

The Legislature of Rockland County



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

Members Present:

Leg. M. Grant, Chair
Leg. A. Wolfe, Vice Chair
Leg. Chairwoman H.Cornell
Leg. I. Schoenberger
Leg. T. Earl (left 9:00 PM)
Leg. N. Low-Hogan
Leg. J. Murphy
Leg. P. Soskin

Members Absent:

Leg. J. Hood, Jr.
Leg. F. Sparaco

Others Present:

Leg. A. Paul
N. Doliner
S. DeGroat
R. Brega
C. Todd Miles
Leg. D. Jobson
R. McKay, Esq.
S. Grogan
C. Barbash
A. Connors

MINUTES
BUDGET & FINANCE COMMITTEE
TUESDAY, DECEMBER 10, 2013
7:15 PM

ROLL CALL

ADOPTION OF MINUTES FROM DECEMBER 2, 2013

MOTION TO ADOPT:
SCHOENBERGER/LOW-HOGAN

UNAN

I. BONDS/PUBLIC WORKS MATTER:

1PPW) REF. #9323 - APPROVING AN AMENDMENT TO AN AGREEMENT IN EXCESS OF \$100,000 WITH PA CONSULTING GROUP, INC. FOR AN ADDITIONAL AMOUNT OF \$25,000 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$224,300 FOR CONSULTING SERVICES TO SELECT A PATIENT INFORMATION SOFTWARE AND ELECTRONIC MEDICAL RECORDS SYSTEM UNDER RFP-RC-09-019 FOR THE PERIOD FROM FEBRUARY 1, 2013 THROUGH DECEMBER 31, 2013 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE FOR CAPITAL PROJECT 4443 (DEPARTMENT OF GENERAL SERVICES) (\$224,300) (GERRY WALSH, COMMISSIONER DGS-PURCHASING) DL#2013-04816

***PULLED AT PPW MEETING**

PULLED AT THE REQUEST OF THE COUNTY EXECUTIVE OFFICE
NO REPRESENTATION FROM MIS

2. GRANTS/DONATIONS:

2A) REF. #7529 - ACCEPTANCE OF DONATION FROM THE 2ND ANNUAL STICKBALL HOME RUN DERBY TOURNAMENT TO SUPPORT OUR LOCAL FIRST RESPONDERS (OFFICE OF THE SHERIFF) (\$1,100)
(LOUIS FALCO, SHERIFF) DL#2013-04801

*TRANSFERRED FROM PUBLIC SAFETY 12/10/13
ADDED SPONSORS: LEGS. CORNELL, EARL, CAREY, PAUL, WOLFE, JOBSON*

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

ADDED SPONSORS: LEGS. GRANT, SCHOENBERGER, SOSKIN,

3. BUDGET ITEMS:

3A) REF. #9485 - DIRECTING THAT ANY ASSETS THAT MAY BE RECEIVED BY THE COUNTY UPON THE DISSOLUTION OF THE ROCKLAND COUNTY HEALTH FACILITIES CORPORATION BE PLACED IN A RESERVE FUND MARKED FOR DEFICIT REDUCTION PURSUANT TO LOCAL LAW NO. 10 OF 2012
(HON. ALDEN H. WOLFE, LEGISLATURE) LG#3273

Leg. Wolfe gave the background on why he initiated this resolution stating that he feels the net proceeds should be placed in a reserve fund for deficit reduction and also any sum that is reserved should be applied toward the County's obligation under Local Law 10 of 2012. Local Law 10 of 2012 allows for the County to annually place money into an account designated "for deficit reduction", which cannot be used for any other purpose than to eliminate the deficit.

ACTIONS:

Resolution to be amended to include restrictive language to clarify that proceeds from the sale of the Nursing Home and Hospital cannot be used for purposes other than what the Legislature approves by resolution

The Committee requests the Chairwoman to make formal request of auditing firm KPMG to provide a detailed analysis of all obligations of the Nursing Home and Hospital including accounts receivable, accumulated unpaid leave to employees and any other liabilities owed by the operation of the Nursing Home and Hospital.

Legislative Counsel to review resolution and make amendments after consultation with KPMG.

Legislative Counsel to schedule a conference between the County Executive and the Commissioner of Finance to Discuss how this resolution will be implemented.

Legislative Counsel to research the need to establish a contingency fund for legacy costs associated with the operation of the Nursing Home and Hospital.

4. AUTHORIZATIONS: **NONE**

5. CONTRACTS/AGREEMENTS:

5A) REF. #8894 - APPROVING FIVE (5) CONTRACTS WHICH ARE IN EXCESS OF \$100,000 FOR PUBLIC HEALTH SOCIAL WORK SERVICES FOR SPECIAL EDUCATIONAL SERVICES IN PRE-SCHOOL PROGRAMS FOR THE PERIOD OF JULY 1, 2013 THROUGH JUNE 30, 2014 AND AUTHORIZING THEIR EXECUTION BY THE COUNTY EXECUTIVE (DEPARTMENT OF HEALTH) (\$7,860,000.00)
**(DR. PATRICIA RUPPERT, COMMISSIONER HEALTH DEPT.) DL#2013-04825
ADDITIONAL BACK-UP WITH CLERK**

**MOTION TO APPROVE:
SCHOENBERGER/CORNELL**

UNAN

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

5B) REF. #7300 - APPROVING AN INTERMUNICIPAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF ROCKLAND AND THE COUNTY OF ONEIDA IN ORDER FOR THE COUNTY OF ONEIDA TO PROVIDE SECURITY SERVICES TO INMATES RECEIVING MENTAL HEALTH TREATMENT AT THE CENTRAL NEW YORK PSYCHIATRIC CENTER FOR THE PERIOD JANUARY 1, 2014 THROUGH DECEMBER 31, 2016 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE (SHERIFF'S DEPARTMENT)
(LOUIS FALCO, SHERIFF) DL#2013-04541

TRANSFERRED FROM PUBLIC SAFETY 12/10/13

ADDED SPONSORS: LEGS. CORNELL, EARL, CAREY, PAUL, WOLFE, JOBSON

**MOTION TO APPROVE:
EARL/MURPHY**

UNAN

ADDED SPONSORS: LEGS. GRANT, SCHOENBERGER, SOSKIN,

5C) REF. #5327 - APPROVING INTERMUNICIPAL AGREEMENT BETWEEN THE COUNTY OF ROCKLAND AND THE VILLAGE OF SPRING VALLEY IN CONNECTION WITH A 2013 BYRNE JUSTICE ASSISTANCE GRANT (JAG) PROGRAM AWARD THAT WILL GO DIRECTLY TO THE VILLAGE OF SPRING VALLEY IN THE AMOUNT OF \$12,912 AND AUTHORIZING EXECUTION OF THE AGREEMENT BY THE COUNTY EXECUTIVE (OFFICE OF THE SHERIFF) (\$12,912)
(LOUIS FALCO, SHERIFF) DL#2013-04673

TRANSFERRED FROM PUBLIC SAFETY 12/10/13

ADDED SPONSORS: LEGS. CORNELL, EARL, CAREY, PAUL, WOLFE, JOBSON

**MOTION TO APPROVE:
EARL/SOSKIN**

UNAN

ADDED SPONSORS: LEGS. GRANT, SCHOENBERGER, SOSKIN

5D) REF. #8097 - APPROVING RETAINER AGREEMENT BETWEEN THE LAW OFFICES OF NANCY ROSE STORMER, P.C., WHITEMAN OSTERMAN & HANNA LLP, AND MANATT PHELPS & PHILLIPS LLP, AND THE COUNTY OF ROCKLAND TO PURSUE RECOVERY OF MEDICAID OVERBURDEN PAYMENTS FROM THE STATE OF NEW YORK AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE (DEPARTMENT OF SOCIAL SERVICES)
(SUSAN SHERWOOD, COMMISSIONER SOCIAL SERVICES) DL#2013-04800

MOTION TO APPROVE: UNAN
LOW-HOGAN/WOLFE

ADDED SPONSORS: LEGS. WOLFE, CORNELL, SCHOENBERGER, EARL, SOSKIN, JOBSON

6. ALLOCATION/RECLASSIFICATION OF POSITIONS:

6A) REF. #9142 - RECLASSIFYING ONE POSITION IN THE VETERANS' SERVICES AGENCY
(JOAN SILVESTRI, COMMISSIONER, PERSONNEL) DL#2013-04780

MOTION TO APPROVE: UNAN
MURPHY/SOSKIN

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

7. **BIDS:** NONE

8. **TRANSFER OF FUNDS/OTHERS:** NONE

9. **TAX ITEMS:** NONE

10. **PUBLIC HEARINGS:** NONE

11. **LOCAL LAWS/HOME RULES:** NONE

12. PRESENTATIONS/DISCUSSIONS:

12A) REF. #9485 - *DISCUSSION ITEM:* PROPOSED TRANSFER BY THE COUNTY OF ROCKLAND OF ITS RESIDUAL RIGHT, TITLE AND INTEREST IN AND TO BUILDING “A” AT THE DR. ROBERT L. YEAGER HEALTH CENTER TO ROCKLAND COUNTY HEALTH FACILITIES CORPORATION
(HON. MICHAEL M. GRANT, LEGISLATURE)

***RED DOT
VERSION OF
RESOLUTION
VOTED ON**

Chair Grant explained this resolution dealt with real estate matters. There are four bidders and two of them expressed an interest in acquiring Building A as part of the deal. In recent meetings, there has been an emerging consensus that the transfer of the entire building should be considered since this could mean a lot more potential value. This resolution would take the process to authorize the rest of the County interest to the Rockland County Health Facilities Corp. so they could offer a larger scale project to bidders.

Leg. Schoenberger noted County Executive elect Day had previously voted no to the transfer of the LDC. There are 7 members on LDC, 4 elected by the County Executive. Going forward with the sale we need to bear in mind that there are potential ramifications if the County Executive elect changes board members.

Mr. Todd Miles of Harris Beach stated this resolution is to transfer real estate and bargain the rest of the rights agreements. Details would be spelled out in the lease agreement. Mr. Miles also stated he felt the Board was doing an exemplary job.

***MOTION TO APPROVE: AS AMENDED UNAN
SCHOENBERGER/MURPHY**

COUNSEL TO AMEND 2ND RESOLVED CLAUSE AS FOLLOWS :

- After “lease from such future user” insert (i)
- After “(10) years” insert (ii) those portions of the residual Building A facilities currently used by the County for the Department of Hospitals on terms to be agreed upon by the County and such future user.

Legislative Counsel to amend the resolution to include language to clarify intent. Counsel will provide all language for such amendment.

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

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

13. MISCELLANEOUS: NONE

14. RECEIVE & FILE: NONE

15. CORRESPONDENCE – REVIEW AND DISCUSSION: NONE

ADDENDUM

1PPW) REF. #6394 - AMENDING 2013 CAPITAL BUDGET TO CREATE A NEW CAPITAL PROJECT IN THE AMOUNT OF \$3,600,000 FOR REPLACEMENT OF SAMSONDALE AVENUE BRIDGE OVER CSX RAILROAD (HIGHWAY DEPARTMENT/DRAINAGE AGENCY) (\$3,600,000)
(CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAY)
DL#2013-04671

TRANSFERRED FROM PPW 12/10/13
ADDED SPONSORS: *SCHOENBERGER, WOLFE, GRANT, PAUL, JOBSON*

MOTION TO APPROVE:
SOSKIN/LOW-HOGAN

UNAN

ADDED SPONSORS: LEGS. CORNELL, EARL, SOSKIN

2PPW) REF. #6394 - AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE FOR REPAIRS TO SUFFERN LANE RETAINING WALL LOCATED IN THE TOWN OF HAVERSTRAW FOR DAMAGE CAUSED BY HURRICANE IRENE EMERGENCY RELIEF PROGRAM PIN NO. 8701.78 AND APPROVING EXECUTION OF THE AGREEMENT BY THE COUNTY EXECUTIVE (DEPARTMENT OF HIGHWAYS) (\$2,000,000)
(CHARLES VEZZETTI, SUPERINTENDENT OF HIGHWAY)
DL#2013-04729

TRANSFERRED FROM PPW 12/10/13
ADDED SPONSORS: *SCHOENBERGER, WOLFE, GRANT, PAUL, JOBSON*

MOTION TO APPROVE:
SOSKIN/GRANT

UNAN

ADDED SPONSORS: LEGS. CORNELL, EARL, SOSKIN

3PPW) REF. #6394 - APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000 FROM CAVALIERE INDUSTRIES, INC. FOR COLD MILLING OPERATIONS FOR THE HIGHWAY DEPARTMENT UNDER RBF-RC-2012-059 IN AN ADDITIONAL AMOUNT NOT TO EXCEED \$450,000 DURING THE FIRST YEAR OPTION TERM FROM SEPTEMBER 17, 2013 THROUGH SEPTEMBER 16, 2014 AND FOR A TOTAL AMOUNT NOT TO EXCEED \$900,000 DURING THE FULL PERIOD FROM SEPTEMBER 17, 2012 THROUGH SEPTEMBER 16, 2014 WITH ALL PURCHASES TO BE MADE BY FORMAL PURCHASE ORDER (DEPARTMENT OF GENERAL SERVICES – DIVISION OF PURCHASING) (\$900,000)
(GERRY WALSH, COMMISSIONER DGS-PURCHASING)
DL#2013-04607

TRANSFERRED FROM PPW 12/10/13
ADDED SPONSORS: *SCHOENBERGER, WOLFE, GRANT, PAUL, JOBSON*

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

UNAN

ADDED SPONSORS: LEGS. CORNELL, EARL, SOSKIN

4. REF. #9019 - APPROVING THE ACCEPTANCE OF FUNDS IN THE AMOUNT OF \$190,545 (NCTD) FROM THE NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE (OTDA) TO REIMBURSE THE COUNTY FOR ELIGIBLE COSTS ASSOCIATED WITH THE ADMINISTRATION OF THE 2013 SUMMER YOUTH EMPLOYMENT PROGRAM (SYEP) FOR THE PERIOD MAY 1, 2013 THROUGH SEPTEMBER 30, 2013 AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE ALL NECESSARY DOCUMENTS (YOUTH BUREAU) (\$190,545)
(MARIANNE MCCARNEY, EXECUTIVE DIRECTOR, YOUTH BUREAU) DL#2013-04820

**MOTION TO APPROVE :
CORNELL/SCHOENBERGER**

UNAN

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

- 5) REF. #7780 - APPROVING ADDITIONAL PURCHASES IN EXCESS OF \$100,000 FROM BERKSHIRE FARM CENTER AND SERVICES FOR YOUTH TO PROVIDE A NON-SECURE DETENTION PROGRAM SERVICES (NSDS) FOR THE DEPARTMENT OF SOCIAL SERVICES UNDER RFP-RC-2011-019 IN AN ADDITIONAL AMOUNT OF \$163,270.80 FOR A TOTAL AMOUNT NOT TO EXCEED \$356,757.30 AND EXTENDING THE TERM THROUGH NOVEMBER 30, 2014 (DEPARTMENT OF SOCIAL SERVICES) (\$356,757.30)
(SUSAN SHERWOOD, COMMISSIONER, SOCIAL SERVICES) DL#2013-04544

**MOTION TO APPROVE:
MURPHY/EARL**

UNAN

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

- 6) REF. #5906 - AUTHORIZING THE RELEVY OF 2012-2013 SEWER RENTS, AND UNPAID SURCHARGES ON 2014 TAX LEVY
(DIANNE T. PHILIPPS, P.E., EXECUTIVE DIRECTOR, SEWER DISTRICT NO. 1) DL#2013-04970

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

UNAN

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

- 7) REF. #6698 - ACCEPTING AND APPROVING THE REPORT OF THE BUDGET AND FINANCE COMMITTEE WITH REFERENCE TO MORTGAGE TAXES FOR THE PERIOD APRIL 1, 2013 THROUGH SEPTEMBER 30, 2013 (DEPARTMENT OF BUDGET & FINANCE)
(STEPHEN DEGROAT, COMMISSIONER, BUDGET & FINANCE)
DL#2013-05011

**MOTION TO APPROVE:
WOLFE/CORNELL**

UNAN

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

- 8) 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, 2013 THROUGH SEPTEMBER 30, 2013 (DEPARTMENT OF BUDGET & FINANCE)
(STEPHEN DEGROAT, COMMISSIONER, BUDGET & FINANCE)
DL#2013-05022

**MOTION TO APPROVE:
SCHOENBERGER/EARL**

UNAN

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

**MOTION TO ADJOURN: 9:20 PM
LOW-HOGAN/SOSKIN**

UNAN

“The Rockland County Legislature is committed to full compliance with the Americans with Disabilities Act. To that end, the Legislature is committed to reating 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.”