE ESTIMATED PROJECT COST BY \$1,000,000
FOR TOTAL PROJECT AMOUNT NOT TO EXCEED \$11,000,000
FOR THE TOWN OF CLARKSTOWN PUMP STATION AND COLLECTION
SYSTEM UPGRADE PROJECT, CAPITAL PROJECT NO. 6260
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]**

WHEREAS, By Resolution No. 388 of 2009, the Legislature of Rockland County authorized an Intermunicipal Agreement with the Town of Clarkstown for the Town of Clarkstown Pump Station and Collection System Upgrade Project, Capital Project No. 6260; and

WHEREAS, On April 30, 2009, the Rockland County Sewer District #1 ("Sewer District") entered into an Intermunicipal Agreement with the Town of Clarkstown, for the Town of Clarkstown Pump Station and Collection System Upgrade Project; and

WHEREAS, This project also includes sanitary sewer upgrades in the Town of Clarkstown which will reduce the volume of infiltration/inflow of extraneous sources of water into the collection system; and

WHEREAS, H2M Group has prepared Amendment No. 1 to the engineering report to include sewer upgrades on Main Street and Long Clove Road in New City, New Haven Avenue and Lake Nanuet Park in Nanuet, and North Greenbush Road in West Nyack; and

WHEREAS, Amendment No. 1 to the engineering report includes a revised cost estimate increasing the project amount by \$1,000,000 for a total estimated project amount not to exceed \$11,000,000; and

WHEREAS, By Resolution No. 85 of 2011, the Board of Sewer Commissioners approved Amendment of the Intermunicipal Agreement with the Town of Clarkstown and the Amendment No. 1 of the engineering report and increasing the estimated project by \$1,000,000 for the Town of Clarkstown Pump Station and Collection System Upgrade Project, Capital Project No. 6260; and

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WHEREAS, The Executive Director of the Rockland County Sewer District No. 1 requests that the Legislature authorize an amendment to the Intermunicipal Agreement with the Town of Clarkstown and accept Amendment No. 1 to the engineering report increasing the project cost estimate by \$1,000,000 for the Town of Clarkstown Pump Station and Collection System Upgrade Project, Capital Project No. 6260; and

WHEREAS, The _____ Committees of the Legislature have met, considered and approved this resolution, now, therefore, be it

RESOLVED, That the Legislature of Rockland County hereby approves the amendment of the Intermunicipal Agreement with the Town of Clarkstown increasing the the estimated project cost by \$1,000,000, for a total estimated project amount not to exceed \$11,000,000 for the Town of Clarkstown Pump Station and Collection System Upgrade Project, Capital Project No. 6260 and authorizes the County Executive to execute the amendment to the agreement, subject to review and approval of the County Attorney.

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rev.6/20/12 VWJ

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.

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BOND RESOLUTION NO. _____ OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 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.

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.

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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

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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.

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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.

* * * * *

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 Committees of the Legislature have met, considered and 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
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Increase Est. Rev. Acct.:

H5710	Proceeds from Bonds	1,300,000
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BOND RESOLUTION NO. _____ OF 2012

BOND RESOLUTION OF THE COUNTY OF ROCKLAND, NEW YORK, ADOPTED _____, 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 \$28,000,000 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.

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.

* * * * *

WHEREAS, The Committees of the Legislature have met, considered and 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.

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