

# The Legislature of Rockland County



**ILAN S SCHOENBERGER**  
**Legislator – District 4**

Chair, Planning & Public Works Committee  
Budget & Finance Committee

**AGENDA**  
**PLANNING AND PUBLIC WORKS COMMITTEE**  
**TUESDAY, APRIL 12, 2016**  
**7:00 PM**

ROLL CALL

ADOPTION OF MINUTES: MARCH 29, 2016

- 1 PPW ) REF.# 5474 AMENDING SECTION 165-5 OF THE ROCKLAND COUNTY CODE TO MAKE NEEDED CHANGES TO VARIOUS TERMS AND CONDITIONS TO THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 BOARD OF COMMISSIONERS (**HONS. CHARLES FALCIGLIA , ILAN S. SCHOENBERGER, ALDEN H. WOLFE**) **LG# 2016-42**
- 2 PPW) REF.# 1403 CONFIRMING THE APPOINTMENT OF SETH GLASSER, NEW CITY, NEW YORK TO THE ROCKLAND COUNTY HOME IMPROVEMENT LICENSING BOARD (**EDWIN J. DAY, COUNTY EXECUTIVE**) **DL#2016-00707**
- 3PPW) REF.# 9302 CONFIRMING APPOINTMENT OF JOY D. MACY, BLAUVELT, NY TO THE ROCKLAND COUNTY AGRICULTURAL AND FARM PROTECTION BOARD (**EDWIN J. DAY, COUNTY EXECUTIVE**) **DL# 2016-01084**
- 4PPW) REF# 9302 CONFIRMING THE APPOINTMENT OF CHUCK STEAD, NYACK, NY TO THE ROCKLAND COUNTY AGRICULTURAL AND FARM PROTECTION BOARD (**EDWIN J. DAY, COUNTY EXECUTIVE**) **DL# 2016-01120**
- 5PPW) REF# 9302 CONFIRMING THE APPOINTMENT OF DOUGLAS SCHUETZ, VALLEY COTTAGE, NY TO THE ROCKLAND COUNTY AGRICULTURAL AND FARM PROTECTION BOARD (**EDWIN J. DAY, COUNTY EXECUTIVE**) **DL# 2016-01154**

- 6PPW) REF.# 2992 APPROVING THE INTERMUNICIPAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF ROCKLAND AND THE VILLAGE OF SPRING VALLEY FOR ACCEPTANCE OF "SUPER SAVER BUS TICKETS" ON THE SPRING VALLEY JITNEY (NO COUNTY TAX DOLLARS) FOR THE PERIOD FROM APRIL 4, 2016 THROUGH APRIL 3, 2018 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF PUBLIC TRANSPORTATION]  
**(DOUGLAS J. SCHUETZ, ACTING COMMISSIONER, PUBLIC TRANSPORTATION) DL#: 2016-01042**
- 7PPW) REF. # 2992 APPROVING THE INTERMUNICIPAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF ROCKLAND AND THE TOWN OF CLARKSTOWN (NO COUNTY DOLLARS) FOR THE ACCEPTANCE OF DISCOUNT TRANSPORT OF ROCKLAND (TOR) "SUPER SAVER BUS TICKETS" ON THE CLARKSTOWN MINI-TRANS FOR THE PERIOD FROM APRIL 4, 2016 THROUGH APRIL 3, 2018 AND AUTHORIZING EXECUTION OF THE AGREEMENT BY THE COUNTY EXECUTIVE [DEPARTMENT OF PUBLIC TRANSPORTATION]  
**(DOUGLAS J. SCHUETZ, ACTING COMMISSIONER, PUBLIC TRANSPORTATION) DL#: 2016-01047**
- 8PPW) REF. # 2992 APPROVING AN INTERMUNICIPAL COOPERATION AGREEMENT BETWEEN THE COUNTY OF ROCKLAND AND THE VILLAGE OF KASER FOR THE SALE OF "SUPER SAVER BUS TICKETS" [NO COUNTY TAX DOLLARS] FROM APRIL 4, 2016 THROUGH APRIL 3, 2018 AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF PUBLIC TRANSPORTATION]  
**(DOUGLAS J. SCHUETZ, ACTING COMMISSIONER, PUBLIC TRANSPORTATION) DL#: 2016-01040**
- 9PPW) REF # 5906 APPROVING AMENDMENT TO AGREEMENT IN EXCESS OF \$100,000 WITH MONTANA CONSTRUCTION CORP., INC. IN THE ADDITIONAL AMOUNT OF \$390,229.15 FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$9,674,264.15 FOR WESTERN RAMAPO SANITARY SEWER SYSTEM, PINE GROVE, CONTRACT WR03-04A AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [ROCKLAND COUNTY SEWER DISTRICT NO.1] (\$9,674,264.15)  
**(DIANNE T. PHILLIPS, P.E., EXECUTIVE DIRECTOR, SEWER DISTRICT) DL#: 2016-00874**
- 10PPW) REF.# 5906/8593 RATIFYING A CONTRACT IN EXCESS OF \$100,000 WITH EAST COAST POWER AND GAS, LLC FOR THE PURCHASE OF ELECTRICITY ON BEHALF OF THE COUNTY OF ROCKLAND AND THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 IN THE ESTIMATED AMOUNT OF \$6,163,088.73 FOR THE PERIOD FROM OCTOBER 1, 2017 THROUGH SEPTEMBER 30, 2020 AND FOR THE PURCHASE OF FIRM NATURAL GAS ON BEHALF OF THE COUNTY OF ROCKLAND AND THE ROCKLAND COUNTY SEWER DISTRICT NO. 1 IN THE ESTIMATED AMOUNT OF \$608,838.75 FOR THE PERIOD FROM OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2019 BY FORMAL PURCHASE ORDER IN ACCORDANCE WITH RFB-RC-2016-024 [DEPARTMENT OF GENERAL SERVICES-DIVISION OF PURCHASING] **(PAUL J. BRENNAN, DIRECTOR, DGS PURCHASING) DL#: 2016-01082**

11PPW) REF # 6394 APPROVING AN AMENDMENT TO THE AGREEMENT IN EXCESS OF \$100,000 WITH HVB CONSTRUCTION INC. IN THE ADDITIONAL AMOUNT OF \$100,000 FOR A TOTAL AMOUNT NOT TO EXCEED \$2,268,000.00 FOR THE REPLACEMENT OF THE OAK TREE ROAD BRIDGE OVER SPARKILL CREEK, IN THE TOWN OF ORANGETOWN, AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HIGHWAYS] (\$2,268,000.00)  
**(CHARLES H. VEZZETTI, SUPERINTENDENT, HIGHWAYS) DL#: 2016-10036**

12PPW) REF. # 6394 APPROVING AN AGREEMENT IN EXCESS OF \$100,000 WITH VERIZON COMMUNICATIONS IN A TOTAL AMOUNT ESTIMATED TO BE \$201,116.88 FOR CONSTRUCTION REIMBURSEMENT FOR THE REPLACEMENT OF THE ORANGEBURG ROAD BRIDGE OVER CSX RAILROAD PROJECT IN THE TOWN OF ORANGETOWN AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF HIGHWAYS] (\$201,116.88)  
**(CHARLES H. VEZZETTI, SUPERINTENDENT, HIGHWAYS) DL#: 2016-00961**

13PPW) REF. # 9252 APPROVING A LICENSE AGREEMENT IN EXCESS OF \$100,000 WITH NEW YORK SMSA LIMITED PARTNERSHIP D/B/A VERIZON WIRELESS PURSUANT TO WHICH IT SHALL PAY THE COUNTY THE MONTHLY AMOUNT OF \$2,900.00 WHICH IS SUBJECT TO AN ANNUAL INCREASE PERCENTAGE OF THREE (3%) PERCENT FOR THE TERM OF THE LICENSE AGREEMENT FOR A TOTAL CONTRACT SUM IN THE AMOUNT OF \$1,268,782.40 TO PERMIT THE INSTALLATION OF TWELVE (12) NEW ANTENNAS AND THE INSTALLATION OF TWELVE (12) NEW REMOTE RADIO HEADS (RRH) ON THE EXISTING COMMUNICATIONS TOWER LOCATED AT THE VETERANS' CEMETERY AT 175 BRICK CHURCH ROAD, NEW HEMPSTEAD, NEW YORK FOR A TWENTY-FIVE YEAR TERM COMMENCING JANUARY 1, 2016 THROUGH DECEMBER 31, 2040 AND AUTHORIZING ITS EXECUTION BY THE COUNT EXECUTIVE [OFFICE OF FIRE AND EMERGENCY SERVICES] (\$1,268,782.40)  
**(GORDON W. WREN, JR., DIRECTOR, FIRE AND EMERGENCY)  
DL#: 2015-05105**

14PPW) REF. # 9252 APPROVING A FIRST AMENDMENT TO A LICENSE AGREEMENT IN EXCESS OF \$100,000 WITH NEW YORK SMSA LIMITED PARTNERSHIP D/B/A VERIZON WIRELESS PURSUANT TO WHICH IT SHALL PAY THE COUNTY THE ADDITIONAL AMOUNT OF \$282,101.58 FOR THE INSTALLATION OF SIX (6) NEW ANTENNAS AND SIX (6) NEW REMOTE RADIO HEADS (RRH) ON THE COMMUNICATIONS TOWER LOCATED AT THE "MITCH MILLER PROPERTY" FOR A TOTAL CONTRACT SUM OF \$1,375,879.51 TO BE RECEIVED BY THE COUNTY AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [OFFICE OF FIRE AND EMERGENCY SERVICES] (\$1,375,879.51)  
**(GORDON W. WREN, JR., DIRECTOR, OFFICE OF FIRE AND EMERGENCY)  
DL#: 2016-01232**

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**PPW/AGN**  
**4/12/16**

15PPW) REF # 0962 APPROVING AN AMENDMENT TO AN AGREEMENT IN EXCESS OF \$100,000 WITH M.J. ENGINEERING AND LAND SURVEYING, P.C. IN THE ADDITIONAL AMOUNT OF \$107,000 FOR A TOTAL CONTRACT AMOUNT NOT TO EXCEED \$419,000 FOR CIVIL DESIGN AND SITE SURVEY SERVICES UNDER RFP-FTA-RC-2012-004 AT THE MONSEY PARK AND RIDE LOT, TOWN OF RAMAPO FOR THE PERIOD FROM NOVEMBER 14, 2015 THROUGH NOVEMBER 13, 2016 WITH FOUR ADDITIONAL ONE-YEAR OPTIONS UNDER CAPITAL PROJECT NO. 18826 (NO COUNTY TAX DOLLARS) AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [DEPARTMENT OF PUBLIC TRANSPORTATION] (\$419,000)  
**(DOUGLAS J. SCHUETZ, ACTING COMMISSIONER, PUBLIC TRANSPORTATION)**  
**DL#: 2016-01105**

ADDITIONAL BACK UP WITH CLERK

**PPW41216AGNMZ**

# DRAFT

Introduced by:

Hon. Charles Falciglia, Sponsor  
Hon. Ilan S. Schoenberger, Sponsor  
Hon. Alden H. Wolfe, Sponsor

Referral No. \_\_\_\_\_, 2016

**RESOLUTION NO. OF 2016**  
**AMENDING SECTION 165-5 OF THE ROCKLAND COUNTY CODE TO MAKE**  
**NEEDED CHANGES TO VARIOUS TERMS AND CONDITIONS OF THE ROCKLAND**  
**COUNTY SEWER DISTRICT NO. 1 BOARD OF COMMISSIONERS**

WHEREAS, the Rockland County Sewer District No. 1 [RCSD] was originally created by Resolution No. 624 of 1963;

WHEREAS, §165-5, which pertains to the Board of Commissioners of RCSD [Board], was subsequently amended by Resolutions No. 53 of 1966, 674 of 1967, 24 of 1994, and 479 of 2001; and

WHEREAS, the Legislature believes that changes to both the composition of the Board as well as some of the terms and conditions of the Board would lead to greater attendance of commissioners at meetings, encourage more participation at meetings, enable more effective supervision by the Legislature, and would result in enhanced transparency and accountability to the Legislature, the County Executive, and all Rockland County residents; and

WHEREAS, the \_\_\_\_\_ Committee has met, considered and by a \_\_\_\_\_ vote, approved this resolution; now therefore be it

RESOLVED, §165 of the Rockland County Code is hereby amended as follows:

§ 165-5. Board of Commissioners.

- A. There is hereby established a Board of Commissioners of Rockland County Sewer District No. 1, which Board shall consist of ~~13~~ **10** members, **effective upon adoption of this resolution and upon adoption of a resolution appointing members pursuant hereto.**
- B. The members of the Commission shall ~~be appointed by the Legislature of Rockland County in the following manner~~ **as follows:**
- (1) ~~Three members shall be from the Town of Ramapo, one of whom will be the Supervisor of the Town of Ramapo or his designee and two of whom shall reside~~



RESOLVED, That the Legislature of Rockland County hereby confirms the appointment of Seth Glasser, New City, New York, to the Rockland County Home Improvement Licensing Board, to serve at the pleasure of the County Executive; and be it further

RESOLVED, That the Clerk to the Legislature is hereby directed to forward a copy of this resolution to the Rockland County Home Improvement Licensing Board and to the appointee, Seth Glasser.

VWJ:vma  
2016-00707  
3/10/16  
3/23/16rev.

Introduced by:

Referral No.

**RESOLUTION NO.        OF 2016**  
**CONFIRMING THE APPOINTMENT OF**  
**JOY D. MACY, BLAUVELT, NY**  
**TO THE ROCKLAND COUNTY AGRICULTURAL AND**  
**FARM PROTECTION BOARD**

WHEREAS, By Resolution No. 638 of 1998 the Rockland County Legislature established the Rockland County Agricultural and Farm Protection Board as authorized by Section 302 of the New York State Agricultural and Markets Law; and

WHEREAS, The Rockland County Agricultural and Farm Protection Board was re-constituted and by Resolution No. 152 of 2010 the Legislature of Rockland County confirmed said appointments; and

WHEREAS, The law provides that the Board shall consist of eleven (11) members, (4) four of whom shall be active farmers, (1) one of whom shall represent agribusiness, (1) one of whom may represent an organization dedicated to agricultural land preservation, (1) one of whom shall be the chairperson of the county soil and water conservation district board of directors, (1) one of whom shall be a member of the County Legislature, (1) one of whom shall be a county cooperative extension agent, (1) one of whom shall be the county planning director, and (1) one of whom shall be the county director of real property tax services; and

WHEREAS, There are currently five (5) vacancies on the Rockland County Agricultural and Farm Protection Board; and

WHEREAS, Joy D. Macy is an active farmer, owner/manager of Bluefield Farm LLC, she is professionally trained as a plant specialist, she is a floral designer for events, she sells flowers at Farmers' markets and wholesale to floral designers, and she is a member of the Open Space Committee and Garden Club of Nyack; and

WHEREAS, Joy D. Macy will be filling the vacancy as an active farmer; and

WHEREAS, The County Executive has appointed Joy D. Macy to fill a vacancy on the Rockland County Agricultural and Farm Protection Board subject to legislative confirmation; and

WHEREAS, Section C3.02 of the Charter Law of Rockland County provides that the County Executive shall appoint members of all county boards and commissions, subject to legislative confirmation; and

WHEREAS, Section 302 of the New York State Agricultural and Markets Law has been superseded by, to the extent that it is inconsistent with, Section C3.02 of the Charter Law of Rockland County which provides that members of County boards and commissions shall serve at the pleasure of the County Executive; and

WHEREAS, The Committee of the Legislature has met, considered and recommended this confirmation; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the appointment of Joy D. Macy to the Rockland County Agricultural and Farm Protection Board; and be it further

RESOLVED, That the Clerk to the Legislature shall send a copy of this resolution to the Rockland County Agricultural and Farm Protection Board and to the appointee, Joy D. Macy.

VWJ/lp  
3/28/16  
Rev. 4/5/16  
2016-01084

Introduced by:

**DRAFT**

Referral No.

**RESOLUTION NO.            OF 2016  
CONFIRMING THE APPOINTMENT OF  
CHUCK STEAD, NYACK, NY  
TO THE ROCKLAND COUNTY AGRICULTURAL AND  
FARM PROTECTION BOARD**

WHEREAS, By Resolution No. 638 of 1998 the Rockland County Legislature established the Rockland County Agricultural and Farm Protection Board as authorized by Section 302 of the New York State Agricultural and Markets Law; and

WHEREAS, The Rockland County Agricultural and Farm Protection Board was re-constituted and by Resolution No. 152 of 2010 the Legislature of Rockland County confirmed said appointments; and

WHEREAS, The law provides that the Board shall consist of eleven (11) members, four of whom shall be active farmers, (1) one of whom shall represent agribusiness, (1) one of whom may represent an organization dedicated to agricultural land preservation, (1) one of whom shall be the chairperson of the county soil and water conservation district board of directors, (1) one of whom shall be a member of the County Legislature, (1) one of whom shall be a county cooperative extension agent, (1) one of whom shall be the county planning director, and (1) one of whom shall be the county director of real property tax services; and

WHEREAS, With the pending confirmation appointment of Joy D. Macy there will be four (4) vacancies on the Rockland County Agricultural and Farm Protection Board; and

WHEREAS, Chuck Stead, is a land preservationist, who is professionally trained as a professor of environmental studies and a member of the Rockland Farm Alliance Board; and

WHEREAS, Chuck Stead will be filling the vacancy as a land preservationist; and

WHEREAS, The County Executive has appointed Chuck Stead to fill a vacancy on the Rockland County Agricultural and Farm Protection Board subject to legislative confirmation; and

WHEREAS, Section C3.02 of the Charter Law of Rockland County provides that the County Executive shall appoint members of all county boards and commissions, subject to legislative confirmation; and

WHEREAS, Section 302 of the New York State Agricultural and Markets Law has been superseded by, to the extent that it is inconsistent with, Section C3.02 of the Charter Law of Rockland County which provides that members of County boards and commissions shall serve at the pleasure of the County Executive; and

WHEREAS, The                      Committee of the Legislature has met, considered and recommended this confirmation; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the appointment of Chuck Stead to the Rockland County Agricultural and Farm Protection Board; and be it further

RESOLVED, That the Clerk to the Legislature shall send a copy of this resolution to the Rockland County Agricultural and Farm Protection Board and to the appointee, Chuck Stead.

VWJ/lp  
3/28/16  
Rev. 4/5/16  
2016-01120

Introduced by:

0118 / A F U

Referral No.

**RESOLUTION NO.            OF 2016  
CONFIRMING THE APPOINTMENT OF  
DOUGLAS SCHUETZ, VALLEY COTTAGE, NY  
TO THE ROCKLAND COUNTY AGRICULTURAL AND  
FARM PROTECTION BOARD**

WHEREAS, By Resolution No. 638 of 1998 the Rockland County Legislature established the Rockland County Agricultural and Farm Protection Board as authorized by Section 302 of the New York State Agricultural and Markets Law; and

WHEREAS, The Rockland County Agricultural and Farm Protection Board was re-constituted and by Resolution No. 152 of 2010 the Legislature of Rockland County confirmed said appointments; and

WHEREAS, The law provides that the Board shall consist of eleven (11) members, (4) four of whom shall be active farmers, (1) one of whom shall represent agribusiness, (1) one of whom may represent an organization dedicated to agricultural land preservation, (1) one of whom shall be the chairperson of the county soil and water conservation district board of directors, (1) one of whom shall be a member of the County Legislature, (1) one of whom shall be a county cooperative extension agent, (1) one of whom shall be the county planning director, and (1) one of whom shall be the county director of real property tax services; and

WHEREAS, Pursuant to Agricultural and Markets Law Section 302, the five (5) "county" members serve coterminous with their term of or tenure in office, including coterminous with the designation of the County Soil and Water Conservation District Board of Directors, and coterminous with the terms of employment as the county cooperative; and

WHEREAS, With the pending confirmation appointment of Joy D. Macy and Chuck Stead there will be three (3) vacancies on the Rockland County Agricultural and Farm Protection Board; and

WHEREAS, The County Executive has appointed Douglas Schuetz to fill a vacancy on the Rockland County Agricultural and Farm Protection Board subject to legislative confirmation; and

WHEREAS, Section C3.02 of the Charter Law of Rockland County provides that the County Executive shall appoint members of all county boards and commissions, subject to legislative confirmation; and

WHEREAS, Section 302 of the New York State Agricultural and Markets Law has been superseded by, to the extent that it is inconsistent with, Section C3.02 of the Charter Law of Rockland County which provides that members of County boards and commissions shall serve at the pleasure of the County Executive; and

WHEREAS, Doug Schuetz will serve coterminous to his term and tenure as Acting Commissioner of Planning; and

WHEREAS, The Committee of the Legislature has met, considered and recommended this confirmation; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby approves the appointment of Douglas Schuetz to the Rockland County Agricultural and Farm Protection Board; and be it further

RESOLVED, That the Clerk to the Legislature shall send a copy of this resolution to the Rockland County Agricultural and Farm Protection Board and to the appointee, Douglas Schuetz.

VWJ/lp  
3/28/16  
Rev. 4/5/16  
2016-01154



RESOLVED, That no County tax dollars are required for this agreement.

TS:dc  
2016-01042  
3-21-16



the Clarkstown Mini-Trans for the period from April 4, 2016 through April 3, 2018, and authorizes execution of the agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That no County tax dollars are required for this agreement.

TS:dc  
2016-01047  
3-21-16



advertising, including transit maps that identify Village locations along the bus route, and authorizes execution of the agreement by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That no County tax dollars are required for this agreement.

TS:dc  
2016-01040  
3-22-16

Introduced by:

**DRAFT**

Referral No.

**RESOLUTION NO.            OF 2016  
APPROVING AMENDMENT TO AGREEMENT  
IN EXCESS OF \$100,000 WITH MONTANA CONSTRUCTION CORP., INC.  
IN THE ADDITIONAL AMOUNT OF \$390,229.15  
FOR A TOTAL CONTRACT SUM NOT TO EXCEED \$9,674,264.15  
FOR WESTERN RAMAPO SANITARY SEWER SYSTEM,  
PINE GROVE, CONTRACT WR03-04A AND  
AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE  
[ROCKLAND COUNTY SEWER DISTRICT NO. 1]  
(\$9,674,264.15)**

WHEREAS, As authorized by Legislative Resolution No. 617 of 2013, on December 18, 2013, the County entered into an agreement, on behalf of the Rockland County Sewer District No. 1, with Montana Construction Corp., Inc., 80 Contant Avenue, Lodi, New Jersey, 07644, for Contract WR-03-04A Western Ramapo Sanitary Sewer System, Pine Grove, part of the Western Ramapo Sewer Extension Project, in an amount not to exceed \$9,284,035; and

WHEREAS, the project was substantially completed, and initially accepted on May 22, 2015, and the total final completed work amounted to \$9,674,264.15, or \$390,229.15 in excess of the original contract amount; and

WHEREAS, The Summary of Change to Contract shows an increase to the contract in the amount of \$390,229.15 due to: (1) an adjustment to the quantity of contractual units from estimated to actual numbers of implemented units; (2) additional unanticipated work due to unforeseen conditions such as drainage conflicts, additional paving and tree removal; and

WHEREAS, A contractual, no cost 128 day time extension was required to perform final paving and restoration which could not be completed in the winter months; and

WHEREAS, The cost overrun was checked, verified and approved by the staff of the Sewer District; and

WHEREAS, By Resolution No. 4 of 2016, the Board of Commissioners of the Rockland County Sewer District No. 1, approved the amendment to the agreement with Montana Construction Corp., Inc., Contract WR03-04A increasing the contract sum by

the additional amount of \$390,229.15 for a total contract sum not to exceed \$9,674,264.15, subject to the approval of the Rockland County Legislature; and

WHEREAS, Sufficient funds for the amendment to this agreement exist in the 2016 Capital Budget, Capital Project No. 6150 - Western Ramapo Sewer Extension; 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 an amendment to the agreement in excess of \$100,000 with Montana Construction Corp., Inc., 80 Contant Avenue, Lodi, New Jersey, 07644, for Contract WR03-04A Western Ramapo Sanitary Sewer System, Pine Grove, as outlined in Change Order No. 1 to Contract WR03-04A, increasing the contract sum by the additional amount of \$390,229.15 for a total contract sum not to exceed \$9,674,264.15, and authorizing its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That sufficient funds for the amendment to this agreement exist in the 2016 Capital Budget, Capital Project No. 6150 - Western Ramapo Sewer Extension.

DB:lp  
2016-00874  
3/15/16

Introduced by:

**DRAFT**

Referral No.

**RESOLUTION NO.            OF 2016  
RATIFYING A CONTRACT IN EXCESS OF \$100,000  
WITH EAST COAST POWER AND GAS, LLC FOR THE  
PURCHASE OF ELECTRICITY ON BEHALF OF THE  
COUNTY OF ROCKLAND AND THE ROCKLAND COUNTY  
SEWER DISTRICT NO. 1 IN THE ESTIMATED AMOUNT  
OF \$6,163,088.73 FOR THE PERIOD FROM  
OCTOBER 1, 2017 THROUGH SEPTEMBER 30, 2020 AND  
FOR THE PURCHASE OF FIRM NATURAL GAS ON  
BEHALF OF THE COUNTY OF ROCKLAND AND THE  
ROCKLAND COUNTY SEWER DISTRICT NO. 1 IN  
THE ESTIMATED AMOUNT OF \$608,838.75 FOR THE  
PERIOD FROM OCTOBER 1, 2016 THROUGH  
SEPTEMBER 30, 2019 BY FORMAL PURCHASE  
ORDER IN ACCORDANCE WITH RFB-RC-2016-024  
[DEPARTMENT OF GENERAL SERVICES -  
DIVISION OF PURCHASING]**

WHEREAS, By Res. No. 579 of 2009, the County Executive and the Legislature of Rockland County approved the creation of the County's Energy Advisory Group to act as the County's agent in awarding energy related contracts; and

WHEREAS, The Director of Purchasing issued a request for sealed bids for firm electricity and natural gas under RFB-RC-2016-024; and

WHEREAS, The County's current natural gas contract expires on September 30, 2016; and

WHEREAS, The County's current contract for electricity expires on September 30, 2017; and while the current electric market is very competitively priced there is uncertainty regarding the future market; and

WHEREAS, It was recommended by the County's energy consultant that the County consider locking in pricing for electricity at current market rates to avoid the risk of higher rates upon the expiration of the electricity contract; and

WHEREAS, Three (3) bids were received for electricity from East Coast Power and Gas, LLC, Plymouth Rock Energy and Direct Energy; all bidders provided bids for twelve (12) month pricing; and in addition Direct Energy and East Coast Power and Gas, LLC provided bids for twenty-four (24) and thirty-six (36) month pricing; and

WHEREAS, It was determined by the Energy Advisory Group and Resolution Energy Group (the County's energy consultant) that East Coast Power and Gas, LLC was the low bidder for the 12, 24 and 36 month terms for electricity, and determined that it was in the best interest of the County to lock in pricing for a thirty-six (36) month term which provides significant cost savings from the current contract and budget certainty going forward; and

WHEREAS, Annual savings to the County is projected at \$393,065.56 from current costs; and annual savings for the Sewer District are projected at \$425,160.35 from current costs, for total savings to the County of \$1,179,196.67 and total savings to the Sewer District of \$1,275,481.06 for a grand total of \$2,454,677 from the current contract price for electricity over the three years of the contract; and

WHEREAS, Five (5) bids were received for natural gas from M & R Energy, East Coast Power and Gas, LLC, Plymouth Rock Energy, Colonial Energy and Direct Energy; each firm bid on Fixed Pricing and NYMEX plus Basis Pricing; and

WHEREAS, Upon reviewing the bids it was determined by the Energy Advisory Group and Resolution Energy Group that East Coast Power and Gas, LLC was the lowest bidder for Fixed Pricing for the 12, 24 and 36 month terms; and East Coast Power and Gas, LLC was also the lowest bidder for NYMEX plus Basis Pricing for the 12, 24 and 36 month terms; and

WHEREAS, It was determined by the Energy Advisory Group and Resolution Energy Group that it was in the County's best interest to award the contract for natural gas using the NYMEX plus Basis Pricing method; and

WHEREAS, Annual savings to the County is projected at \$43,086 and to the Sewer District at \$28,081.81, with total possible savings of \$129,258 to the County and \$84,245.43 to the Sewer District for natural gas over the three years of the contract; and

WHEREAS, The Director of Purchasing is requesting that the County Executive and the Legislature of Rockland County ratify a contract in excess of \$100,000 with East Coast Power & Gas, LLC, 340 Jackson Avenue, Bronx, New York 10454, for the purchase of electricity for the period from October 1, 2017 to September 30, 2020 on a fixed price basis in the estimated amount of \$6,163,088.73 in accordance with RFB-RC-2016-024; and

WHEREAS, The Director of Purchasing is requesting that the County Executive and the Legislature of Rockland County ratify a contract in excess of \$100,000 with East Coast Power & Gas, LLC, 340 Jackson Avenue, Bronx, New York 10454, for the purchase of firm natural gas for the period from October 1, 2016 to September 30, 2019 on a fixed price basis in the estimated amount of \$608,838.75 in accordance with RFB-RC-2016-024; and

WHEREAS, All purchases shall be made by formal purchase order; and

WHEREAS, Sufficient funding for this contract exists in the 2016 Operating Budget of the County of Rockland and the 2016 Operating Budget of the Rockland County Sewer District

No. 1 and is contingent upon the adoption of the County Operating Budgets and the Rockland County Sewer District No. 1 Budgets for the years 2017, 2018, 2019 and 2020; 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 \_\_\_\_\_ Committee of the Legislature has met, considered and approved this resolution; now therefore be it

RESOLVED, That the Legislature of Rockland County hereby ratifies a contract in excess of \$100,000 with East Coast Power & Gas, LLC, 340 Jackson Avenue, Bronx, New York 10454, for the purchase of electricity for the period from October 1, 2017 to September 30, 2020 on a fixed price basis in the estimated amount of \$6,163,088.73 in accordance with RFB-RC-2016-024 by formal purchase order subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That the Legislature of Rockland County hereby ratifies a contract in excess of \$100,000 with East Coast Power & Gas, LLC, 340 Jackson Avenue, Bronx, New York 10454, for the purchase of firm natural gas for the period from October 1, 2016 to September 30, 2019 on a fixed price basis in the estimated amount of \$608,838.75 in accordance with RFB-RC-2016-024 by formal purchase order subject to the approval of the Director of Purchasing; and be it further

RESOLVED, That sufficient funding for this contract exists in the 2016 Operating Budget of Budget of the County of Rockland and the 2016 Operating Budget of the Rockland County Sewer District No. 1 and is contingent upon the adoption of the County Operating Budgets and the Rockland County Sewer District No. 1 Budgets for the years 2017, 2018, 2019 and 2020.

LHG:dc  
2016-01082  
3/24/16



WHEREAS, The Superintendent of Highways recommends to the County Executive and the Legislature of Rockland County approve an amendment to and extension of the agreement with HVB Construction, Inc., 144 Route 17M, Suite B, Harriman, New York 10926 to amend the agreement in the additional amount of \$100,000, for a total amount not to exceed \$2,268,000.00 for additional costs which were incurred with the installation of H-Piles and pile splicing during the replacement of Oak Tree Road Bridge over Sparkill Creek located in the Town of Orangetown, Capital Project No. 3300 and to extend the term of the agreement from January 1, 2015 through December 31, 2016; and

WHEREAS, All costs associated with this project will be reimbursed eighty (80%) with federal funds and fifteen (15%) percent with state funds; 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, Sufficient funding for the amendment to this agreement is available in the 2016 Capital Budget, Capital Project No. 3300; 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 approves an amendment to and extension of the agreement with HVB Construction, Inc., 144 Route 17M, Suite B, Harriman, New York 10926, to amend the agreement in the additional amount of \$100,000, for a total amount not to exceed \$2,268,000.00 for additional costs which were incurred with the installation of H-Piles and pile splicing during the replacement of Oak Tree Road Bridge over Sparkill Creek located in the Town of Orangetown, Capital Project No. 3300 and to extend the term of the agreement from January 1, 2015 through December 31, 2016, and authorizes the execution of the contract by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That all costs associated with this project will be reimbursed eighty (80%) with federal funds and fifteen (15%) percent with state funds; and be it further

RESOLVED, That sufficient funding for the amendment to this agreement is available in the 2016 Capital Budget, Capital Project No. 3300.

TS:dc  
2016-01136  
3-28-16



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 adoption of this resolution does not require the expenditure of any County funds.; 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 agreement with Verizon Communications, 500 Summit Lake Drive, Floor 3, Valhalla, New York 10595 for reimbursement to the County for the construction costs for the replacement of Verizon's communication lines during the replacement of the Orangeburg Road Bridge over the CSX Railroad Project in Town of Orangetown, in a total amount estimated to be \$201,116.88 but which final cost to Verizon may be more or less than \$201,116.88 and can only be determined upon completion of construction, and authorizes its execution by the County Executive, subject to the approval of the County Attorney; and be it further

RESOLVED, That the adoption of this resolution does not require the expenditure of any County funds.

TS:dc  
2016-00961  
3-22-16



Referral No.

site for a term not exceeding twenty-five (25) years upon such terms and conditions as may be prescribed upon the determination that such real property is not required for public use; 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 Committee of this Legislature has met, considered and approved this resolution; now, therefore, be it

RESOLVED, That the Legislature of Rockland County determines that the space on the existing communications tower and property adjacent thereto proposed to be used by SMSA Limited Partnership, d/b/a Verizon Wireless, One Verizon Way, Mail Stop 4AW100, Basking Ridge, New Jersey 07920 is not required for public use; and be it further

RESOLVED, That Legislature of Rockland County approves a license agreement in excess of \$100,000 with New York SMSA Limited Partnership, d/b/a Verizon Wireless, One Verizon Way, Mail Stop 4AW100, Basking Ridge, New Jersey 07920 for the installation of twelve (12) antennas and twelve (12) new remote radio heads (RRH) on the existing communications tower and property adjacent thereto at the Rockland County Veterans' Cemetery, 175 Brick Church Road, New Hempstead, New York for a total contract sum of \$1,268,782.40 for a twenty-five year term commencing January 1, 2016 through December 31, 2040 and further authorizes the County Executive to execute the license agreement and all other documents and instruments necessary to effectuate the purpose and intent of this resolution, subject to the approval of the County Attorney.

TS:dc  
2015-05105  
11/30/15

**DRAFT**

Introduced by:

Referral No.

**RESOLUTION NO. OF 2016**

**APPROVING A FIRST AMENDMENT TO A LICENSE AGREEMENT IN EXCESS OF \$100,000 WITH NEW YORK SMSA LIMITED PARTNERSHIP D/B/A VERIZON WIRELESS PURSUANT TO WHICH IT SHALL PAY THE COUNTY THE ADDITIONAL AMOUNT OF \$282,101.58 FOR THE INSTALLATION OF SIX (6) NEW ANTENNAS AND SIX (6) NEW REMOTE RADIO HEADS (RRH) ON THE COMMUNICATIONS TOWER LOCATED AT THE "MITCH MILLER PROPERTY" FOR A TOTAL CONTRACT SUM OF \$1,375,879.51 TO BE RECEIVED BY THE COUNTY AND AUTHORIZING ITS EXECUTION BY THE COUNTY EXECUTIVE [OFFICE OF FIRE AND EMERGENCY SERVICES] (\$1,375,879.51)**

WHEREAS, By Resolution No. 328 of 2009, the Legislature of Rockland County approved a license agreement in excess of \$100,000 with New York SMSA Limited Partnership d/b/a Verizon Wireless, One Verizon Way, Mail Stop 4AW100, Basking Ridge, New Jersey 07920 for the installation and maintenance of wireless communications equipment at the "Mitch Miller Property" at 94 Lime Kiln Road in Wesley Hills for a total contract sum of \$1,093,777.93 for a term of twenty-five (25) years; and

WHEREAS, New York SMSA Limited Partnership d/b/a Verizon Wireless has requested permission to install additional equipment on the communications tower which increases the monthly fee in the amount of \$900.00 or \$10,800.00 annually, which is subject to an annual increase percentage of 3% for the term of the license agreement; and

WHEREAS, The Director of the Office of Fire & Emergency Services requests that the County Executive and the Legislature of Rockland County approve a first amendment to the license agreement with New York SMSA Limited Partnership d/b/a Verizon Wireless pursuant to which it shall install six (6) new antennas and six (6) new remote radio heads (RRH) on the communications tower located at the "Mitch Miller Property" at 94 Lime Kiln Road in Wesley Hills and pay to the County the additional amount of \$282,101.58 for a total contract sum of \$1,375,879.51; and

WHEREAS, The adoption of this resolution does not require the expenditure of any County funds; 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  
considered and

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

RESOLVED, That the Legislature of Rockland County approves a first amendment to the license agreement with New York SMSA Limited Partnership d/b/a Verizon Wireless, One Verizon Way, Mail Stop 4AW100, Basking Ridge, New Jersey 07920 pursuant to which it shall install six (6) new antennas and six (6) new remote radio heads (RRH) on the communications tower located at the "Mitch Miller Property" at 94 Lime Kiln Road in Wesley Hills and pay to the County the additional amount of \$282,101.58 for a total contract sum of \$1,375,879.51; and be it further

RESOLVED, That the Legislature of Rockland County authorizes the County Executive to execute the amendment to the license agreement with New York SMSA Limited Partnership and all other documents and instruments necessary to effectuate the purpose and intent of this resolution, subject to the approval of the County Attorney.

TS: dc  
2016-01232  
4/4/16



WHEREAS, On June 24, 2015, the County entered into a Second extension to the agreement with M.J. Engineering which extended the term of the agreement from November 14, 2015 through November 13, 2016 with two (2) additional one year options; and

WHEREAS, The County has now determined that additional work scope is required to insure the project is progressed and built at the lowest possible cost and least amount of environmental impacts on the surrounding properties and NYSDOT surplus land; and

WHEREAS, This amendment to the agreement is required as part of the ongoing environmental review and discussions between the County and NYSDOT; and

WHEREAS, The Acting Commissioner of Public Transportation recommends that the County Executive and the Legislature of Rockland County approve an amendment to the agreement in excess of \$100,000 with M.J. Engineering and Land Surveying, P.C., 1533 Crescent Road, Clifton Park, New York 12065, for additional environmental work, survey and design work as per NYSDOT in addition to the civil engineering design and site survey services under RFP-FTA-RC-2012-004 for the Scope of Services to provide the National Environmental Policy Act (NEPA) documentation and a set of contract plans and documents for design and construction of the proposed Monsey Park & Ride lot to be located in the Town of Ramapo in the additional amount of \$107,000, for the period from November 14, 2013 through November 13, 2016 with the option for two (2) additional one-year terms; 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, Sufficient funding for the amendment to this agreement is provided for in the 2016 Capital Budget, Capital Project No. 18826, Monsey Park and Ride – Design & Engineering Study; and

WHEREAS, The adoption of this resolution does not involve the expenditure of any County tax dollars; 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 approves an amendment to the agreement in excess of \$100,000 with M.J. Engineering and Land Surveying, P.C., 1533 Crescent Road, Clifton Park, New York 12065, for additional environmental work, survey and design work as per NYSDOT in addition to the civil engineering design and site survey services under RFP-FTA-RC-2012-004 for the Scope of Services to provide the National Environmental Policy Act (NEPA) documentation and a set of contract plans and documents for design and construction of the proposed Monsey Park & Ride lot to be located in the Town of Ramapo in the additional amount of \$107,000, for the period from November 14, 2013 through November 13, 2016 with the option for two (2) additional one-year terms, 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 the amendment to this agreement is provided for in the 2016 Capital Budget, Capital Project No. 18826, Monsey Park and Ride – Design & Engineering Study.

TS/dc  
2016-01105  
3-29-16