

THE LEGISLATURE OF ROCKLAND COUNTY



ILAN S. SCHOENBERGER
LEGISLATOR – DISTRICT 4

CHAIR, BUDGET & FINANCE COMMITTEE

**AGENDA
BUDGET & FINANCE COMMITTEE
TUESDAY, NOVEMBER 27, 2012
7:15 P.M.**

ROLL CALL

ADOPTION OF MINUTES FROM NOVEMBER 13, 2012

1. BONDS/PUBLIC WORKS MATTERS:

1-PPW) REF. #1519

APPROVING AN AMENDMENT TO AND EXTENSION OF AN AGREEMENT IN EXCESS OF \$100,000 WITH HARRIS BEACH, PLLC FOR LEGAL SERVICES IN CONNECTION WITH THE MATTER OF WEST GATE LANDSCAPING, INC. V. COUNTY OF ROCKLAND IN THE ADDITIONAL AMOUNT OF \$60,000 FOR A TOTAL SUM NOT TO EXCEED \$159,900 AND EXTENDING THE PERIOD FROM DECEMBER 31, 2012 THROUGH DECEMBER 31, 2013 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HIGHWAYS] (\$159,900) (CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAY)
DL #2012-01642

(SUBJECT TO APPROVAL OF PPW)

2-PPW) REF. #7300

ACCEPTING THE BID OF THE LOWEST RESPONSIBLE BIDDER AND APPROVING A CONTRACT IN EXCESS OF \$100,000 WITH HELMER CRONIN CONSTRUCTION INC. IN AN AMOUNT NOT TO EXCEED \$104,820 FOR CONSTRUCTION SERVICES FOR THE EUGENE J. GROGAN CORRECTIONAL CENTER STORAGE GARAGE AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF GENERAL SERVICES-FACILITIES MANAGEMENT] (\$104,820) (GERALD WALSH, COMMISSIONER OF GENERAL SERVICES) DL #2012-04337

(SUBJECT TO APPROVAL OF PPW)

3-PPW) REF. #5906/7621

RATIFYING AN AGREEMENT IN EXCESS OF \$100,000 WITH PLYMOUTH ROCK ENERGY FOR THE SUPPLY OF NATURAL GAS (FIRM ACCOUNTS) FOR THE COUNTY OF ROCKLAND AND THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 IN AN AMOUNT NOT TO EXCEED \$200,000 FOR THE PERIOD FROM NOVEMBER 1, 2012 THROUGH APRIL 30, 2013 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$200,000) (GERALD WALSH, COMMISSIONER OF DGS-PURCHASING) DL #2012-04233

(SUBJECT TO APPROVAL OF PPW)

4-PPW) REF. #8593

RATIFYING AN AGREEMENT IN EXCESS OF \$100,000 WITH COLONIAL ENERGY INC. FOR THE SUPPLY OF NATURAL GAS (INTERRUPTIBLE ACCOUNTS) FOR THE COUNTY OF ROCKLAND IN THE AMOUNT OF \$307,052 AND ROCKLAND COMMUNITY COLLEGE IN THE AMOUNT OF \$180,546 AND FOR A TOTAL AMOUNT NOT TO EXCEED \$487,598 FOR THE PERIOD FROM NOVEMBER 1, 2012 THROUGH OCTOBER 31, 2013 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] (\$487,598) (GERALD WALSH, COMMISSIONER OF DGS-PURCHASING) DL #2012-04235

(SUBJECT TO APPROVAL OF PPW)

2. GRANTS/DONATIONS:

2A) REF. #5519

APPROVING ACCEPTANCE OF GRANT FUNDS TOTALING \$243,638 (NCTD) DISASTER NATIONAL EMERGENCY GRANTS FROM THE NEW YORK STATE DEPARTMENT OF LABOR FOR THE PERIOD MAY 1, 2012 THROUGH NOVEMBER 9, 2012 TO COVER VARIOUS MUNICIPALITY CLEAN UP EXPENSES RELATED TO HURRICANE IRENE AND TROPICAL STORM LEE AND TO COVER VARIOUS ADMINISTRATIVE EXPENSES RELATED TO SAID HURRICANE AND STORM AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY INSTRUMENTS AND DOCUMENTS [COUNTY EXECUTIVE] (\$243,638) (C. SCOTT VANDERHOEF, COUNTY EXECUTIVE) DL #2012-04165

(SUBJECT TO APPROVAL OF PUBLIC SAFETY)

2B) REF. #9361

APPROVING ACCEPTANCE OF GRANT IN THE AMOUNT OF \$149,500 (NCTD) FROM THE NEW YORK STATE OFFICE OF HOMELAND SECURITY AND EMERGENCY SERVICES-LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM (LETPP) GRANT (NO. WM12972922) FOR THE PERIOD SEPTEMBER 1, 2012 THROUGH AUGUST 31, 2014 AND AUTHORIZING EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE [SHERIFF'S DEPARTMENT] (\$149,500) (LOUIS FALCO, SHERIFF) DL #2012-03508

(SUBJECT TO APPROVAL OF PUBLIC SAFETY)

2C) REF. #9361

ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$448,500 (NCTD) FROM THE NEW YORK STATE OFFICE OF HOMELAND SECURITY AND EMERGENCY SERVICES-STATE HOMELAND SECURITY PROGRAM (SHSP) GRANT (#WM12972920) FOR THE PERIOD SEPTEMBER 1, 2012 THROUGH AUGUST 31, 2014 AND AUTHORIZING EXECUTION OF ALL NECESSARY GRANT DOCUMENTS BY THE COUNTY EXECUTIVE [SHERIFF'S DEPARTMENT] (\$448,500) (LOUIS FALCO, SHERIFF) DL #2012-04231

(SUBJECT TO APPROVAL OF PUBLIC SAFETY)

2D) REF. #9263

APPROVING ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$45,326 (NCTD) SAFETY NET ASSISTANCE PROJECT (SNAP) PROCESS AND TECHNOLOGY IMPROVEMENT GRANT FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE (USDA) FOOD AND NUTRITION SERVICE AGENCY TO PURCHASE SCANNING EQUIPMENT AND ACCESSORIES IN ORDER TO HELP INCREASE ACCESS BY ELIGIBLE HOUSEHOLDS TO SNAP BENEFITS FOR THE PERIOD SEPTEMBER 30, 2012 THROUGH AUGUST 30, 2015 AND AUTHORIZING EXECUTION OF ALL GRANT DOCUMENTS BY THE COUNTY EXECUTIVE [DEPARTMENT OF SOCIAL SERVICES] (\$45,326) (SUSAN SHERWOOD, COMMISSIONER OF SOCIAL SERVICES) DL #2012-04181

(SUBJECT TO APPROVAL OF MULTI-SERVICES)

3. **BUDGET ITEMS:**

3A) REF. #6704

APPROPRIATION OF FEDERAL FORFEITURE FUNDS REQUESTED BY THE OFFICE OF THE DISTRICT ATTORNEY TO BE USED FOR POLICE EQUIPMENT FOR THE CLARKSTOWN POLICE DEPARTMENT PER THE AUTHORIZATION OF THE LAW ENFORCEMENT OVERSIGHT COMMITTEE [OFFICE OF THE DISTRICT ATTORNEY] (NCTD) (\$21,840) (THOMAS ZUGIBE, DISTRICT ATTORNEY) DL #2012-04232

(SUBJECT TO APPROVAL OF PUBLIC SAFETY)

3B) REF. #6698

ACCEPTING AND APPROVING THE REPORT OF THE BUDGET & FINANCE COMMITTEE WITH REFERENCE TO MORTGAGE TAXES FOR THE PERIOD APRIL 1, 2012 THROUGH SEPTEMBER 30, 2012 [DEPARTMENT OF BUDGET & FINANCE] (STEPHEN DEGROAT, COMMISSIONER OF FINANCE) DL #2012-04439

4. **AUTHORIZATIONS:**

4A) REF. #6698

AUTHORIZING THE CLERK TO THE LEGISLATURE TO EXECUTE A WARRANT TO THE COMMISSIONER OF FINANCE DIRECTING THE PAYMENT OF MORTGAGE TAX MONIES FOR THE PERIOD APRIL 1, 2012 THROUGH SEPTEMBER 30, 2012 [DEPARTMENT OF BUDGET & FINANCE] (STEPHEN DEGROAT, COMMISSIONER OF FINANCE) DL #2012-04446

4B) REF. #7498

APPROVING A SECOND OPTION TO RENEW FOR AN ADDITIONAL ONE YEAR TERM AND AMENDING AN AGREEMENT IN EXCESS OF \$100,000 WITH ADVANCED ANALYTICAL TECHNOLOGIES, INC. FOR LABORATORY ANALYTICAL SERVICES IN THE ADDITIONAL AMOUNT OF \$170,000 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$470,000 FOR THE PERIOD FROM JANUARY 1, 2013 THROUGH DECEMBER 31, 2013 UNDER RFP-RC-2010-027 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HEALTH] (\$470,000) **(DR. JOAN FACELLE, COMMISSIONER OF HEALTH DEPT.) DL #2012-03653**

(SUBJECT TO APPROVAL OF MULTI-SERVICES)

5. CONTRACTS/AGREEMENTS:

5A) REF. #5327

APPROVING AMENDMENT AND EXTENSION TO AGREEMENT IN EXCESS OF \$100,000 WITH PTD SYSTEMS, INC. IN THE ADDITIONAL AMOUNT OF \$8,852, FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$153,435 FOR USE OF FORCE COORDINATOR SERVICES AT THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY UNDER RFP-RC-2010-23 FOR THE PERIOD FROM NOVEMBER 16, 2012 THROUGH DECEMBER 31, 2012 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [SHERIFF'S DEPARTMENT] (\$153,436) **(LOUIS FALCO, SHERIFF) DL #2012-04313**

(SUBJECT TO APPROVAL OF PUBLIC SAFETY)

5B) REF. #5327

APPROVING AMENDMENT AND EXTENSION TO AGREEMENT IN EXCESS OF \$100,000 WITH EAGLE PROFESSIONAL SERVICES CORP. IN THE ADDITIONAL AMOUNT OF \$10,583 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$183,436 FOR CONSULTANT SERVICES AS DIRECTOR OF THE POLICE ACADEMY AT THE ROCKLAND COUNTY POLICE & PUBLIC SAFETY ACADEMY UNDER RFP-RC-2010-23 FOR THE PERIOD FROM NOVEMBER 16, 2012 THROUGH DECEMBER 31, 2012 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [SHERIFF'S DEPARTMENT] (\$183,436) **(LOUIS FALCO, SHERIFF) DL #2012-04311**

(SUBJECT TO APPROVAL OF PUBLIC SAFETY)

6. ALLOCATION/RECLASSIFICATION OF POSITIONS:

6A) REF. #9193 RECLASSIFYING FOURTEEN POSITIONS AT
ROCKLAND COMMUNITY COLLEGE (JOAN
SILVESTRI, COMMISSIONER OF PERSONNEL)
DL #2012-04305

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| 7. <u>BIDS:</u> | NONE |
| 8. <u>TRANSFER OF FUNDS/OTHERS:</u> | NONE |
| 9. <u>TAX ITEMS:</u> | NONE |
| 10. <u>PUBLIC HEARINGS:</u> | NONE |
| 11. <u>LOCAL LAW/HOME RULE:</u> | NONE |
| 12. <u>PRESENTATIONS/DISCUSSION:</u> | NONE |
| 13. <u>MISCELLANEOUS:</u> | NONE |
| 14. <u>RECEIVE & FILE:</u> | NONE |
| 15. <u>CORRESPONDENCE – REVIEW AND DISCUSSION:</u> | NONE |

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

DRAFT

1 PPW

Introduced by:

Referral No.

**RESOLUTION NO. OF 2012
APPROVING AN AMENDMENT TO AND EXTENSION OF
AN AGREEMENT IN EXCESS OF \$100,000
WITH HARRIS BEACH, PLLC
FOR LEGAL SERVICES IN CONNECTION WITH THE MATTER OF
WEST GATE LANDSCAPING, INC. V. COUNTY OF ROCKLAND
IN THE ADDITIONAL AMOUNT OF \$60,000 FOR A TOTAL SUM
NOT TO EXCEED \$159,900 AND EXTENDING
THE PERIOD FROM DECEMBER 31, 2012 THROUGH DECEMBER 31, 2013
AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE
[DEPARTMENT OF HIGHWAYS]
(\$159,900)**

WHEREAS, Harris Beach LLC was retained in connection with the defense of the County in the matter of West Gate Landscaping, Inc. v. County of Rockland under Index No. 8310/07; and

WHEREAS, By that action, West Gate Landscaping Inc. ("West Gate") alleges the wrongful termination of a contract with the County dated December 4, 2001 in the amount of \$908,000, and is seeking millions of dollars for wrongful termination and delay damages; and

WHEREAS, Pursuant to the contract, West Gate was required to stabilize the embankment of the Naurausaun Brook where it enters Lake Tappan pursuant to certain plans and specifications; and

WHEREAS, Harris Beach's current contract with the County, as amended and extended, is in the amount of \$99,000; and

WHEREAS, To date, Harris Beach has conducted approximately twelve (12) depositions, several of which have lasted multiple days, and it also has engaged in extensive motion practice in connection with those depositions; and

WHEREAS, Harris Beach also has engaged in multiple, failed negotiations to settle this action, but Plaintiff has not sought to engage in reasonable settlement negotiations; and

WHEREAS, Harris Beach also has prepared and filed a voluminous motion for summary judgment, seeking the dismissal of this action; and

WHEREAS, Plaintiff's counsel has filed opposition to that motion and our reply is due to be filed on or before January 11, 2013; and

DRAFT

Referral No.

WHEREAS, The Superintendent of Highways recommends to the County Executive and the Legislature of Rockland County to approve an amendment and extension of the agreement with Harris Beach, PLLC, 445 Hamilton Avenue, Suite 1206, White Plains New York 10601, for legal services in connection with the matter of West Gate Landscaping, Inc. v. County of Rockland in the additional amount of \$60,000 for a total sum not to exceed \$159,900 and an extension for the period from December 31 2012 through December 31, 2013; 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, Sufficient funding for this agreement exists in the Rockland County Drainage Agency Capital Project No. 7049; and

WHEREAS, The
Legislature have met, considered and
therefore be it

Committees of the
approved this resolution; now

RESOLVED, That the Legislature of Rockland County hereby approves an amendment and extension of the agreement in excess of \$100,000 with Harris Beach, PLLC, 445 Hamilton Avenue, Suite 1206, White Plains New York 10601, for legal services in connection with the matter of West Gate Landscaping, Inc. v. County of Rockland under Index No. 8310/07 in the additional amount of \$60,000 for a total sum not to exceed \$159,900 and an extension for the period from December 31, 2012 through December 31, 2013, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this to the agreement exists in the Rockland County Drainage Agency Capital Project No. 7049.

TS: lo
2012-01642
11/20/12

DRAFT

Referral No.

WHEREAS, Sufficient funding for this project exists in Sheriff's Department Forfeiture Funds FS02-E4500; 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 accepts the bid in the amount of \$104,820 and awards the contract for construction services for the Eugene J. Grogan Correctional Center's Storage Garage to replace the roof and outside block wall covering from Helmer Cronin Construction Inc., 27 Route 210, Stony Point, New York 10980; and be it further

RESOLVED, That the Legislature of Rockland County approves the contract in excess of \$100,000 with Helmer Cronin Construction Inc., 27 Route 210, Stony Point, New York 10980 for construction services for the Eugene J. Grogan Correctional Center's Storage Garage to replace the roof and outside block wall covering in an amount not to exceed \$104,820 pursuant to plans and specifications prepared by the Department of General Services-Facilities Management, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this project exists in the Sheriff's Department Forfeiture Funds FS02-E4500.

TS: dc:lo
2012-04337
11/20/12

DRAFT

3 ppw

Introduced by:

Referral No.

**RESOLUTION NO. OF 2012
RATIFYING AN AGREEMENT IN EXCESS OF \$100,000
WITH PLYMOUTH ROCK ENERGY
FOR THE SUPPLY OF NATURAL GAS (FIRM ACCOUNTS)
FOR THE COUNTY OF ROCKLAND AND
THE ROCKLAND COUNTY SEWER DISTRICT NO. 1
IN AN AMOUNT NOT TO EXCEED \$200,000
FOR THE PERIOD FROM NOVEMBER 1, 2012 THROUGH APRIL 30, 2013
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
(\$200,000)**

WHEREAS, By Resolution 579 of 2009, the Legislature of Rockland County amended the County's Procurement Policy and added § 140-15 entitled Energy Advisory Group to the Laws of Rockland County, creating the Energy Advisory Group, which consists of the Commissioner of Finance, the Director of Purchasing and the Executive Director of the Rockland County Sewer District No. 1 (the "Sewer District"), and permitting the Energy Advisory Group to, among other things, develop and review energy related bids, act as the County's agent in awarding said bids and forward information regarding such awards to the Legislature of Rockland County for ratification; and

WHEREAS, The Director of Purchasing requested bids for the supply of natural gas (Firm Accounts) under RFB-RC-2012-071 (the "RFB") for the County of Rockland and the Sewer District; and

WHEREAS, The Director of Purchasing also solicited a proposal from the Municipal Electric and Gas Alliance (MEGA), a cooperative of local governments; and

WHEREAS, Over forty (40) natural gas marketers plus MEGA were notified of the RFB, three (3) of the marketers submitted bids (i.e., Plymouth Rock Energy, LLC ("Plymouth"), Hess and Marathon Power) and one (1) of them (i.e., Hess) also responded to the RFB with pricing based on the MEGA cooperative; and

WHEREAS, The Director of Purchasing and the County's energy consultant Energy Enterprises, Inc. analyzed the four (4) proposals and determined that it would be in the best interests of the County to award the contract to Plymouth for a period of six (6) months (The one (1) year pricing option was considerably higher in price.); and

WHEREAS, Plymouth, 1074 Broadway, Woodmere, NY 11598, submitted the lowest price for Pricing Method #1 (i.e., indexed based pricing with trigger option) which requires the marketer to deliver natural gas on a firm full plant requirement but allows the County to lock in pricing at any time, meaning the marketer must supply the County's usage needs at the bid price; and

DRAFT

WHEREAS, In accordance with § 140-15, the Director of Purchasing submitted the energy consultant's analysis to the members of the Energy Advisory Group for review and approval; and

WHEREAS, The members of the Energy Advisory Group agreed with the energy consultant's analysis and recommendation, and they awarded the bid to Plymouth for Pricing Method #1; and

WHEREAS, The pricing offered by Plymouth is lower than the County's previous bid (i.e., \$1.0790 vs. \$1.4150); and

WHEREAS, The Director of Purchasing has issued a blanket purchase order to Plymouth; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that they ratify the agreement in excess of \$100,000 with Plymouth for the supply of natural gas (Firm Accounts) for the County and the Sewer District under the RFB in an amount not to exceed \$200,000 for the period November 1, 2012 through April 30, 2013; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 Budget of the Department of General Services 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 ratifies the County's agreement in excess of \$100,000 with Plymouth Rock Energy, LLC, 1074 Broadway, Woodmere, NY 11598, for the supply of natural gas (Firm Accounts) under RFB-RC-2012-071 for the County of Rockland and the Rockland County Sewer District No. 1 in an amount not to exceed \$200,000 for the period from November 1, 2012 through April 30, 2013, with 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 Department of General Services and is contingent upon 2013 budget appropriations.

BB:lo
2012-04233
10/26/12

Introduced by:

Referral No.

LPPW
2012

**RESOLUTION NO. OF 2012
RATIFYING AN AGREEMENT IN EXCESS OF \$100,000
WITH COLONIAL ENERGY INC.
FOR THE SUPPLY OF NATURAL GAS (INTERRUPTIBLE ACCOUNTS)
FOR THE COUNTY OF ROCKLAND
IN THE AMOUNT OF \$307,052
AND ROCKLAND COMMUNITY COLLEGE
IN THE AMOUNT OF \$180,546
AND FOR A TOTAL AMOUNT NOT TO EXCEED \$487,598
FOR THE PERIOD FROM NOVEMBER 1, 2012 THROUGH OCTOBER 31, 2013
WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER
[DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING]
(\$487,598)**

WHEREAS, By Resolution 579 of 2009, the Legislature of Rockland County amended the County's Procurement Policy and added § 140-15 entitled Energy Advisory Group to the Laws of Rockland County, creating the Energy Advisory Group, which consists of the Commissioner of Finance, the Director of Purchasing and the Executive Director of the Rockland County Sewer District No. 1, and permitting the Energy Advisory Group to, among other things, develop and review energy related bids, act as the County's agent in awarding said bids and forward information regarding such awards to the Legislature of Rockland County for ratification; and

WHEREAS, The Director of Purchasing requested bids for the supply of natural gas (Interruptible Accounts) under RFB-RC-2012-089 (the "RFB") for the County of Rockland and Rockland Community College (RCC); and

WHEREAS, The Director of Purchasing also solicited a proposal from the Municipal Electric and Gas Alliance (MEGA), a cooperative of local governments; and

WHEREAS, Over forty (40) natural gas marketers plus MEGA were notified of the RFB, one (1) marketer submitted a bid (i.e., Colonial Energy, Inc. ("Colonial")) and one (1) marketer (i.e., Hess) responded to the RFB with pricing based on the MEGA cooperative; and

WHEREAS, The Director of Purchasing and the County's energy consultant Energy Enterprises, Inc. analyzed the two (2) proposals and determined that it would be in the best interests of the County to award the contract to Colonial for a period of one (1) year (The two (2) year pricing was slightly lower in price, but it was not recommended by the energy consultant based upon the current stable market and recent declining prices.); and

WHEREAS, Colonial, 3975 Fair Ridge Drive, Fairfax, VA 22033, submitted the lowest price for Pricing Method #1 (i.e., indexed based pricing with trigger option and

100% swing) which requires the marketer to deliver natural gas on a firm full plant requirement but allows the County to lock in pricing at any time, meaning the marketer must supply the County's usage needs at the bid price; and

WHEREAS, In accordance with § 140-15, the Director of Purchasing submitted the energy consultant's analysis to the members of the Energy Advisory Group for review and approval; and

WHEREAS, The members of the Energy Advisory Group agreed with the energy consultant's analysis and recommendation, and they awarded the bid to Colonial for Pricing Method #1; and

WHEREAS, The pricing offered by Colonial is lower than the County's previous bid (i.e., \$0.743 vs. \$1.0220), which will result in an estimated savings of \$73,562 or 23.96% if usage remains the same; and

WHEREAS, The Director of Purchasing has issued a blanket purchase order to Colonial; and

WHEREAS, The Director of Purchasing recommends to the County Executive and the Legislature of Rockland County that they ratify the agreement in excess of \$100,000 with Colonial for the supply of natural gas (Interruptible Accounts) for the County and RCC under the RFB in an amount not to exceed \$487,598 for the period from November 1, 2012 through October 31, 2013; and

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

WHEREAS, Sufficient funding for these purchases is provided for in the 2012 Budget of the Department of General Services 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 ratifies the County's agreement in excess of \$100,000 with Colonial Energy, Inc., 3975 Fair Ridge Drive, Fairfax, VA 22033, for the supply of natural gas (Interruptible Accounts) under RFB-RC-2012-089 for the County of Rockland in the amount of \$307,052 and Rockland Community College in the amount of \$180,546 and in a total amount not to exceed \$487,598 for the period from November 1, 2012 through October 31, 2013, with 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 Department of General Services and is contingent upon 2013 budget appropriations.

BB:lo

2012-04235

10/26/12

DRAFT

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of Disaster National Emergency Grants totaling \$243,638 from the New York State Department of Labor for the period May 1, 2012 through November 9, 2012, and authorizes the County Executive to execute all necessary instruments and documents, subject to the approval of the County Attorney; and be it further

RESOLVED, That these grants are federally funded but administered by New York State; and be it further

RESOLVED, That these grants will be used to pay the Town of Clarkstown, Town of Orangetown, Town of Ramapo, and the Village of Spring Valley for various clean up expenses related to Hurricane Irene and Tropical Storm Lee and to pay for various administrative expenses related to said hurricane and storm; and be it further

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

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A-EXE-1237-E5060	Program Costs	243,638
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Increase Est. Rev. Acct. (Debit):

A-EXE-1237-R4089	Federal Aid - General Gov't	243,638
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TS:mf
2012-04165
10-22-12

DRAFT

RESOLVED, That the Legislature of the County of Rockland hereby approves the acceptance of a \$149,500 Law Enforcement Terrorism Prevention Program (LETPP) grant (No. WM12972922) from the New York State Office of Homeland Security and Emergency Services for the period September 1, 2012 through August 31, 2014, and authorizes execution of all necessary grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That this grant will be used to help cover overtime costs incurred by law enforcement in Rockland County that are related to terrorism prevention and preparedness training; and be it further

RESOLVED, That said grant is federally funded but administered by New York State; and be it further

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

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A -SHF -3118 -GS31 -E1110	Overtime	20,000
-E4920	Reimburse Municipalities	129,500

Increase Est. Rev. Acct. (Debit):

A -SHF -3118 -GS31 -R4380	Public Safety Grant(s)	149,500
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MB:mf
2012-03508
10-31-12

grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That this grant will be used to help fund the County's counter-terrorism teams so that they can be better prepared in the event of a terrorist attack or mass casualty incident; and be it further

RESOLVED, That this grant is federally funded but administered by New York State; and be it further

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

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A -SHF -3118 -GS32 -E1130	Temporary	30,000
-E2050	Equipment	280,000
-E3030	Medical Supplies	39,800
-E4090	Fees for Services, Non-Employee	47,000
-E4380	Maintenance Agreements	51,700

Increase Est. Rev. Acct. (Debit):

A -SHF -3118 -GS32 -R4380	Public Safety Grant(s)	448,500
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MB:mf
2012-04231
11-1-12
rev.11-19-12

20

DRAFT

Introduced by:

Referral No.

**RESOLUTION NO. OF 2012
APPROVING ACCEPTANCE OF GRANT FUNDS
IN THE AMOUNT OF \$45,326 (NCTD)
SAFETY NET ASSISTANCE PROJECT (SNAP)
PROCESS AND TECHNOLOGY IMPROVEMENT GRANT
FROM THE UNITED STATES DEPARTMENT OF AGRICULTURE (USDA)
FOOD AND NUTRITION SERVICE AGENCY
TO PURCHASE SCANNING EQUIPMENT AND ACCESSORIES IN ORDER
TO HELP INCREASE ACCESS BY ELIGIBLE HOUSEHOLDS TO SNAP BENEFITS
FOR THE PERIOD SEPTEMBER 30, 2012 THROUGH AUGUST 30, 2015
AND AUTHORIZING EXECUTION OF ALL GRANT
DOCUMENTS BY THE COUNTY EXECUTIVE
[DEPARTMENT OF SOCIAL SERVICES]
(\$45,326)**

WHEREAS, The County Executive and the Legislature of Rockland County have been advised by the Rockland County Department of Social Services that the United States Department of Agriculture (USDA) - Food and Nutrition Service agency has awarded Rockland County a \$45,326 Safety Net Assistance Project (SNAP) Process and Technology Improvement Grant for the period September 30, 2012 through August 30, 2015; and

WHEREAS, This grant will be used to purchase scanning equipment and accessories in order to help increase access by eligible households to SNAP benefits; and

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the acceptance of a \$45,326 Safety Net Assistance Project (SNAP) Process and Technology Improvement Grant from the United States Department of Agriculture (USDA) - Food and Nutrition Service agency to purchase scanning equipment and accessories in order to help increase access by eligible households to SNAP benefits for the period September 30, 2012 through August 30, 2015, and authorizes execution of all grant documents by the County Executive, subject to the approval of the County Attorney; and be it further

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

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

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A-DSS-6010-GD16-E3290	Operational Supplies	42,108
-E4380	Maintenance Agreements	3,218

Increase Est. Rev. Acct. (Debit):

A-DSS-6010-GD16-R4680	DSS Grant(s)	45,326
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LG:mf:lo
2012-04181
11-20-12cs

DRAFT

GENERAL FUND - 2012

Increase Approp. Acct. (Credit):

A-DA-1165-FA01-E4500 Forfeiture Funds - Services 21,840

Increase Approp. Fund Bal. (Debit):

A-UNC-9990-R5990 (Designated for Law Enforcement - Federal Proceeds) 21,840

MB:lo
2012-04232
10/31/12

DRAFT

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

RESOLVED, That the Legislature of Rockland County hereby approves a second option to renew for an additional one year term and an amendment to the agreement with Advanced Analytical Technologies, Inc., 37 Ramland Road, Orangeburg, New York 10962, for laboratory analytical services under RFP-RC-2010-027, in the additional amount of \$170,000, for a total contract sum not to exceed \$470,000 for the period from January 1, 2013 through December 31, 2013, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funding for this service is contingent upon 2013 budget appropriations in the Department of Health.

TS:mf
2012-03653
11/08/2012

DRAFT

WHEREAS, The Sheriff recommends that the County enter into an amendment and extension to the agreement with PTD Systems, Inc., 2 Edgebrook Lane, Monsey, New York 10952, for the period from November 16, 2012 through December 31, 2012, in an additional amount of \$8,852, for a total contract sum not to exceed \$153,436, for Use of Force Coordinator services at the Rockland County Police and Public Safety Academy, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and

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

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

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

RESOLVED, That the Legislature of Rockland County hereby approves the amendment and extension to the agreement, in excess of \$100,000 with PTD Systems, Inc., 2 Edgebrook Lane, Monsey, New York 10952, for the period from November 16, 2012 through December 31, 2012, in an additional amount of \$8,852, for a total contract sum not to exceed \$153,436, for Use of Force Coordinator services at the Rockland County Police and Public Safety Academy, and authorizes its execution by the County Executive, subject to the approval of the County Attorney, and be it further

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

MB:lo
2012-04313
11/8/12

DRAFT

RESOLVED, That the Legislature of Rockland County hereby approves the amendment and extension, in excess of \$100,000 with Eagle Professional Services Corp., 805 Sherman Avenue, Thornwood, New York, 10594, for the period from November 16, 2012 through December 31, 2012 in an additional amount of \$10,583, for a total contract sum not to exceed \$183,436 for Director of Police Academy services at the Rockland County Police and Public Safety, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

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

MB:lo
2012-04311
11/08/12

